

By Senator Burgess

23-00209A-25

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1 A bill to be entitled
2 An act relating to public records; amending s. 30.15,
3 F.S.; providing that certain information relating to
4 school security guards held by the Department of Law
5 Enforcement, a law enforcement agency, a school
6 district, or a charter school is exempt from public
7 records requirements; 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. Subsection (6) of section 30.15, Florida
15 Statutes, is amended to read:

16 30.15 Powers, duties, and obligations.—

17 (6) Any information held by the Department of Law
18 Enforcement, a law enforcement agency, a school district, or a
19 charter school which ~~that~~ would identify whether a person has
20 been certified to serve as a school guardian or school security
21 guard is exempt from s. 119.07(1) and s. 24(a), Art. I of the
22 State Constitution. This subsection is subject to the Open
23 Government Sunset Review Act in accordance with s. 119.15 and
24 shall stand repealed on October 2, 2030 ~~2029~~, unless reviewed
25 and saved from repeal through reenactment by the Legislature.

26 Section 2. The Legislature finds that it is a public
27 necessity that any information held by the Department of Law
28 Enforcement, a law enforcement agency, a school district, or a
29 charter school which would identify whether an individual has

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30 been certified to serve as a school security guard is exempt
31 from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of
32 the State Constitution. School security and student safety are
33 fundamental priorities in this state, as is the safety of people
34 serving or who have served as school security guards. School
35 security guards serve a critical role as safe-school officers
36 and first responders, and their presence on school grounds
37 serves as a deterrent against incidents threatening the lives of
38 students and school personnel. Disclosure of the identity of
39 persons certified as school security guards might undermine such
40 deterrence and may compromise their safety along with the safety
41 of students. The public disclosure of such information would
42 also adversely affect their ability to respond adequately to an
43 active assailant incident, as an assailant might be alerted in
44 advance that a particular individual is certified as a school
45 security guard. Furthermore, school security guards who have
46 been appointed to that position might leave their appointment
47 for a period of time while maintaining their certification and,
48 thereafter, be reappointed at a future date. The safety of such
49 persons would be compromised if their status as school security
50 guards became public record by virtue of their continued
51 certification. Accordingly, it is necessary to protect the
52 identity of persons certified as school security guards from
53 public records requirements in order to implement effectively
54 and efficiently the purpose and intent of school security guard
55 programs.

56 Section 3. This act shall take effect on the same date that
57 SB 1470 or similar legislation takes effect, if such legislation
58 is adopted in the same legislative session or an extension

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59 | thereof and becomes a law.