

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WITHDRAWN	_____	(Y/N)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 Maggard offered the following:

4

5 **Amendment**

6 Remove lines 290-370 and insert:

7 119.07(1) and s. 24(a), Art. I of the State Constitution. This
8 sub-subparagraph is subject to the Open Government Sunset Review
9 Act in accordance with s. 119.15 and shall stand repealed on
10 October 2, 2028, unless reviewed and saved from repeal through
11 reenactment by the Legislature.

12 3. An agency that is the custodian of the information
13 specified in subparagraph 2. and that is not the employer of the
14 officer, employee, justice, judge, or other person specified in
15 subparagraph 2. must maintain the exempt status of that
16 information only if the officer, employee, justice, judge, other

Amendment No.

17 person, or employing agency of the designated employee submits a
18 written and notarized request for maintenance of the exemption
19 to the custodial agency. The request must state under oath the
20 statutory basis for the individual's exemption request and
21 confirm the individual's status as a party eligible for exempt
22 status.

23 4.a. A county property appraiser, as defined in s.
24 192.001(3), or a county tax collector, as defined in s.
25 192.001(4), who receives a written and notarized request for
26 maintenance of the exemption pursuant to subparagraph 3. must
27 comply by removing the name of the individual with exempt status
28 and the instrument number or Official Records book and page
29 number identifying the property with the exempt status from all
30 publicly available records maintained by the property appraiser
31 or tax collector. For written requests received on or before
32 July 1, 2021, a county property appraiser or county tax
33 collector must comply with this sub-subparagraph by October 1,
34 2021. A county property appraiser or county tax collector may
35 not remove the street address, legal description, or other
36 information identifying real property within the agency's
37 records so long as a name or personal information otherwise
38 exempt from inspection and copying pursuant to this section are
39 not associated with the property or otherwise displayed in the
40 public records of the agency.

Amendment No.

41 b. Any information restricted from public display,
42 inspection, or copying under sub-subparagraph a. must be
43 provided to the individual whose information was removed.

44 5. An officer, an employee, a justice, a judge, or other
45 person specified in subparagraph 2. may submit a written request
46 for the release of his or her exempt information to the
47 custodial agency. The written request must be notarized and must
48 specify the information to be released and the party authorized
49 to receive the information. Upon receipt of the written request,
50 the custodial agency must release the specified information to
51 the party authorized to receive such information.

52 6. The exemptions in this paragraph apply to information
53 held by an agency before, on, or after the effective date of the
54 exemption.

55 7. Information made exempt under this paragraph may be
56 disclosed pursuant to s. 28.2221 to a title insurer authorized
57 pursuant to s. 624.401 and its affiliates as defined in s.
58 624.10; a title insurance agent or title insurance agency as
59 defined in s. 626.841(1) or (2), respectively; or an attorney
60 duly admitted to practice law in this state and in good standing
61 with The Florida Bar.

62 8. The exempt status of a home address contained in the
63 Official Records is maintained only during the period when a
64 protected party resides at the dwelling location. Upon
65 conveyance of real property after October 1, 2021, and when such

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Amendment No.

66 real property no longer constitutes a protected party's home
67 address as defined in sub-subparagraph 1.a., the protected party
68 must submit a written request to release the removed information
69 to the county recorder. The written request to release the
70 removed information must be notarized, must confirm that a
71 protected party's request for release is pursuant to a
72 conveyance of his or her dwelling location, and must specify the
73 Official Records book and page, instrument number, or clerk's
74 file number for each document containing the information to be
75 released.

76 9. Upon the death of a protected party as verified by a
77 certified copy of a death certificate or court order, any party
78 can request the county recorder to release a protected
79 decedent's removed information unless there is a related request
80 on file with the county recorder for continued removal of the
81 decedent's information or unless such removal is otherwise
82 prohibited by statute or by court order. The written request to
83 release the removed information upon the death of a protected
84 party must attach the certified copy of a death certificate or
85 court order and must be notarized, must confirm the request for
86 release is due to the death of a protected party, and must
87 specify the Official Records book and page number, instrument
88 number, or clerk's file number for each document containing the
89 information to be released. A fee may not be charged for the
90 release of any document pursuant to such request.

473493 - h1215-line 290.docx

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1215 (2023)

Amendment No.

91 10. Except as otherwise expressly provided in this
92 paragraph, this paragraph is subject to the Open Government