

FOR CONSIDERATION By the Committee on Community Affairs

578-00260-16

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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.

10  
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.