

1 A bill to be entitled
2 An act relating to public records; amending s. 28.222,
3 F.S.; deleting obsolete language; amending s. 28.2221,
4 F.S.; deleting obsolete language; prohibiting a county
5 recorder from removing a grantor name, grantee name,
6 or party name from the register of the Official
7 Records and the index on the publicly available
8 website unless the information is subject to a
9 specified public records exemption; prohibiting a
10 county recorder from placing certain information on
11 the publicly available website; prescribing
12 requirements for a person claiming a public records
13 exemption to request removal of information from a
14 publicly available website, subject to penalty of
15 perjury; prescribing the release of restricted
16 information to the individual whose information was
17 removed, subject to penalty of perjury; authorizing
18 specified parties to access information recorded in
19 the Official Records of a county which is otherwise
20 exempt pursuant to a specified public records
21 exemption, for a specific purpose, if specified
22 conditions are met; requiring a sworn affidavit,
23 subject to penalty of perjury; providing criminal
24 penalties for the unlawful use of any official record;
25 amending s. 119.071, F.S.; requiring that a request

26 | for maintenance of an exemption be notarized and
27 | confirm the individual's status; prescribing
28 | procedures for the removal of exempt information for a
29 | county property appraiser and county tax collector;
30 | requiring the release of information restricted from
31 | public display to the individual whose information was
32 | removed; providing disclosure of exempt information
33 | under specified circumstances to specified entities;
34 | providing that the exempt status of a home address
35 | contained in the Official Records is maintained only
36 | during a certain period; requiring the employee to
37 | submit a written request to release removed
38 | information upon the conveyance of his or her dwelling
39 | location; prescribing procedures to release certain
40 | information for a decedent under specified conditions;
41 | specifying that such release is not subject to a fee;
42 | amending s. 695.22, F.S.; deleting obsolete language;
43 | requiring the daily schedule of deeds and conveyances
44 | to include notification of any information therein
45 | which is subject to a request for removal; providing
46 | an effective date.

47 |
48 | Be It Enacted by the Legislature of the State of Florida:

49 |
50 | Section 1. Subsection (7) of section 28.222, Florida

51 Statutes, is amended to read:

52 28.222 Clerk to be county recorder.—

53 (7) All instruments recorded in the Official Records are
 54 ~~shall always be~~ open to the public, under the supervision of the
 55 clerk, for the purpose of inspection thereof and of making
 56 copies ~~extracts~~ therefrom; but the clerk is ~~shall~~ not be
 57 required to perform any service in connection with such
 58 inspection or making of copies ~~extracts~~ without payment of
 59 service charges as provided in s. 28.24.

60 Section 2. Subsection (2) and paragraphs (a) and (c) of
 61 subsection (5) of section 28.2221, Florida Statutes, are
 62 amended, and subsections (6) and (7) are added to that section,
 63 to read:

64 28.2221 Electronic access to official records.—

65 (2) (a) ~~No later than January 1, 2002,~~ The county recorder
 66 in each county must ~~shall~~ provide a current index of documents
 67 recorded in the official records of the county for the period
 68 beginning no later than January 1, 1990, on a publicly available
 69 Internet website which must ~~shall~~ also contain a document
 70 requisition point for obtaining images or copies of the
 71 documents reflected in the index and which has the capability of
 72 electronically providing the index data to a central statewide
 73 search site. The index must ~~shall~~ be limited to grantor and
 74 grantee names, party names, date, book and page number,
 75 comments, and type of record.

76 (b) Unless otherwise required by the court, a county
 77 recorder may not remove the grantor name, grantee name, or party
 78 name from the register of the Official Records, as described in
 79 s. 28.222(2), and the index on the publicly available Internet
 80 website on the basis of an exemption as defined in s. 119.011
 81 unless the name of the grantor or grantee includes the street
 82 address portion of the home address as defined in s.
 83 119.071(4)(d), in which case the county recorder must remove the
 84 street address portion from display. Home addresses, as defined
 85 in s. 119.071(4)(d), which are exempt from inspection or copying
 86 under s. 119.071 must be included within the Official Records as
 87 described in s. 28.222(2) but may not be included within the
 88 index or otherwise displayed on the county recorder's publicly
 89 available Internet website on which images or copies of the
 90 county's official records are placed.

91 (5) (a) A ~~No~~ county recorder or clerk of the court may not
 92 place on a publicly available Internet website for general
 93 public display information made exempt from inspection or
 94 copying under s. 119.071 or any ~~an~~ image or copy of a public
 95 record, including an official record, on a publicly available
 96 ~~Internet website for general public display~~ if that image or
 97 copy is of a military discharge; death certificate; or a court
 98 file, record, or paper relating to matters or cases governed by
 99 the Florida Rules of Family Law, the Florida Rules of Juvenile
 100 Procedure, or the Florida Probate Rules.

101 (c) ~~No later than 30 days after June 5, 2002,~~ Notice of
102 the right of any affected party to request removal of
103 information or records pursuant to this subsection must ~~shall~~ be
104 conspicuously and clearly displayed by the county recorder ~~or~~
105 ~~clerk of the court~~ on the publicly available Internet website on
106 which images or copies of the county's public records are placed
107 and in the office of each county recorder ~~or clerk of the court~~.
108 ~~In addition, no later than 30 days after June 5, 2002, the~~
109 ~~county recorder or the clerk of the court must have published,~~
110 ~~on two separate dates, a notice of such right in a newspaper of~~
111 ~~general circulation in the county where the county recorder's~~
112 ~~office is located as provided for in chapter 50.~~ Such notice
113 must contain appropriate instructions for making the removal
114 request in person, by mail, ~~by facsimile,~~ or by electronic
115 transmission. The notice must ~~shall~~ state, in substantially
116 similar form, that any person has a right to request that a
117 county recorder ~~or clerk of the court~~ remove from a publicly
118 available Internet website information made exempt from
119 inspection or copying under s. 119.071 or an image or copy of a
120 public record, including an official record, ~~from a publicly~~
121 ~~available Internet website~~ if that image or copy is of a
122 military discharge; death certificate; or a court file, record,
123 or paper relating to matters or cases governed by the Florida
124 Rules of Family Law, the Florida Rules of Juvenile Procedure, or
125 the Florida Probate Rules. The notice must state that

126 information removed as exempt under s. 119.071 will not be
127 removed from the Official Records as described in s. 28.222(2).
128 Such request must be made in writing and delivered in person, by
129 mail, ~~facsimile~~, or by electronic transmission, ~~or in person~~ to
130 the county recorder ~~or clerk of the court~~. The request must
131 identify the Official Records book and page number, instrument
132 number, or clerk's file number for any information or document
133 identification page number of the document to be removed. For
134 requests for removal from a person claiming a public records
135 exemption pursuant to s. 119.071, the request must be written,
136 notarized, state under oath the statutory basis for removal of
137 the information, image, or copy that is restricted from general
138 public display on the county recorder's publicly available
139 Internet website, and confirm the individual's eligibility for
140 exempt status. A party making a false attestation is subject to
141 the penalty of perjury under s. 837.012. A ~~No~~ fee may not ~~will~~
142 be charged for the removal of a document pursuant to such
143 request.

144 (6) (a) Any information restricted from general public
145 display, inspection, or copying under paragraph (5) (a) pursuant
146 to a request for removal made under s. 119.071 must be provided
147 at any time to the individual whose information was removed. The
148 written request for the restricted information must be by sworn
149 affidavit consistent with s. 92.50 and must include the Official
150 Records book and page number, instrument number, or the clerk's

151 file number for any information or document to be released, and
152 a description of the lawful purpose and identify the individual
153 or property that is the subject of the search. Any party making
154 a false attestation is subject to the penalty of perjury under
155 s. 837.012. A fee may not be charged for the production of any
156 document pursuant to such request.

157 (b)1. For the purpose of conducting a title search, as
158 defined in s. 627.7711(4), of the Official Records, as described
159 in s. 28.222(2), and upon presentation of photo identification
160 and affirmation by sworn affidavit consistent with s. 92.50 to
161 the county recorder, information restricted from public display,
162 inspection, or copying under paragraph (5)(a) pursuant to a
163 request for removal made under s. 119.071(4)(d) may be disclosed
164 to:

165 a. A title insurer authorized pursuant to s. 624.401 and
166 its affiliates as defined in s. 624.10;

167 b. A title insurance agent or title insurance agency as
168 defined in s. 626.841(1) and (2), respectively; or

169 c. An attorney duly admitted to practice law in this state
170 and in good standing with The Florida Bar.

171 2. The photo identification and affirmation by sworn
172 affidavit may be delivered in person, by mail, or by electronic
173 transmission to the county recorder.

174 3. The affiant requestor must attest to his or her
175 authority and the authorized purpose to access exempt

176 information pursuant to this section for the property specified
177 within the sworn affidavit.

178 4. The affiant requestor must identify the Official
179 Records book and page number, instrument number, or the clerk's
180 file number for each document requested within the sworn
181 affidavit, and must include a description of the lawful purpose
182 and identify the individual or property that is the subject of
183 the search within the sworn affidavit.

184 5. Affidavits submitted by a title insurer, title
185 insurance agent, or title insurance agency must include the
186 Florida Company Code or the license number, as applicable, and
187 an attestation to the affiant requestor's authorization to
188 transact business in this state. Affidavits submitted by an
189 attorney authorized under this section must include the affiant
190 requestor's Florida Bar number and a statement that the affiant
191 requestor has an agency agreement with a title insurer directly
192 or through his or her law firm.

193 6. The county recorder must record such affidavit in the
194 Official Records, as described in s. 28.222(2), but may not
195 place the image or copy of the affidavit on a publicly available
196 Internet website for general public display.

197 7. Upon providing a document disclosing redacted
198 information to an affiant requestor under this section, the
199 county recorder must provide a copy of the affidavit requesting
200 disclosure of the redacted information to each affected party at

201 the address listed on the document or on the request for removal
202 made by the affected party under s. 119.071. The county recorder
203 must prepare a certificate of mailing to be affixed to the
204 affidavit and must receive the statutory service charges as
205 prescribed by s. 28.24 from the affiant requestor.

206 8. Any party making a false attestation under this section
207 is subject to the penalty of perjury under s. 837.012.

208 (7) A person who uses any official record in a manner not
209 authorized in this section commits a misdemeanor of the second
210 degree, punishable as provided in s. 775.082 or s. 775.083. A
211 person who unlawfully uses any official record with intent to
212 cause bodily harm or with intent to threaten to cause bodily
213 harm commits a felony of the third degree, punishable as
214 provided in s. 775.082, s. 775.083, or s. 775.084.

215 Section 3. Paragraph (d) of subsection (4) of section
216 119.071, Florida Statutes, is amended to read:

217 119.071 General exemptions from inspection or copying of
218 public records.—

219 (4) AGENCY PERSONNEL INFORMATION.—

220 (d)1. For purposes of this paragraph, the term:

221 a. "Home addresses" means the dwelling location at which
222 an individual resides and includes the physical address, mailing
223 address, street address, parcel identification number, plot
224 identification number, legal property description, neighborhood
225 name and lot number, GPS coordinates, and any other descriptive

226 | property information that may reveal the home address.

227 | b. "Telephone numbers" includes home telephone numbers,
228 | personal cellular telephone numbers, personal pager telephone
229 | numbers, and telephone numbers associated with personal
230 | communications devices.

231 | 2.a. The home addresses, telephone numbers, dates of
232 | birth, and photographs of active or former sworn law enforcement
233 | personnel or of active or former civilian personnel employed by
234 | a law enforcement agency, including correctional and
235 | correctional probation officers, personnel of the Department of
236 | Children and Families whose duties include the investigation of
237 | abuse, neglect, exploitation, fraud, theft, or other criminal
238 | activities, personnel of the Department of Health whose duties
239 | are to support the investigation of child abuse or neglect, and
240 | personnel of the Department of Revenue or local governments
241 | whose responsibilities include revenue collection and
242 | enforcement or child support enforcement; the names, home
243 | addresses, telephone numbers, photographs, dates of birth, and
244 | places of employment of the spouses and children of such
245 | personnel; and the names and locations of schools and day care
246 | facilities attended by the children of such personnel are exempt
247 | from s. 119.07(1) and s. 24(a), Art. I of the State
248 | Constitution.

249 | b. The home addresses, telephone numbers, dates of birth,
250 | and photographs of current or former nonsworn investigative

251 personnel of the Department of Financial Services whose duties
252 include the investigation of fraud, theft, workers' compensation
253 coverage requirements and compliance, other related criminal
254 activities, or state regulatory requirement violations; the
255 names, home addresses, telephone numbers, dates of birth, and
256 places of employment of the spouses and children of such
257 personnel; and the names and locations of schools and day care
258 facilities attended by the children of such personnel are exempt
259 from s. 119.07(1) and s. 24(a), Art. I of the State
260 Constitution.

261 c. The home addresses, telephone numbers, dates of birth,
262 and photographs of current or former nonsworn investigative
263 personnel of the Office of Financial Regulation's Bureau of
264 Financial Investigations whose duties include the investigation
265 of fraud, theft, other related criminal activities, or state
266 regulatory requirement violations; the names, home addresses,
267 telephone numbers, dates of birth, and places of employment of
268 the spouses and children of such personnel; and the names and
269 locations of schools and day care facilities attended by the
270 children of such personnel are exempt from s. 119.07(1) and s.
271 24(a), Art. I of the State Constitution.

272 d. The home addresses, telephone numbers, dates of birth,
273 and photographs of current or former firefighters certified in
274 compliance with s. 633.408; the names, home addresses, telephone
275 numbers, photographs, dates of birth, and places of employment

276 of the spouses and children of such firefighters; and the names
277 and locations of schools and day care facilities attended by the
278 children of such firefighters are exempt from s. 119.07(1) and
279 s. 24(a), Art. I of the State Constitution.

280 e. The home addresses, dates of birth, and telephone
281 numbers of current or former justices of the Supreme Court,
282 district court of appeal judges, circuit court judges, and
283 county court judges; the names, home addresses, telephone
284 numbers, dates of birth, and places of employment of the spouses
285 and children of current or former justices and judges; and the
286 names and locations of schools and day care facilities attended
287 by the children of current or former justices and judges are
288 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
289 Constitution.

290 f. The home addresses, telephone numbers, dates of birth,
291 and photographs of current or former state attorneys, assistant
292 state attorneys, statewide prosecutors, or assistant statewide
293 prosecutors; the names, home addresses, telephone numbers,
294 photographs, dates of birth, and places of employment of the
295 spouses and children of current or former state attorneys,
296 assistant state attorneys, statewide prosecutors, or assistant
297 statewide prosecutors; and the names and locations of schools
298 and day care facilities attended by the children of current or
299 former state attorneys, assistant state attorneys, statewide
300 prosecutors, or assistant statewide prosecutors are exempt from

301 s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

302 g. The home addresses, dates of birth, and telephone
303 numbers of general magistrates, special magistrates, judges of
304 compensation claims, administrative law judges of the Division
305 of Administrative Hearings, and child support enforcement
306 hearing officers; the names, home addresses, telephone numbers,
307 dates of birth, and places of employment of the spouses and
308 children of general magistrates, special magistrates, judges of
309 compensation claims, administrative law judges of the Division
310 of Administrative Hearings, and child support enforcement
311 hearing officers; and the names and locations of schools and day
312 care facilities attended by the children of general magistrates,
313 special magistrates, judges of compensation claims,
314 administrative law judges of the Division of Administrative
315 Hearings, and child support enforcement hearing officers are
316 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
317 Constitution.

318 h. The home addresses, telephone numbers, dates of birth,
319 and photographs of current or former human resource, labor
320 relations, or employee relations directors, assistant directors,
321 managers, or assistant managers of any local government agency
322 or water management district whose duties include hiring and
323 firing employees, labor contract negotiation, administration, or
324 other personnel-related duties; the names, home addresses,
325 telephone numbers, dates of birth, and places of employment of

326 | the spouses and children of such personnel; and the names and
327 | locations of schools and day care facilities attended by the
328 | children of such personnel are exempt from s. 119.07(1) and s.
329 | 24(a), Art. I of the State Constitution.

330 | i. The home addresses, telephone numbers, dates of birth,
331 | and photographs of current or former code enforcement officers;
332 | the names, home addresses, telephone numbers, dates of birth,
333 | and places of employment of the spouses and children of such
334 | personnel; and the names and locations of schools and day care
335 | facilities attended by the children of such personnel are exempt
336 | from s. 119.07(1) and s. 24(a), Art. I of the State
337 | Constitution.

338 | j. The home addresses, telephone numbers, places of
339 | employment, dates of birth, and photographs of current or former
340 | guardians ad litem, as defined in s. 39.820; the names, home
341 | addresses, telephone numbers, dates of birth, and places of
342 | employment of the spouses and children of such persons; and the
343 | names and locations of schools and day care facilities attended
344 | by the children of such persons are exempt from s. 119.07(1) and
345 | s. 24(a), Art. I of the State Constitution.

346 | k. The home addresses, telephone numbers, dates of birth,
347 | and photographs of current or former juvenile probation
348 | officers, juvenile probation supervisors, detention
349 | superintendents, assistant detention superintendents, juvenile
350 | justice detention officers I and II, juvenile justice detention

351 officer supervisors, juvenile justice residential officers,
352 juvenile justice residential officer supervisors I and II,
353 juvenile justice counselors, juvenile justice counselor
354 supervisors, human services counselor administrators, senior
355 human services counselor administrators, rehabilitation
356 therapists, and social services counselors of the Department of
357 Juvenile Justice; the names, home addresses, telephone numbers,
358 dates of birth, and places of employment of spouses and children
359 of such personnel; and the names and locations of schools and
360 day care facilities attended by the children of such personnel
361 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State
362 Constitution.

363 1. The home addresses, telephone numbers, dates of birth,
364 and photographs of current or former public defenders, assistant
365 public defenders, criminal conflict and civil regional counsel,
366 and assistant criminal conflict and civil regional counsel; the
367 names, home addresses, telephone numbers, dates of birth, and
368 places of employment of the spouses and children of current or
369 former public defenders, assistant public defenders, criminal
370 conflict and civil regional counsel, and assistant criminal
371 conflict and civil regional counsel; and the names and locations
372 of schools and day care facilities attended by the children of
373 current or former public defenders, assistant public defenders,
374 criminal conflict and civil regional counsel, and assistant
375 criminal conflict and civil regional counsel are exempt from s.

376 119.07(1) and s. 24(a), Art. I of the State Constitution.

377 m. The home addresses, telephone numbers, dates of birth,
378 and photographs of current or former investigators or inspectors
379 of the Department of Business and Professional Regulation; the
380 names, home addresses, telephone numbers, dates of birth, and
381 places of employment of the spouses and children of such current
382 or former investigators and inspectors; and the names and
383 locations of schools and day care facilities attended by the
384 children of such current or former investigators and inspectors
385 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State
386 Constitution.

387 n. The home addresses, telephone numbers, and dates of
388 birth of county tax collectors; the names, home addresses,
389 telephone numbers, dates of birth, and places of employment of
390 the spouses and children of such tax collectors; and the names
391 and locations of schools and day care facilities attended by the
392 children of such tax collectors are exempt from s. 119.07(1) and
393 s. 24(a), Art. I of the State Constitution.

394 o. The home addresses, telephone numbers, dates of birth,
395 and photographs of current or former personnel of the Department
396 of Health whose duties include, or result in, the determination
397 or adjudication of eligibility for social security disability
398 benefits, the investigation or prosecution of complaints filed
399 against health care practitioners, or the inspection of health
400 care practitioners or health care facilities licensed by the

401 Department of Health; the names, home addresses, telephone
402 numbers, dates of birth, and places of employment of the spouses
403 and children of such personnel; and the names and locations of
404 schools and day care facilities attended by the children of such
405 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of
406 the State Constitution.

407 p. The home addresses, telephone numbers, dates of birth,
408 and photographs of current or former impaired practitioner
409 consultants who are retained by an agency or current or former
410 employees of an impaired practitioner consultant whose duties
411 result in a determination of a person's skill and safety to
412 practice a licensed profession; the names, home addresses,
413 telephone numbers, dates of birth, and places of employment of
414 the spouses and children of such consultants or their employees;
415 and the names and locations of schools and day care facilities
416 attended by the children of such consultants or employees are
417 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
418 Constitution.

419 q. The home addresses, telephone numbers, dates of birth,
420 and photographs of current or former emergency medical
421 technicians or paramedics certified under chapter 401; the
422 names, home addresses, telephone numbers, dates of birth, and
423 places of employment of the spouses and children of such
424 emergency medical technicians or paramedics; and the names and
425 locations of schools and day care facilities attended by the

426 children of such emergency medical technicians or paramedics are
427 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
428 Constitution.

429 r. The home addresses, telephone numbers, dates of birth,
430 and photographs of current or former personnel employed in an
431 agency's office of inspector general or internal audit
432 department whose duties include auditing or investigating waste,
433 fraud, abuse, theft, exploitation, or other activities that
434 could lead to criminal prosecution or administrative discipline;
435 the names, home addresses, telephone numbers, dates of birth,
436 and places of employment of spouses and children of such
437 personnel; and the names and locations of schools and day care
438 facilities attended by the children of such personnel are exempt
439 from s. 119.07(1) and s. 24(a), Art. I of the State
440 Constitution.

441 s. The home addresses, telephone numbers, dates of birth,
442 and photographs of current or former directors, managers,
443 supervisors, nurses, and clinical employees of an addiction
444 treatment facility; the home addresses, telephone numbers,
445 photographs, dates of birth, and places of employment of the
446 spouses and children of such personnel; and the names and
447 locations of schools and day care facilities attended by the
448 children of such personnel are exempt from s. 119.07(1) and s.
449 24(a), Art. I of the State Constitution. For purposes of this
450 sub-subparagraph, the term "addiction treatment facility" means

451 a county government, or agency thereof, that is licensed
452 pursuant to s. 397.401 and provides substance abuse prevention,
453 intervention, or clinical treatment, including any licensed
454 service component described in s. 397.311(26).

455 t. The home addresses, telephone numbers, dates of birth,
456 and photographs of current or former directors, managers,
457 supervisors, and clinical employees of a child advocacy center
458 that meets the standards of s. 39.3035(1) and fulfills the
459 screening requirement of s. 39.3035(2), and the members of a
460 Child Protection Team as described in s. 39.303 whose duties
461 include supporting the investigation of child abuse or sexual
462 abuse, child abandonment, child neglect, and child exploitation
463 or to provide services as part of a multidisciplinary case
464 review team; the names, home addresses, telephone numbers,
465 photographs, dates of birth, and places of employment of the
466 spouses and children of such personnel and members; and the
467 names and locations of schools and day care facilities attended
468 by the children of such personnel and members are exempt from s.
469 119.07(1) and s. 24(a), Art. I of the State Constitution.

470 3. An agency that is the custodian of the information
471 specified in subparagraph 2. and that is not the employer of the
472 officer, employee, justice, judge, or other person specified in
473 subparagraph 2. must ~~shall~~ maintain the exempt status of that
474 information only if the officer, employee, justice, judge, other
475 person, or employing agency of the designated employee submits a

476 written and notarized request for maintenance of the exemption
477 to the custodial agency. The request must state under oath the
478 statutory basis for the individual's exemption request and
479 confirm the individual's status as a party eligible for exempt
480 status.

481 4.a. A county property appraiser, as defined in s.
482 192.001(3), or a county tax collector, as defined in s.
483 192.001(4), who receives a written and notarized request for
484 maintenance of the exemption pursuant to subparagraph 3. must
485 comply by removing the name of the individual with exempt status
486 and the instrument number or Official Records book and page
487 number identifying the property with the exempt status from all
488 publicly available records maintained by the property appraiser
489 or tax collector. For written requests received on or before
490 July 1, 2021, a county property appraiser or county tax
491 collector must comply with this section by October 1, 2021. A
492 county property appraiser or county tax collector may not remove
493 the street address, legal description, or other information
494 identifying real property within the agency's records so long as
495 a name or personal information otherwise exempt from inspection
496 and copying pursuant to this section are not associated with the
497 property or otherwise displayed in the public records of the
498 agency.

499 b. Any information restricted from public display,
500 inspection, or copying under sub-subparagraph a. must be

501 provided to the individual whose information was removed.

502 ~~5.4.~~ An officer, an employee, a justice, a judge, or other
503 person specified in subparagraph 2. may submit a written request
504 for the release of his or her exempt information to the
505 custodial agency. The written request must be notarized and must
506 specify the information to be released and the party ~~that is~~
507 authorized to receive the information. Upon receipt of the
508 written request, the custodial agency must ~~shall~~ release the
509 specified information to the party authorized to receive such
510 information.

511 ~~6.5.~~ The exemptions in this paragraph apply to information
512 held by an agency before, on, or after the effective date of the
513 exemption.

514 ~~7.6.~~ Information made exempt under this paragraph may be
515 disclosed pursuant to s. 28.2221 to a title insurer authorized
516 pursuant to s. 624.401 and its affiliates as defined in s.
517 624.10; a title insurance agent or title insurance agency as
518 defined in s. 626.841(1) or (2), respectively; or an attorney
519 duly admitted to practice law in this state and in good standing
520 with The Florida Bar.

521 8. The exempt status of a home address contained in the
522 Official Records is maintained only during the period when a
523 protected party resides at the dwelling location. Upon
524 conveyance of real property after October 1, 2021, and when such
525 real property no longer constitutes a protected party's home

526 address as defined in sub-subparagraph 1.a., the protected party
527 must submit a written request to release the removed information
528 to the county recorder. The written request to release the
529 removed information must be notarized, must confirm that a
530 protected party's request for release is pursuant to a
531 conveyance of his or her dwelling location, and must specify the
532 Official Records book and page, instrument number, or clerk's
533 file number for each document containing the information to be
534 released.

535 9. Upon the death of a protected party as verified by a
536 certified copy of a death certificate or court order, any party
537 can request the county recorder to release a protected
538 decedent's removed information unless there is a related request
539 on file with the county recorder for continued removal of the
540 decedent's information or unless such removal is otherwise
541 prohibited by statute or by court order. The written request to
542 release the removed information upon the death of a protected
543 party must attach the certified copy of a death certificate or
544 court order and must be notarized, must confirm the request for
545 release is due to the death of a protected party, and must
546 specify the Official Records book and page number, instrument
547 number, or clerk's file number for each document containing the
548 information to be released. A fee may not be charged for the
549 release of any document pursuant to such request.

550 10. This paragraph is subject to the Open Government

551 Sunset Review Act in accordance with s. 119.15 and shall stand
552 repealed on October 2, 2024, unless reviewed and saved from
553 repeal through reenactment by the Legislature.

554 Section 4. Section 695.22, Florida Statutes, is amended to
555 read:

556 695.22 Daily schedule of deeds and conveyances filed for
557 record to be furnished property appraiser.—After October 1,
558 1945, the several county recorders ~~clerks of the circuit courts~~
559 must ~~shall~~ keep and furnish to the respective county property
560 appraisers in the counties where such instruments are recorded a
561 daily schedule of the aforesaid deeds and conveyances so filed
562 for recordation, in which schedule must ~~shall~~ be set forth the
563 name of the grantor or grantors, the names and addresses of each
564 grantee, and a description of the land as specified in each
565 instrument so filed. The daily schedule must include
566 notification of any information therein which is subject to a
567 request for removal on file with the county recorder.

568 Section 5. This act shall take effect July 1, 2021.