



169718

LEGISLATIVE ACTION

|            |   |       |
|------------|---|-------|
| Senate     | . | House |
| Comm: RCS  | . |       |
| 03/04/2015 | . |       |
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The Committee on Military and Veterans Affairs, Space, and Domestic Security (Evers) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause and insert:

Section 1. Paragraph (k) is added to subsection (5) of section 119.071, Florida Statutes, to read:

119.071 General exemptions from inspection or copying of public records.—

(5) OTHER PERSONAL INFORMATION.—

(k)1. For purposes of this paragraph, the term



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11 "identification and location information" means the:  
12 a. Home address, telephone number, and photograph of a  
13 current or former servicemember of a United States military  
14 special operations unit.  
15 b. Home address, telephone number, photograph, and place of  
16 employment of the spouse or child of such servicemember.  
17 c. Name and location of the school or day care facility  
18 attended by the child of such servicemember.  
19 2. Identification and location information held by an  
20 agency is exempt from s. 119.07(1) and s. 24(a), Art. I of the  
21 State Constitution if such servicemember submits to an agency  
22 that has custody of the identification and location information:  
23 a. A written request to exempt such information from public  
24 disclosure; and  
25 b. A written statement that he or she has made reasonable  
26 efforts to protect the identification and location information  
27 from being accessible through other means available to the  
28 public.  
29 3. This paragraph is subject to the Open Government Sunset  
30 Review Act in accordance with s. 119.15 and shall stand repealed  
31 on October 2, 2020, unless reviewed and saved from repeal  
32 through reenactment by the Legislature.  
33 Section 2. The Legislature finds that it is a public  
34 necessity that the identification and location information held  
35 by an agency of a current or former servicemember of a United  
36 States military special operations unit; the spouse and children  
37 of such servicemember; and the schools and day care facilities  
38 attended by the children of such servicemember be made exempt  
39 from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of



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40 the State Constitution. United States military special  
41 operations units perform among the most critical, most  
42 effective, and most dangerous operations in defense of our  
43 nation's freedom. The unique missions undertaken by special  
44 operations units render these servicemembers and their families  
45 among the most critical assets worthy of protection in our state  
46 and country. The Legislature finds that allowing public access  
47 to the name, addresses, and identifying information of a current  
48 or former servicemember of a United States military special  
49 operations unit and his or her family may jeopardize the safety  
50 of the servicemember, his or her spouse, and their children. The  
51 Legislature finds that protecting a current or former  
52 servicemember of a United States military special operations  
53 unit, his or her spouse, and their children outweighs any public  
54 benefit that may be derived from the disclosure of the  
55 identifying information protected herein.

56 Section 3. This act shall take effect October 1, 2015.

57  
58 ===== T I T L E A M E N D M E N T =====

59 And the title is amended as follows:

60 Delete everything before the enacting clause  
61 and insert:

62 A bill to be entitled

63 An act relating to public records; amending s.  
64 119.071, F.S.; providing an exemption from public  
65 records requirements for certain personal identifying  
66 information of current or former servicemembers of a  
67 military special operations unit and the spouses and  
68 children of such servicemembers; providing for future



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legislative review and repeal of the exemption;  
providing a statement of public necessity; providing  
an effective date.