

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: Ethics, Elections & Open
 2 Government Subcommittee
 3 Representative Smith offered the following:

Amendment (with title amendment)

Remove lines 54-89 and insert:

7 (3) Records relating to an investigation of a teacher
 8 received from another member state held by the commissioner, as
 9 defined in s. 1012.993, or the Florida Department of Education
 10 pursuant to the Interstate Teacher Mobility Compact are exempt
 11 from s. 119.07(1) and s. 24(a), Art. I of the State
 12 Constitution, until such time as the investigation ceases to be
 13 active, or until such time as a preliminary investigation has
 14 been concluded with the finding that there is probable cause to
 15 proceed and a complaint is filed. Prior to disclosing any
 16 investigatory or disciplinary information concerning a teacher

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17 received from another member state, the commissioner or the
18 Florida Department of Education shall communicate its intention
19 and purpose for such disclosure to the member state that
20 originally provided that information. For the purpose of this
21 subsection, an investigation shall be considered active as long
22 as it is continuing with a reasonable, good faith anticipation
23 that an administrative finding will be made in the foreseeable
24 future.

25 (4) This section is subject to the Open Government Sunset
26 Review Act in accordance with s. 119.15 and shall stand repealed
27 on October 2, 2028, unless reviewed and saved from repeal
28 through reenactment by the Legislature.

29 Section 2. (1) The Legislature finds that it is a public
30 necessity that any portion of a meeting of the Interstate
31 Teacher Mobility Compact Commission or its executive committee
32 in which any information in s. 1012.9931(1), Florida Statutes,
33 is discussed be made exempt from s. 286.011, Florida Statutes,
34 and s. 24(b), Article I of the State Constitution. The
35 Interstate Teacher Mobility Compact requires that any portion of
36 a meeting in which any information in s. 1012.9931(1), Florida
37 Statutes, is discussed be closed to the public. In the absence
38 of a public meetings exemption, this state would be prohibited
39 from becoming a member state of the compact. Thus, this state
40 would be unable to effectively and efficiently administer the
41 compact.

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42 (2) The Legislature finds that it is a public necessity
43 that records relating to an investigation of a teacher received
44 from another member state by the commissioner, as defined in s.
45 1012.993, or the Florida Department of Education pursuant to the
46 Interstate Teacher Mobility Compact be made exempt from s.
47 119.07(1) and s. 24(a), Art. I of the State Constitution, until
48 such time as the investigation ceases to be active, or until
49 such time as a preliminary investigation has been concluded with
50 the finding that there is probable cause to proceed and a
51 complaint is filed. The Interstate Teacher Mobility Compact
52 requires that certain records relating to an investigation and
53 discipline of teachers in other member states be protected to at
54 least the same extent that those records are protected in the
55 member state holding the records. In the absence of a public
56 records exemption, this state would be prohibited from becoming
57 a member state of the compact. Thus, this state would be unable
58 to effectively and efficiently administer the compact.

59 (3) The Legislature finds that it is a public necessity

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62 **T I T L E A M E N D M E N T**

63 Remove lines 9-10 and insert:
64 exempt portions of such meetings and for certain records
65 relating to specified investigations;