

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WITHDRAWN	_____	(Y/N)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: Agriculture & Natural
 2 Resources Subcommittee
 3 Representative Overdorf offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Section 379.1026, Florida Statutes, is created to read:

9 379.1026 Site-specific location information for endangered
 10 and threatened species; public records exemption.—The site-
 11 specific location information held by an agency, as defined in
 12 s. 119.011, concerning an endangered species as defined in s.
 13 379.2291(3)(b), a threatened species as defined in s.
 14 379.2291(3)(c), or a species listed by a federal agency as
 15 endangered or threatened is exempt from s. 119.07(1) and s.
 16 24(a), Art. I of the State Constitution. This exemption does not

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17 apply to the site-specific location information of animals held
18 in captivity. This section is subject to the Open Government
19 Sunset Review Act in accordance with s. 119.15 and shall stand
20 repealed on October 2, 2025, unless reviewed and saved from
21 repeal by the Legislature.

22 Section 2. The Legislature finds that it is a public
23 necessity that the site-specific location information held by an
24 agency concerning an endangered or threatened species as listed
25 by a federal agency or the Fish and Wildlife Conservation
26 Commission be made exempt from s. 119.07(1), Florida Statutes,
27 and s. 24(a), Article I of the State Constitution. The
28 Legislature finds that the release of such location information
29 would jeopardize the continued existence of endangered or
30 threatened species by increasing the risk of exposure to
31 wildlife poachers or by threatening the integrity of the site
32 due to increased use or traffic. This exemption protects private
33 property owners from potential trespass and related liability
34 issues when endangered or threatened species are found on their
35 properties and encourages such property owners, as well as
36 researchers, to provide agencies with information they might not
37 otherwise provide if such location information were made public.
38 The Legislature finds that the harm that may result from the
39 release of such location information outweighs any public
40 benefit that may be derived from the disclosure of the
41 information.

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42 Section 3. This act shall take effect July 1, 2020.

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

46 Remove everything before the enacting clause and insert:
47 An act relating to public records; creating s. 379.1026,
48 F.S.; providing an exemption from public records
49 requirements for the site-specific location information of
50 certain endangered and threatened species; providing for
51 future legislative review and repeal of the exemption;
52 providing a statement of public necessity; providing an
53 effective date.