

1 A bill to be entitled
 2 An act relating to public records; amending s. 98.075,
 3 F.S.; creating a public record exemption for certain
 4 information received by the Department of State from
 5 another state that is confidential or exempt pursuant
 6 to the laws of that state; providing for release of
 7 such information to specified persons; providing for
 8 future legislative review and repeal of the exemption;
 9 providing a statement of public necessity; providing a
 10 contingent effective date.

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

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 14 Section 1. Subparagraph 6. is added to paragraph (b) of
 15 subsection (2) of section 98.075, Florida Statutes, as created
 16 by CS/CS/HB 707, 2017 Regular Session, to read:

17 98.075 Registration records maintenance activities;
 18 ineligibility determinations.-

19 (2) DUPLICATE REGISTRATION.-

20 (b) 6. Information received by the department, pursuant to
 21 an interstate agreement or upon the department becoming a member
 22 of a nongovernmental entity as provided in subparagraph 1., from
 23 another state that is confidential or exempt pursuant to the
 24 laws of that state, is exempt from s. 119.071(1) and s. 24(a),
 25 Art. I of the State Constitution. The department shall provide

26 such information to the supervisors to conduct registration list
27 maintenance activities. This subparagraph is subject to the Open
28 Government Sunset Review Act in accordance with s. 119.15 and
29 shall stand repealed on October 2, 2022, unless reviewed and
30 saved from repeal through reenactment by the Legislature.

31 Section 2. The Legislature finds that it is a public
32 necessity that information received by the Department of State,
33 pursuant to an interstate agreement entered into under s.
34 98.075(2)(b), Florida Statutes, or pursuant to its membership in
35 a nongovernmental entity as provided in s. 98.075(2)(b), Florida
36 Statutes, from another state that is confidential or exempt
37 pursuant to the laws of that state be made exempt from s.
38 119.07(1), Florida Statutes, and s. 24(a), Article I of the
39 State Constitution. Participating in interstate agreements or
40 becoming a member of a nongovernmental entity for the purpose of
41 sharing and exchanging information to verify voter registration
42 information is critical to ensuring the accuracy of the
43 statewide voter registration system. Maintaining an accurate
44 statewide voter registration system is critical to fair
45 elections in this state. Without the public records exemption,
46 the department will be unable to receive information from other
47 states that might otherwise be confidential or exempt pursuant
48 to the laws of those states, which would impair the ability of
49 the department and supervisors of elections to maintain accurate
50 voter rolls. As a result, the effective and efficient

51 administration of the statewide voter registration system would
52 be hindered. For these reasons, the Legislature finds that it is
53 a public necessity to maintain the exempt status of such
54 information received by the department.

55 Section 3. This act shall take effect on the same date
56 that CS/CS/HB 707 or similar legislation takes effect, if such
57 legislation is adopted in the same legislative session or an
58 extension thereof and becomes a law.