



590792

LEGISLATIVE ACTION

Senate

.

House

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Floor: 1/F/2R

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03/09/2020 03:11 PM

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Senator Perry moved the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Subsection (9) is added to section 119.07,
Florida Statutes, to read:

119.07 Inspection and copying of records; photographing
public records; fees; exemptions.—

(9) If an agency files an action for declaratory judgment
for a declaration that certain public records are exempt, or
confidential and exempt, from subsection (1) and s. 24(a), Art.



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12 I of the State Constitution, and the court determines that the
13 records are either not exempt or not confidential and exempt,
14 the court must assess the reasonable costs of enforcement,
15 including reasonable attorney fees, against the responsible
16 agency for the benefit of the named respondent.

17 Section 2. This act shall take effect July 1, 2020.

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

20 And the title is amended as follows:

21 Delete everything before the enacting clause
22 and insert:

23 A bill to be entitled
24 An act relating to public records; amending s. 119.07,
25 F.S.; requiring a court to assess the reasonable costs
26 of enforcement against an agency upon the court's
27 determination in an action for a declaratory judgment
28 that certain records are not subject to a public
29 records exemption; providing an effective date.