



217140

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/06/2021	.	
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The Committee on Governmental Oversight and Accountability
(Burgess) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Subsection (5) is added to section 252.385,
Florida Statutes, to read:

252.385 Public shelter space; public records exemption.—

(5) The address and telephone number of a person provided
public emergency shelter during a storm or catastrophic event
and held by the agency, as defined in s. 119.011, that provided



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11 the emergency shelter is exempt from s. 119.07(1) and s. 24(a),
12 Art. I of the State Constitution. This subsection is subject to
13 the Open Government Sunset Review Act in accordance with s.
14 119.15 and shall stand repealed on October 2, 2026, unless
15 reviewed and saved from repeal through reenactment by the
16 Legislature.

17 Section 2. The Legislature finds that it is a public
18 necessity that the address and telephone number of a person who
19 was provided public emergency shelter during a storm or other
20 catastrophic event be made exempt from s. 119.07(1), Florida
21 Statutes, and s. 24(a), Article I of the State Constitution.
22 Emergency shelters are made available to the public to provide a
23 safe place of accommodation before, during, and immediately
24 following storms or other catastrophic events. During these
25 emergency events, those affected are in a vulnerable state, as
26 they have voluntarily displaced themselves from their residences
27 and possessions to seek refuge. The information submitted to an
28 agency by such a person seeking emergency shelter during a storm
29 or other catastrophic event could be used by persons seeking to
30 take advantage of their vulnerability during or following the
31 emergency. In addition, those seeking emergency shelter for
32 their safety and the safety of their families should not be
33 forced to forfeit their privacy for the sake of such safety.
34 Therefore, the Legislature finds that the need to protect the
35 address and telephone number of individuals seeking emergency
36 shelter is sufficiently compelling to override this state's
37 public policy of open government and that the protection of such
38 information cannot be accomplished without this exemption.

39 Section 3. This act shall take effect upon becoming a law.



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

And the title is amended as follows:

Delete everything before the enacting clause
and insert:

A bill to be entitled
An act relating to public records; amending s.
252.385, F.S.; creating an exemption from public
records requirements for the address and telephone
number of persons provided public emergency shelter
and held by the agency that provided the emergency
shelter; providing for future legislative review and
repeal of the exemption; providing a statement of
public necessity; providing an effective date.