

By the Committee on Governmental Oversight and Accountability;
and Senator Rodrigues

585-01396-21

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1 A bill to be entitled
2 An act relating to public records; amending s. 119.07,
3 F.S.; prohibiting an agency that receives a request to
4 inspect or copy a record from responding to such
5 request by filing an action for declaratory relief
6 against the requester; providing an effective date.

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

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

12 119.07 Inspection and copying of records; photographing
13 public records; fees; exemptions.—

14 (9) After receiving a request to inspect or copy a record,
15 an agency may not respond to that request by filing an action
16 for declaratory relief against the requester to determine
17 whether the record is a public record as defined by s. 119.011,
18 or the status of the record as confidential or exempt from the
19 provisions of s. 119.07(1).

20 Section 2. This act shall take effect July 1, 2021.