

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WITHDRAWN	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: Commerce Committee
 2 Representative LaMarca offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Section 215.5587, Florida Statutes, is created to read:

215.5587 My Safe Florida Home Program; public records exemption.-

(1) All of the following information contained in applications and home inspection reports submitted by applicants as part of the My Safe Florida Home Program under s. 215.5586 is exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution:

(a) The components of the applicant's mailing address other than the city, zip code, and the applicant's name.

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17 (b) Any phone number or e-mail address provided by the
18 applicant.

19 (c) Detailed descriptions and pictures of the inside and
20 outside of applicant's homes.

21 (2) This exemption applies retroactively to applications
22 and home inspection reports submitted before, on, or after the
23 effective date of this exemption.

24 (3) This section is subject to the Open Government Sunset
25 Review Act in accordance with s. 119.15 and shall stand repealed
26 on October 2, 2029, unless reviewed and saved from repeal
27 through reenactment by the Legislature.

28 Section 2. The Legislature finds that it is a public
29 necessity that the following information contained in
30 applications and home inspection reports submitted by applicants
31 as part of the My Safe Florida Home Program be made exempt from
32 s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the
33 State Constitution: an applicant's name, certain components of
34 his or her mailing address, an applicant's phone number or e-
35 mail address, as well as descriptions and pictures of the inside
36 and outside of an applicant's home. The Legislature further
37 finds that it is a public necessity that the public record
38 exemption be applied retroactively. More than 99 percent of all
39 home inspections and grant applications are completed
40 electronically or by phone. Under current law, My Safe Florida
41 Home Program applications and home inspection reports are public

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Published On: 1/30/2024 11:43:03 AM

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42 records and can be obtained by anyone for any purpose. This
43 information is unique to each individual and can be used for
44 identity theft, consumer scams, unwanted solicitations, or other
45 invasive contact. Additionally, My Safe Florida Home Program
46 applications and home inspection reports contain detailed
47 descriptions and pictures of the inside and outside of
48 applicants' homes, including private areas, points of entry, and
49 other vulnerabilities. The public availability of this
50 information puts participants in the My Safe Florida Home
51 Program at increased risk of home invasions and reduces privacy
52 in their homes. These risks may be significantly limited by
53 making such information contained in My Safe Florida Home
54 Program applications and home inspection reports exempt from
55 public record requirements.

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

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58
59 **T I T L E A M E N D M E N T**

60 Remove lines 3-10 and insert:

61 215.5587, F.S.; providing an exemption from public records
62 requirements for certain information in applications and home
63 inspection reports submitted by applicants to the Department of
64 Financial Services as a part of the My Safe Florida Home
65 Program; providing retroactive applicability; providing for

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66 future legislative review and repeal of the exemption; providing
67 a statement of public necessity; providing an effective date.