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LEGISLATIVE ACTION

Senate

House

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Floor: WD

04/24/2025 09:04 AM

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Senator Grall moved the following:

**Senate Amendment (with title amendment)**

Delete lines 85 - 174

and insert:

e.(I) The identity of any officer, as defined in s. 943.10(14), who uses deadly force as defined in s. 776.06 or any force that results in serious bodily injury and who becomes the victim of a crime in the course and scope of the officer's employment or official duties in the same or a related incident is exempt from the public records law as set forth in sub-sub-paragraphs (II) and (III).



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(II) During the 72 hours immediately following an incident in which an officer becomes the victim of a crime, the identity of the officer shall be confidential. At the expiration of the 72-hour period, the officer's identity shall be subject to public record laws unless the elected or appointed head of the officer's employing agency, as that term is defined in s. 943.10(4), provides written findings setting forth the necessity for an extension of the confidentiality of the officer's identity.

(III) The written findings by the elected or appointed head of the officer's employing agency shall state the necessity of extending the confidentiality of the officer's identity beyond the 72-hour period and the written findings must be made public before the 72-hour period expires. An extension may not exceed 15 days and must contain findings documenting the continued necessity for the additional extension. Subsequent exemptions may not exceed 15 days for a total of 30 days.

(IV) This sub-subparagraph is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2030, unless reviewed and saved from repeal through reenactment by the Legislature.

2.a. Any information in a videotaped statement of a minor who is alleged to be or who is a victim of sexual battery, lewd acts, or other sexual misconduct proscribed in chapter 800 or in s. 794.011, s. 827.071, s. 847.012, s. 847.0125, s. 847.013, s. 847.0133, or s. 847.0145, which reveals that minor's identity, including, but not limited to, the minor's face; the minor's home, school, church, or employment telephone number; the minor's home, school, church, or employment address; the name of



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the minor's school, church, or place of employment; or the personal assets of the minor; and which identifies that minor as the victim of a crime described in this subparagraph, held by a law enforcement agency, is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. Any governmental agency that is authorized to have access to such statements by any provision of law shall be granted such access in the furtherance of the agency's statutory duties, notwithstanding the provisions of this section.

b. A public employee or officer who has access to a videotaped statement of a minor who is alleged to be or who is a victim of sexual battery, lewd acts, or other sexual misconduct proscribed in chapter 800 or in s. 794.011, s. 827.071, s. 847.012, s. 847.0125, s. 847.013, s. 847.0133, or s. 847.0145 may not willfully and knowingly disclose videotaped information that reveals the minor's identity to a person who is not assisting in the investigation or prosecution of the alleged offense or to any person other than the defendant, the defendant's attorney, or a person specified in an order entered by the court having jurisdiction of the alleged offense. A person who violates this provision commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

Section 2. The Legislature finds that s. 16(b), Article I of the State Constitution mandates that crime victims have a right to be free from intimidation, harassment, and abuse and that it is a public necessity that information or records that may be used to locate, intimidate, harass, or abuse crime victims be made exempt from s. 119.07(1), Florida Statutes, and



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s. 24(a), Article I of the State Constitution. The Legislature further finds that exempting records or documents, which identify the crime victim, the victim's family, or any information that may be used to threaten or harass the victim or the victim's family, from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution is a public necessity to prevent the possibility of further trauma. The Legislature also finds that the release of such records or documents may deter crime victims from cooperating with law enforcement and reporting criminal acts.

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

And the title is amended as follows:

Delete lines 13 - 15

and insert:

who use deadly force or force that results in serious bodily injury and who become crime victims are confidential for a specified timeframe; providing an extension of time if certain procedures are followed;