

1 A bill to be entitled
 2 An act relating to electronic access to official
 3 records; amending s. 28.2221, F.S.; requiring the
 4 county clerk of the court to make certain information
 5 available in a searchable database on the clerk's
 6 official website; providing an effective date.

7
 8 Be It Enacted by the Legislature of the State of Florida:

9
 10 Section 1. Subsection (8) of section 28.2221, Florida
 11 Statutes, is amended to read:

12 28.2221 Electronic access to official records.—

13 (8)(a) Each county ~~recorder or~~ clerk of the court must
 14 make the identity of each respondent against whom a final
 15 judgment for an injunction for the protection of a minor under
 16 s. 741.30, s. 784.046, or s. 784.0485 is entered, as well as the
 17 fact that a final judgment for an injunction for the protection
 18 of a minor under s. 741.30, s. 784.046, or s. 784.0485 has been
 19 entered against that respondent, publicly available on the
 20 clerk's official website, ~~an Internet website for general public~~
 21 ~~display, which may include the Internet website required by this~~
 22 ~~section,~~ unless the respondent is a minor. The identity and
 23 information required under this subsection must be viewable
 24 through a searchable database that is available in a clear and
 25 conspicuous location on the homepage of the clerk's official

26 website and must be available for search by the general public.

27 (b) Any information specified in this subsection not made
28 available by the county ~~recorder or~~ clerk of the court as
29 provided in this subsection ~~on a publicly available Internet~~
30 ~~website for general public display~~ before July 1, 2024 ~~2021~~,
31 must be made publicly available on the clerk of the court's
32 official ~~an Internet~~ website if the affected party identifies
33 the information and requests that such information be added ~~to a~~
34 ~~publicly available Internet website~~ for general public display.
35 Such request must be in writing and delivered by mail,
36 facsimile, or electronic transmission or in person to the county
37 ~~recorder or~~ clerk of the court. The request must specify the
38 case number assigned to the final judgment for an injunction for
39 the protection of a minor under s. 741.30, s. 784.046, or s.
40 784.0485. A fee may not be charged for the addition of
41 information pursuant to such request.

42 (c) No later than 30 days after July 1, 2024 ~~2021~~, notice
43 of the right of any affected party to request the addition of
44 information to the searchable database on the clerk of court's
45 official ~~a publicly available Internet~~ website pursuant to this
46 subsection must ~~shall~~ be conspicuously and clearly displayed by
47 the county ~~recorder or~~ clerk of the court on the clerk's
48 official ~~publicly available Internet~~ website on which images or
49 copies of the county's public records are placed and in the
50 office of each county ~~recorder or~~ clerk of the court. Such

HB 1443

2024

51 notice must contain appropriate instructions for making the
52 addition of information request in person, by mail, by
53 facsimile, or by electronic transmission. The notice must state,
54 in substantially similar form, that any person has a right to
55 request that a county ~~recorder or~~ clerk of the court add
56 information to the searchable database on the clerk of court's
57 official ~~a publicly available Internet~~ website if that
58 information involves the identity of a respondent against whom a
59 final judgment for an injunction for the protection of a minor
60 under s. 741.30, s. 784.046, or s. 784.0485 is entered, unless
61 the respondent is a minor. Such request must be made in writing
62 and delivered by mail, facsimile, or electronic transmission or
63 in person to the county ~~recorder or~~ clerk of the court. The
64 request must specify the case number assigned to the final
65 judgment for an injunction for the protection of a minor under
66 s. 741.30, s. 784.046, or s. 784.0485. A fee may not be charged
67 for the addition of a document pursuant to such request.

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

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