

1 A bill to be entitled
 2 An act relating to public records; amending s.
 3 119.071, F.S.; revising exceptions to a public records
 4 exemption for security system plans; amending s.
 5 281.301, F.S.; providing exceptions to the public
 6 records exemption for information relating to certain
 7 security systems; providing an effective date.

8
 9 Be It Enacted by the Legislature of the State of Florida:

10
 11 Section 1. Paragraph (a) of subsection (3) of section
 12 119.071, Florida Statutes, is amended to read:

13 119.071 General exemptions from inspection or copying of
 14 public records.—

15 (3) SECURITY.—

16 (a)1. As used in this paragraph, the term "security system
 17 plan" includes all:

18 a. Records, information, photographs, audio and visual
 19 presentations, schematic diagrams, surveys, recommendations, or
 20 consultations or portions thereof relating directly to the
 21 physical security of the facility or revealing security systems;

22 b. Threat assessments conducted by any agency or any
 23 private entity;

24 c. Threat response plans;

25 d. Emergency evacuation plans;

26 e. Sheltering arrangements; or

27 f. Manuals for security personnel, emergency equipment, or
 28 security training.

29 2. A security system plan or portion thereof for:

30 a. Any property owned by or leased to the state or any of
 31 its political subdivisions; or

32 b. Any privately owned or leased property

33

34 held by an agency is confidential and exempt from s. 119.07(1)
 35 and s. 24(a), Art. I of the State Constitution. This exemption
 36 is remedial in nature, and it is the intent of the Legislature
 37 that this exemption apply to security system plans held by an
 38 agency before, on, or after the effective date of this
 39 paragraph.

40 3. Information made confidential and exempt by this
 41 paragraph may be disclosed ~~by the custodian of public records~~
 42 ~~to:~~

43 a. To the property owner or leaseholder; ~~or~~

44 b. In furtherance of the official duties and
 45 responsibilities of the agency holding the information;

46 c. To another local, state, or federal agency in
 47 furtherance of that agency's official duties and
 48 responsibilities; or

49 d. Upon a showing of good cause before a court of
 50 competent jurisdiction. ~~Another state or federal agency to~~
 51 ~~prevent, detect, guard against, respond to, investigate, or~~
 52 ~~manage the consequences of any attempted or actual act of~~

53 ~~terrorism, or to prosecute those persons who are responsible for~~
 54 ~~such attempts or acts.~~

55 Section 2. Section 281.301, Florida Statutes, is amended
 56 to read:

57 281.301 Security systems; public records and meetings
 58 exemptions; exceptions ~~exempt from public access or disclosure.-~~

59 (1) Information relating to the security systems for any
 60 property owned by or leased to the state or any of its political
 61 subdivisions, and information relating to the security systems
 62 for any privately owned or leased property which is in the
 63 possession of any agency as defined in s. 119.011(2), including
 64 all records, information, photographs, audio and visual
 65 presentations, schematic diagrams, surveys, recommendations, or
 66 consultations or portions thereof relating directly to or
 67 revealing such systems or information, and all meetings relating
 68 directly to or that would reveal such systems or information are
 69 confidential and exempt from ss. 119.07(1) and 286.011 and other
 70 laws and rules requiring public access or disclosure.

71 (2) Such confidential and exempt information may be
 72 disclosed:

- 73 a. To the property owner or leaseholder;
- 74 b. In furtherance of the official duties and
 75 responsibilities of the agency holding the information;
- 76 c. To another local, state, or federal agency in
 77 furtherance of that agency's official duties and
 78 responsibilities; or

CS/HB 869

2016

79 | d. Upon a showing of good cause before a court of
80 | competent jurisdiction.

81 | Section 3. This act shall take effect upon becoming a law.