

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION _____ (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER

1 Committee/Subcommittee hearing bill: State Affairs Committee
2 Representative Raschein offered the following:

3
4 **Amendment (with title amendment)**

5 Remove everything after the enacting clause and insert:

6 Section 1. Paragraph (f) of subsection (5) of section
7 119.071, Florida Statutes, is amended to read:

8 119.071 General exemptions from inspection or copying of
9 public records.—

10 (5) OTHER PERSONAL INFORMATION.—

11 (f) 1. The following information held by the Department
12 of Economic Opportunity, the Florida Housing Finance
13 Corporation, a county, a municipality, or a local housing
14 finance agency is confidential and exempt from s. 119.07(1) and
15 s. 24(a), Art. I of the State Constitution:

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16 a. Medical history records and information related to
17 health or property insurance provided ~~to the Department of~~
18 ~~Economic Opportunity, the Florida Housing Finance Corporation, a~~
19 ~~county, a municipality, or a local housing finance agency~~ by an
20 applicant for or a participant in a federal, state, or local
21 housing assistance program ~~are confidential and exempt from s.~~
22 ~~119.07(1) and s. 24(a), Art. I of the State Constitution.~~

23 b. Property photographs and personal identifying
24 information of an applicant for or a participant in a federal,
25 state, or local housing assistance program for the purpose of
26 disaster recovery assistance for a presidentially declared
27 disaster.

28 2. Governmental entities or their agents shall have access
29 to such confidential and exempt records and information for the
30 purpose of auditing federal, state, or local housing programs or
31 housing assistance programs.

32 3. Such confidential and exempt records and information
33 may be used in any administrative or judicial proceeding,
34 provided such records are kept confidential and exempt unless
35 otherwise ordered by a court.

36 4. Sub-subparagraph 1.b. is subject to the Open Government
37 Sunset Review Act in accordance with s. 119.15 and shall stand
38 repealed on October 2, 2025, unless reviewed and saved from
39 repeal through reenactment by the Legislature.

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40 Section 2. The Legislature finds that it is a public
41 necessity that property photographs and personal identifying
42 information of an applicant for or participant in a federal,
43 state, or local housing assistance program for the purpose of
44 disaster recovery assistance for a presidentially declared
45 disaster, held by the Department of Economic Opportunity, the
46 Florida Housing Finance Corporation, a county, a municipality,
47 or a local housing finance agency, be made confidential and
48 exempt from s. 119.07(1), Florida Statutes, and s. 24(a),
49 Article I of the State Constitution. In response to a disaster,
50 an agency, in an effort to determine damage and ascertain the
51 estimated cost of rehabilitation, may conduct a property
52 inspection to observe and record damage to the property. This
53 information may be used to locate the damaged property and to
54 identify and contact the property owner or tenant. Following a
55 disaster, the people affected are vulnerable and frequently
56 displaced due to the severely damaged and often uninhabitable
57 condition of their residence. If released, property photographs
58 and personal identifying information could be used by fraudulent
59 contractors, predatory lenders, thieves, or individuals seeking
60 to impose on the vulnerability of the distressed property owner
61 or tenant following a disaster. Therefore, it is necessary that
62 property photographs and personal identifying information be
63 protected to ensure those affected by a disaster are not
64 harassed, intimidated, or potentially defrauded.

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T I T L E A M E N D M E N T

Remove everything before the enacting clause and insert:
An act relating to public records; amending s. 119.071, F.S.;
providing an exemption from public records requirements for
property photographs and personal identifying information
provided to specified entities by certain persons for the
purpose of disaster recovery assistance; authorizing access to
such records and information for certain purposes; providing for
future legislative review and repeal of the exemption; providing
a statement of public necessity; providing an effective date.