

By Senator Collins

14-00813A-25

20251278\_\_

1                   A bill to be entitled  
2       An act relating to public records; amending s.  
3       287.042, F.S.; providing an exemption from public  
4       records requirements for certain vendor information  
5       held by the Department of Management Services in  
6       electronic systems; authorizing the sharing of such  
7       information to other governmental entities for a  
8       specified purpose; providing for future legislative  
9       review and repeal of the exemption; providing a  
10      statement of public necessity; providing a contingent  
11      effective date.

12  
13 Be It Enacted by the Legislature of the State of Florida:

14  
15       Section 1. Paragraph (c) of subsection (6) of section  
16       287.042, Florida Statutes, as created in SB 1276 or similar  
17       legislation, 2025 Regular Session, is amended to read:

18       287.042 Powers, duties, and functions.—The department shall  
19       have the following powers, duties, and functions:

20       (6)

21       (c)1. To grant governmental entities, as defined in s.  
22       287.138, access to electronic systems that provide background  
23       information on vendors seeking to do business with the state.

24       2. Any information about vendors held in electronic  
25       systems, which provides background information, along with any  
26       related information derived or created from such information, is  
27       exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
28       Constitution, except that the information may be shared with  
29       another governmental entity in furtherance of its duties and

14-00813A-25

20251278\_\_

30 responsibilities without the department waiving such exemption.  
31 This subparagraph is subject to the Open Government Sunset  
32 Review Act in accordance with s. 119.15 and shall stand repealed  
33 on October 2, 2030, unless reviewed and saved from repeal  
34 through reenactment by the Legislature.

35 Section 2. The Legislature finds it a public necessity that  
36 information held in the department's electronic systems  
37 regarding background information of vendors under s. 287.042,  
38 Florida Statutes, and which is contained in certain records be  
39 made exempt from s. 119.07(1), Florida Statutes, and s. 24(a),  
40 Article I of the State Constitution. Protecting the sensitive  
41 and proprietary information contained in records created or  
42 compiled during selection of vendors seeking to do business with  
43 the state is necessary to ensure the integrity of vendor  
44 evaluations and legitimacy of procurement decisions. Public  
45 disclosure of such information could jeopardize the government's  
46 ability to make critical and time-sensitive decisions on issues  
47 that impact the safety and security of government operations,  
48 including undue influence from foreign countries of concern. The  
49 Legislature further finds that the harm that may result from the  
50 release of such information significantly outweighs any public  
51 benefit that may be derived from the disclosure of such  
52 information. Therefore, it is a public necessity that this  
53 information be made exempt to support the effective monitoring  
54 and enforcement of vendor compliance with statutory obligations.

55 Section 3. This act shall take effect on the same date that  
56 SB 1276 or similar legislation takes effect, if such legislation  
57 is adopted in the same legislative session or an extension  
58 thereof and becomes a law.