

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WITHDRAWN	_____	(Y/N)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

4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Paragraph (k) is added to subsection (5) of
 8 section 119.071, Florida Statutes, to read:

9 119.071 General exemptions from inspection or copying of
 10 public records.—

11 (5) OTHER PERSONAL INFORMATION.—

12 (k)1. For purposes of this paragraph, the term:

13 a. "Identification and location information" means the:

14 (I) Home address, telephone number, and date of birth of a
 15 current or former servicemember of a special operations force,
 16 and the telephone number associated with a current or former

Amendment No.

17 servicemember of a special operations force's personal
18 communication device.

19 (II) Home address, telephone number, and date of birth of
20 the spouse or dependent of a current or former servicemember of
21 a special operations force, and the telephone number associated
22 with such spouse's or dependent's personal communication device.

23 (III) Name and location of a school attended by the spouse
24 of a current or former servicemember of a special operations
25 force or a school or day care facility attended by a dependent
26 of a current or former servicemember of a special operations
27 force.

28 b. "Special operations forces" has the same meaning as
29 provided in s. 943.10(22).

30 2. Identification and location information held by an
31 agency is exempt from s. 119.07(1) and s. 24(a), Art. I of the
32 State Constitution if a current or former servicemember of a
33 special operations force submits to an agency that has custody
34 of the identification and location information:

35 a. A written request to exempt the identification and
36 location information from public disclosure; and

37 b. A written statement that he or she has made reasonable
38 efforts to protect the identification and location information
39 from being accessible through other means available to the
40 public.

Amendment No.

41 3. This exemption applies to identification and location
42 information held by an agency before, on, or after the effective
43 date of this exemption.

44 4. This paragraph is subject to the Open Government Sunset
45 Review Act in accordance with s. 119.15 and shall stand repealed
46 on October 2, 2028, unless reviewed and saved from repeal
47 through reenactment by the Legislature.

48 Section 2. The Legislature finds that it is a public
49 necessity that identification and location information of
50 current or former servicemembers of a special operations force,
51 and their spouses and dependents, that is held by an agency be
52 made exempt from s. 119.07(1), Florida Statutes, and s. 24(a),
53 Article I of the State Constitution. These servicemembers
54 perform among the most critical, most effective, and most
55 dangerous operations in defense of our nation's freedom.
56 Terrorist groups have threatened servicemembers and their
57 families and have encouraged terrorist sympathizers to harm
58 servicemembers and their families within the United States. One
59 terrorist group has allegedly gathered the photographs and home
60 addresses of servicemembers from public sources to create and
61 publish a list of servicemembers in order to make such persons
62 vulnerable to an act of terrorism. The Legislature finds that
63 allowing continued public access to the identification and
64 location information of current or former servicemembers of
65 special operations forces and their families jeopardizes the

539067 - h0313-strike.docx

Published On: 3/28/2023 3:27:25 PM

Amendment No.

66 safety of these servicemembers, their spouses, and their
67 dependents. The Legislature finds that protecting the safety and
68 security of current or former servicemembers of a special
69 operations force, and their spouses and dependents, outweighs
70 any public benefit that may be derived from the public
71 disclosure of the identification and location information.

72 Section 3. This act shall take effect upon becoming a law.

73

74

75

76

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

77

Remove everything before the enacting clause and insert:

78

An act relating to public records; amending s. 119.071, F.S.;

79

defining the terms "identification and location information" and

80

"special operations forces"; providing an exemption from public

81

records requirements for identification and location information

82

of current and former servicemembers of special operations

83

forces and the spouses and dependents of current and former

84

servicemembers of special operations forces; providing

85

applicability; providing for future legislative review and

86

repeal of the exemption; providing a statement of public

87

necessity; providing an effective date.