

By Senator Collins

14-00776-23

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1 A bill to be entitled
2 An act relating to federal law enforcement agency
3 records; amending s. 119.01, F.S.; revising the
4 general state policy on public records to include
5 certain federal law enforcement agency records;
6 amending s. 119.011, F.S.; revising definitions;
7 creating s. 119.013, F.S.; requiring certain federal
8 law enforcement agencies to comply with the public
9 records requirements of this state; providing an
10 effective date.

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

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14 Section 1. Subsection (1) of section 119.01, Florida
15 Statutes, is amended to read:

16 119.01 General state policy on public records.—

17 (1) It is the policy of this state that all state, county,
18 and municipal records, and the records of federal law
19 enforcement agencies that are not subject to the Freedom of
20 Information Act and which have physical offices located in this
21 state, are open for personal inspection and copying by any
22 person. Providing access to public records is a duty of each
23 agency.

24 Section 2. Subsections (2) and (5) of section 119.011,
25 Florida Statutes, are amended to read:

26 119.011 Definitions.—As used in this chapter, the term:

27 (2) "Agency" means any state, county, district, authority,
28 or municipal officer, department, division, board, bureau,
29 commission, or other separate unit of government created or

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30 established by law, including, for the purposes of this chapter,
31 the Commission on Ethics, the Public Service Commission, and the
32 Office of Public Counsel; ~~and~~ any other public or private
33 agency, person, partnership, corporation, or business entity
34 acting on behalf of any public agency; and any federal law
35 enforcement agency that is not subject to the Freedom of
36 Information Act and which has a physical office located in this
37 state.

38 (5) "Custodian of public records" means the elected or
39 appointed state, county, ~~or~~ municipal, or federal officer
40 charged with the responsibility of maintaining the office having
41 public records, or his or her designee.

42 Section 3. Section 119.013, Florida Statutes, is created to
43 read:

44 119.013 Federal law enforcement agency records.—A federal
45 law enforcement agency that is not subject to the Freedom of
46 Information Act and that has a physical office located in this
47 state shall comply with the public records requirements of this
48 state.

49 Section 4. This act shall take effect July 1, 2023.