

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN	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

1 Committee/Subcommittee hearing bill: Judiciary Committee  
 2 Representative Persons-Mulicka offered the following:

**Amendment (with title amendment)**

Remove everything after the enacting clause and insert:

Section 1. Subsection (8) of section 28.2221, Florida Statutes, is amended to read:

28.2221 Electronic access to official records.—

(8) (a) Each county recorder or clerk of the court must make the identity of each respondent against whom a final judgment for an injunction for the protection of a minor under s. 741.30, s. 784.046, or s. 784.0485 is entered, as well as the fact that a final judgment for an injunction for the protection of a minor under s. 741.30, s. 784.046, or s. 784.0485 has been entered against that respondent, publicly available on the county recorder or clerk's official website, ~~an Internet website~~

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17 ~~for general public display, which may include the Internet~~  
18 ~~website required by this section, unless the respondent is a~~  
19 ~~minor. The identity and information required under this~~  
20 ~~subsection must be viewable through a searchable database that~~  
21 ~~is available in a clear and conspicuous location on the homepage~~  
22 ~~of the county recorder or clerk's official website and must be~~  
23 ~~available for search by the general public.~~

24 (b) The requirement in paragraph (a) may be satisfied by  
25 providing a standalone link to the official records index. Such  
26 link must be located in a clear and conspicuous location on the  
27 homepage of the county recorder or clerk of court's official  
28 website and must be available for search by the general public.  
29 The link must be titled in a manner that clearly informs the  
30 user that by clicking the link, the user will be redirected to a  
31 searchable database where information available pursuant to this  
32 section relating to the identity of an individual against whom a  
33 final judgment for injunction for the protection of a minor can  
34 be found.

35 (c) ~~(b)~~ Any information specified in this subsection not  
36 made available by the county recorder or clerk of the court as  
37 provided in this subsection ~~on a publicly available Internet~~  
38 ~~website for general public display~~ before July 1, 2024 ~~2021~~,  
39 must be made publicly available on the county recorder or clerk  
40 of the court's official ~~an Internet~~ website if the affected  
41 party identifies the information and requests that such

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42 information be added ~~to a publicly available Internet website~~  
43 for general public display. Such request must be in writing and  
44 delivered by mail, facsimile, or electronic transmission or in  
45 person to the county recorder or clerk of the court. The request  
46 must specify the case number assigned to the final judgment for  
47 an injunction for the protection of a minor under s. 741.30, s.  
48 784.046, or s. 784.0485. A fee may not be charged for the  
49 addition of information pursuant to such request.

50 (c) No later than 30 days after July 1, 2024 ~~2021~~, notice  
51 of the right of any affected party to request the addition of  
52 information to the searchable database on the county recorder or  
53 clerk of court's official ~~a publicly available Internet website~~  
54 pursuant to this subsection must ~~shall~~ be conspicuously and  
55 clearly displayed by the county recorder or clerk of the court  
56 on the county recorder or clerk's official ~~publicly available~~  
57 ~~Internet~~ website on which images or copies of the county's  
58 public records are placed and in the office of each county  
59 recorder or clerk of the court. Such notice must contain  
60 appropriate instructions for making the addition of information  
61 request in person, by mail, by facsimile, or by electronic  
62 transmission. The notice must state, in substantially similar  
63 form, that any person has a right to request that a county  
64 recorder or clerk of the court add information to the searchable  
65 database on the county recorder or clerk of court's official ~~a~~  
66 ~~publicly available Internet~~ website if that information involves

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67 the identity of a respondent against whom a final judgment for  
68 an injunction for the protection of a minor under s. 741.30, s.  
69 784.046, or s. 784.0485 is entered, unless the respondent is a  
70 minor. The notice must also state that the information related  
71 to the identity of each respondent against whom a final judgment  
72 for an injunction for the protection of a minor under s. 741.30,  
73 s. 784.046, or s. 784.0485 is entered is available for search by  
74 the general public. The notice must include step by step  
75 instructions detailing how a user can access the searchable  
76 database and search for such information. Such request must be  
77 made in writing and delivered by mail, facsimile, or electronic  
78 transmission or in person to the county recorder or clerk of the  
79 court. The request must specify the case number assigned to the  
80 final judgment for an injunction for the protection of a minor  
81 under s. 741.30, s. 784.046, or s. 784.0485. A fee may not be  
82 charged for the addition of a document pursuant to such request.

83 (d) Any affected person may petition the circuit court for  
84 an order directing compliance with this subsection.

85 Section 2. This act shall take effect July 1, 2024.

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

89 Remove everything before the enacting clause and insert:  
90 An act relating to electronic access to official records;  
91 amending s. 28.2221, F.S.; requiring the county recorder or

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Bill No. HB 1443 (2024)

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92 clerk of the court to make certain information available at a  
93 link to a searchable database on the county recorder or clerk's  
94 official website; providing an effective date.