1 A bill to be entitled 2 An act relating to public records; providing a short 3 title; amending s. 119.071, F.S.; specifying that a public records exemption for criminal intelligence 4 5 information and criminal investigative information 6 does not apply to the identity of certain persons 7 charged with, or found guilty of, specified crimes; 8 amending s. 28.2221, F.S.; requiring county recorders 9 and clerks of court to post identifying information 10 for offenders in cases where protective injunctions were entered for the protection of minors; providing 11 12 for certain persons to request that such information be made available on the public website; requiring 13 14 county recorders or clerks of court to post such notices on the website; authorizing certain persons to 15 16 petition for compliance in the circuit court; 17 providing an effective date. 18 19 Be It Enacted by the Legislature of the State of Florida: 20 21 This act shall be known as "Serena's Law." Section 1. 22 Section 2. Paragraph (h) of subsection (2) of section 119.071, Florida Statutes, is amended to read: 23 24 119.071 General exemptions from inspection or copying of 25 public records.-

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(2)AGENCY INVESTIGATIONS.-

27 (h)1. The following criminal intelligence information or criminal investigative information is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution:

Any information that reveals the identity of the victim a. of the crime of child abuse as defined by chapter 827 or that reveals the identity of a person under the age of 18 who is the victim of the crime of human trafficking proscribed in s. 35 787.06(3)(a).

b. Any information that may reveal the identity of a 36 37 person who is a victim of any sexual offense, including a sexual 38 offense proscribed in s. 787.06(3)(b), (d), (f), or (g), chapter 39 794, chapter 796, chapter 800, chapter 827, or chapter 847.

A photograph, videotape, or image of any part of the 40 с. body of the victim of a sexual offense prohibited under s. 41 42 787.06(3)(b), (d), (f), or (g), chapter 794, chapter 796, 43 chapter 800, s. 810.145, chapter 827, or chapter 847, regardless 44 of whether the photograph, videotape, or image identifies the 45 victim.

46 2. Criminal investigative information and criminal intelligence information made confidential and exempt under this 47 paragraph may be disclosed by a law enforcement agency: 48

In the furtherance of its official duties and 49 a. 50 responsibilities.

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For print, publication, or broadcast if the law 51 b. enforcement agency determines that such release would assist in 52 53 locating or identifying a person that such agency believes to be 54 missing or endangered. The information provided should be 55 limited to that needed to identify or locate the victim and not 56 include the sexual nature of the offense committed against the 57 person. 58 To another governmental agency in the furtherance of с. its official duties and responsibilities. 59 60 3. This exemption applies to such confidential and exempt criminal intelligence information or criminal investigative 61 62 information held by a law enforcement agency before, on, or after the effective date of the exemption. 63 64 4. This exemption does not apply to the identity of a person, other than a minor, who is charged with or found guilty 65 66 of any of the offenses identified in subparagraph 1. 67 Section 3. Subsection (6) is added to section 28.2221, 68 Florida Statutes, to read: 69 28.2221 Electronic access to official records.-70 (6) (a) Each county recorder or clerk of the court, as 71 applicable, shall post on its publicly available website all 72 notices of entry of an injunction for the protection of a minor which includes the identity of each adult defendant or 73 74 respondent against whom the injunction is entered. 75 Information specified in this subsection that is not (b)

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76	available on a publicly available website by December 31, 2021,
77	must be made available to the general public on the website if
78	the minor, or his or her representative, identifies the
79	information and requests that it be made publicly available.
80	Such request must be made in writing and must identify the case
81	number assigned to the protective injunction and be personally
82	delivered or delivered by mail, facsimile, or electronic
83	transmission to the county recorder or clerk of the court. A fee
84	may not be charged for the addition of information pursuant to
85	such request.
86	(c) No later than December 31, 2021, notice of the right
87	of the minor, or his or her representative, to request the
88	addition of such information to the publicly available website
89	must be conspicuously and clearly displayed by the county
90	recorder or the clerk of the court, as applicable, on its
91	publicly available website and in the office of each county
92	recorder or clerk of the court. In addition, no later than
93	December 31, 2021, the county recorder or the clerk of the court
94	must have twice published, on separate dates, a notice of such
95	right in a newspaper of general circulation in the county where
96	the county recorder's or clerk of court's offices are located as
97	provided in chapter 50. Such notice must include instructions
98	for making the request. The notice must state that the minor or
99	his or her representative has a right to request that a county
100	recorder or clerk of court add such information to a publicly
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101	available website as provided in paragraph (b). A fee will not								
102	be charged for the addition of a document pursuant to such								
103	request.								
104	(d) Any minor or his or her representative may petition								
105	the circuit court for an order directing compliance with this								
106	subsection.								
107	7 Section 4. This act shall take effect July 1, 2021.								

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