

FOR CONSIDERATION By the Committee on Criminal Justice

591-01831-22

20227032pb

1 A bill to be entitled
2 An act relating to a review under the Open Government
3 Sunset Review Act; amending s. 119.071, F.S., which
4 provides an exemption from public records requirements
5 for criminal intelligence information or criminal
6 investigative information that reveals the personal
7 identifying information of a witness to a murder;
8 removing the scheduled repeal of the exemption;
9 providing an effective date.

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

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13 Section 1. Paragraph (m) of subsection (2) of section
14 119.071, Florida Statutes, is amended to read:

15 119.071 General exemptions from inspection or copying of
16 public records.—

17 (2) AGENCY INVESTIGATIONS.—

18 (m)~~1.~~ Criminal intelligence information or criminal
19 investigative information that reveals the personal identifying
20 information of a witness to a murder, as described in s. 782.04,
21 is confidential and exempt from s. 119.07(1) and s. 24(a), Art.
22 I of the State Constitution for 2 years after the date on which
23 the murder is observed by the witness. A criminal justice agency
24 may disclose such information:

25 1.a. In the furtherance of its official duties and
26 responsibilities.

27 2.b. To assist in locating or identifying the witness if
28 the agency believes the witness to be missing or endangered.

29 3.e. To another governmental agency for use in the

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30 performance of its official duties and responsibilities.

31 ~~4.d.~~ To the parties in a pending criminal prosecution as
32 required by law.

33 ~~2. This paragraph is subject to the Open Government Sunset~~
34 ~~Review Act in accordance with s. 119.15 and shall stand repealed~~
35 ~~on October 2, 2022, unless reviewed and saved from repeal~~
36 ~~through reenactment by the Legislature.~~

37 Section 2. This act shall take effect October 1, 2022.