

ENROLLED

HB 7053

2018 Legislature

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An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for specified United States Census Bureau address information held by an agency; providing an exception to the exemption; authorizing access to other related confidential or exempt information; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

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

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

(1) AGENCY ADMINISTRATION.—

(g)1. United States Census Bureau address information, including maps showing structure location points, agency records that verify addresses, and agency records that identify address errors or omissions, which is held by an agency pursuant to the Local Update of Census Addresses Program authorized under 13 U.S.C. s. 16, is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

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26 2. Such information may be released to another agency or
27 governmental entity in the furtherance of its duties and
28 responsibilities under the Local Update of Census Addresses
29 Program.

30 3. An agency performing duties and responsibilities under
31 the Local Update of Census Addresses Program shall have access
32 to any other confidential or exempt information held by another
33 agency if such access is necessary in order to perform its
34 duties and responsibilities under the program.

35 4. This paragraph is subject to the Open Government Sunset
36 Review Act in accordance with s. 119.15 and shall stand repealed
37 October 2, 2023, unless reviewed and saved from repeal through
38 reenactment by the Legislature.

39 Section 2. The Legislature finds that it is a public
40 necessity that United States Census Bureau address information,
41 including maps showing structure location points, agency records
42 that verify addresses, and agency records that identify address
43 errors or omissions, which is held by an agency be made
44 confidential and exempt from public records requirements.
45 Pursuant to the Local Update of Census Addresses Program
46 authorized under 13 U.S.C. s. 16, United States Census Bureau
47 address information must be kept confidential. Further, all
48 individuals directly involved in reviewing such information and
49 any individuals with access to such information are required to
50 sign a confidentiality agreement to preserve the confidentiality

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51 of the address information. Without this exemption, agencies
52 would be prevented from participating in the program. As such,
53 the effective and efficient administration of the Local Update
54 of Census Addresses Program would be hindered at the federal
55 level. Further, it could result in a negative fiscal impact on
56 the state. For the foregoing reasons, the Legislature finds that
57 such information must be made confidential and exempt from
58 public records requirements.

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