

1 A bill to be entitled
 2 An act relating to public records; amending s. 98.075,
 3 F.S.; providing an exemption from public records
 4 requirements for records containing certain
 5 information received from another state after entering
 6 into a memorandum of understanding relating to voter
 7 registration records; providing for future legislative
 8 review and repeal of the exemption; providing a
 9 statement of public necessity; providing a contingent
 10 effective date.

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

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 14 **Section 1. Paragraph (c) of subsection (2) of section**
 15 **98.075, Florida Statutes, is amended to read:**

16 98.075 Registration records maintenance activities;
 17 ineligibility determinations.—

18 (2) DUPLICATE REGISTRATION.—

19 (c) Information received by the department from another
 20 state or the District of Columbia upon the department entering
 21 into a memorandum of understanding with another state or
 22 becoming a member of a nongovernmental entity as provided in
 23 subparagraph (b)1., which is confidential or exempt pursuant to
 24 the laws of that state or the District of Columbia, is exempt
 25 from s. 119.07(1) and s. 24(a), Art. I of the State

26 Constitution. The department shall provide such information to
27 the supervisors to conduct registration list maintenance
28 activities.

29 **Section 2.** The amendment to s. 98.075(2)(c), Florida
30 Statutes, made by this act shall stand repealed on October 2,
31 2030, unless reviewed and saved from repeal through reenactment
32 by the Legislature.

33 **Section 3.** The Legislature finds that it is a public
34 necessity that information received by the Department of State
35 from another state or the District of Columbia pursuant to a
36 memorandum of understanding, which is confidential or exempt
37 pursuant to the laws of that state or the District of Columbia,
38 be made confidential and exempt from s. 119.07(1), Florida
39 Statutes, and s. 24(a), Article I of the State Constitution.
40 Entering into memoranda of understanding for the purpose of
41 sharing and exchanging information to verify voter registration
42 information is critical to ensuring the accuracy of the
43 statewide voter registration system. Maintaining an accurate
44 statewide voter registration system is critical to fair
45 elections in this state. Without the public records exemption,
46 the department will be unable to receive information directly
47 from other states or the District of Columbia which might
48 otherwise be confidential or exempt pursuant to the laws of
49 those jurisdictions, which would impair the ability of the
50 department and supervisors of elections to maintain accurate

51 voter rolls. As a result, the effective and efficient
52 administration of the statewide voter registration system would
53 be hindered. For these reasons, the Legislature finds that it is
54 a public necessity to maintain the exempt status of such
55 information received by the department.

56 **Section 4.** This act shall take effect on the same date
57 that HB 1381 or similar legislation takes effect, if such
58 legislation is adopted in the same legislative session or an
59 extension thereof and becomes a law.