

By the Committee on Community Affairs

578-00739-16

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1 A bill to be entitled
2 An act relating to a review under the Open Government
3 Sunset Review Act; amending s. 119.0713, F.S., which
4 provides a public records exemption for the audit
5 report of an internal auditor and certain records
6 relating to investigations in the custody of an
7 inspector general of a local government; removing the
8 scheduled repeal of the exemption; making editorial
9 changes; providing an effective date.

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11 Be It Enacted by the Legislature of the State of Florida:

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13 Section 1. Subsection (2) of section 119.0713, Florida
14 Statutes, is amended to read:

15 119.0713 Local government agency exemptions from inspection
16 or copying of public records.—

17 (2) (a) As used in this subsection, the term "unit of local
18 government" means a county, municipality, special district,
19 local agency, authority, consolidated city-county government, or
20 any other local governmental body or public body corporate or
21 politic authorized or created by general or special law.

22 (b) The audit report of an internal auditor and the
23 investigative report of the inspector general prepared for or on
24 behalf of a unit of local government becomes a public record
25 when the audit or investigation becomes final. ~~As used in this~~
26 ~~subsection, the term "unit of local government" means a county,~~
27 ~~municipality, special district, local agency, authority,~~
28 ~~consolidated city-county government, or any other local~~
29 ~~governmental body or public body corporate or politic authorized~~

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30 ~~or created by general or special law.~~ An audit or investigation
31 becomes final when the audit report or investigative report is
32 presented to the unit of local government. Audit workpapers and
33 notes related to such audit and information received, produced,
34 or derived from an investigation are confidential and exempt
35 from s. 119.07(1) and s. 24(a), Art. I of the State Constitution
36 until the audit or investigation is complete and the audit
37 report becomes final or when the investigation is no longer
38 active. An investigation is active if it is continuing with a
39 reasonable, good faith anticipation of resolution and with
40 reasonable dispatch.

41 ~~(b) Paragraph (a) is subject to the Open Government Sunset~~
42 ~~Review Act in accordance with s. 119.15, and shall stand~~
43 ~~repealed on October 2, 2016, unless reviewed and saved from~~
44 ~~repeal through reenactment by the Legislature.~~

45 Section 2. This act shall take effect October 1, 2016.