

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1113 (2026)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED (Y/N)

ADOPTED AS AMENDED (Y/N)

ADOPTED W/O OBJECTION (Y/N)

FAILED TO ADOPT (Y/N)

WITHDRAWN (Y/N)

OTHER

1 Committee/Subcommittee hearing bill: Criminal Justice

2 Subcommittee

3 Representative Tuck offered the following:

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 **Section 1. Paragraph (j) of subsection (2) of section**

8 **119.071, Florida Statutes, is amended to read:**

9 119.071 General exemptions from inspection or copying of
10 public records.—

11 (2) AGENCY INVESTIGATIONS.—

12 (j)1.a. For purposes of this subparagraph, the term:

13 (I) "Family member" means a spouse, child, parent or legal
14 guardian, or sibling. This term does not include the accused.

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15 (II) "Officer" means any full-time, part-time, or
16 auxiliary law enforcement officer, correctional officer, or
17 correctional probation officer certified under s. 943.13.

18 (III) "Victim" means a person who suffers direct or
19 threatened physical, psychological, or financial harm as a
20 result of the commission or attempted commission of a crime or
21 delinquent act or against whom the crime or delinquent act is
22 committed. The term does not include the accused.

23 b. (I) Any portion of a public record document that reveals
24 the identity, including the name or personal identification
25 number, home or employment telephone number, home or employment
26 address, or personal assets of a the victim, or any other
27 information that could be used to locate, intimidate, harass, or
28 abuse the victim, which of a crime and identifies that person as
29 the victim of a crime, and which is a public record that is
30 generated or document is received by any agency that regularly
31 generates or receives information from or concerning the victims
32 of crime, is exempt from s. 119.07(1) and s. 24(a), Art. I of
33 the State Constitution.

34 (II) Any portion of a public record that reveals the
35 identity, including name or personal identification number, home
36 or employment telephone number, home or employment address, or
37 personal assets of the lawful representative, family member, or
38 next of kin of the person identified as a victim by the public
39 record, or any other information that could be used to locate,

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intimidate, harass, or abuse such persons, and which is a public record that is generated or received by any agency that regularly generates or receives information from or concerning the victims of crime, is exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. This exemption does not apply to the accused, or to a lawful representative, family member, or next of kin of a victim upon a showing that the interest of such person would be in actual or potential conflict with the interests of the victim.

(III) (A) Notwithstanding sub-sub subparagraph (2) (j)1.b.(I), the portion of a public record exempted under sub-subparagraph (2) (j)1.b.(I) which contains the name of an officer who became a victim in the course and scope of the officer's employment or official duties is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution for the first 72 hours after the incident in which the officer became a victim. These portions of a public record are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution for an additional 60 days after the expiration of the 72-hour period. After the expiration of the 60-day period, the portion of a public record which contains the name of an officer who became a victim in the course and scope of his or her employment or official duties and which identifies the officer as a victim is no longer exempt.

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64 (B) Sub-sub-sub-subparagraph (2) (j)1.b. (III) (A) does not
65 supersede the exemption provided for victims of sexual battery
66 in sub-subparagraph (2) (h)1.b.

67 (IV) This sub-subparagraph is subject to the Open
68 Government Sunset Review Act in accordance with s. 119.15 and
69 shall stand repealed on October 2, 2031, unless reviewed and
70 saved from repeal through reenactment by the Legislature. If,
71 after review, this sub-subparagraph is not reenacted, the text
72 of this sub-subparagraph shall revert to that in existence on
73 June 30, 2026, except that any amendments to this sub-
74 subparagraph enacted other than by this act shall be preserved
75 and continue to operate to the extent that such amendments are
76 not dependent upon the amendments to the sub-subparagraph made
77 by this act.

78 c. Any information not otherwise held confidential or
79 exempt from s. 119.07(1) which reveals the home or employment
80 telephone number, home or employment address, or personal assets
81 of a person who has been the victim of sexual battery,
82 aggravated child abuse, aggravated stalking, harassment,
83 aggravated battery, or domestic violence is exempt from s.
84 119.07(1) and s. 24(a), Art. I of the State Constitution, upon
85 written request by the victim, which must include official
86 verification that an applicable crime has occurred. Such
87 information shall cease to be exempt 5 years after the receipt
88 of the written request.

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89 d. Any state or federal agency that is authorized to have
90 access to such documents by any provision of law shall be
91 granted such access in the furtherance of such agency's
92 statutory duties, notwithstanding this section.

93 2.a. Any information in a videotaped statement of a minor
94 who is alleged to be or who is a victim of sexual battery, lewd
95 acts, or other sexual misconduct proscribed in chapter 800 or in
96 s. 794.011, s. 827.071, s. 847.012, s. 847.0125, s. 847.013, s.
97 847.0133, or s. 847.0145, which reveals that minor's identity,
98 including, but not limited to, the minor's face; the minor's
99 home, school, church, or employment telephone number; the
100 minor's home, school, church, or employment address; the name of
101 the minor's school, church, or place of employment; or the
102 personal assets of the minor; and which identifies that minor as
103 the victim of a crime described in this subparagraph, held by a
104 law enforcement agency, is confidential and exempt from s.
105 119.07(1) and s. 24(a), Art. I of the State Constitution. Any
106 governmental agency that is authorized to have access to such
107 statements by any provision of law shall be granted such access
108 in the furtherance of the agency's statutory duties,
109 notwithstanding the provisions of this section.

110 b. A public employee or officer who has access to a
111 videotaped statement of a minor who is alleged to be or who is a
112 victim of sexual battery, lewd acts, or other sexual misconduct
113 proscribed in chapter 800 or in s. 794.011, s. 827.071, s.

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114 847.012, s. 847.0125, s. 847.013, s. 847.0133, or s. 847.0145
115 may not willfully and knowingly disclose videotaped information
116 that reveals the minor's identity to a person who is not
117 assisting in the investigation or prosecution of the alleged
118 offense or to any person other than the defendant, the
119 defendant's attorney, or a person specified in an order entered
120 by the court having jurisdiction of the alleged offense. A
121 person who violates this provision commits a misdemeanor of the
122 first degree, punishable as provided in s. 775.082 or s.
123 775.083.

124 **Section 2.** (1) The Legislature finds that it is a public
125 necessity that the following information held by an agency that
126 regularly generates or receives information from or concerning
127 victims of crime be made exempt from s. 119.07(1), Florida
128 Statutes, and s. 24(a), Article I of the State Constitution:

129 (a) The portions of public records that identify a person
130 as a victim of a crime, or any other information that could be
131 used to locate, intimidate, harass, or abuse a victim.

132 (b) The portions of public records that reveal the identity
133 of the lawful representative, family member, or next of kin of a
134 person identified as a victim by the public record, or any other
135 information that could be used to locate, intimidate, harass, or
136 abuse such persons.

137 (2) The Legislature finds that it is a public necessity
138 that the portion of public records that is held by an agency

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139 that regularly generates or receives information from or
140 concerning victims of crime, which contains the name of an
141 officer who became a victim in the course and scope of the
142 officer's employment or official duties be made confidential and
143 exempt from s. 119.07(1), Florida Statutes and s. 24(a), Art. I
144 of the State Constitution for a 72-hour period after the
145 incident in which the officer became a victim. The Legislature
146 further finds it is a public necessity that these portions of a
147 public record be exempt from s. 119.07(1) and s. 24(a), Art. I
148 of the State Constitution for an additional 60 days after the
149 expiration of the 72-hour period.

150 (3) Victims, their lawful representative, family member,
151 and next of kin, have a right to be free from intimidation,
152 harassment, and abuse. Community attention is often piqued when
153 a person becomes a victim, which may lead to the undue intrusion
154 into the person's privacy, as well as his or her family members,
155 legal representative, or next of kin. The identifying
156 information of such persons could be used to further traumatize
157 them. The risk of additional harm or harassment outweighs any
158 public benefit that may be derived from the public disclosure of
159 such information. The Legislature also finds that the release of
160 such portions of records may deter crime victims from
161 cooperating with law enforcement and reporting criminal acts
162 based on a victim's fear of additional retaliation or attention.
163 This exemption is narrowly tailored to balance the public's

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164 right to access public records by allowing the release of the
165 name of a law enforcement officer who becomes a victim within
166 the course and scope of his or her employment or duties 63 days
167 after the incident. The risk of additional harm or harassment
168 outweighs any public benefit that may be derived from the public
169 disclosure of such information.

170 **Section 3.** This act shall take effect July 1, 2026.

171
172 -----
173 **T I T L E A M E N D M E N T**

174 Remove everything before the enacting clause and insert:

175
176 An act relating to public records; amending s.
177 119.071, F.S.; defining terms; expanding a public
178 records exemption for crime victims to include the
179 name and personal identification number of a victim
180 and any other information that could be used to
181 locate, intimidate, harass, or abuse the victim;
182 providing that such exemption includes the portions of
183 records generated by any agency that regularly
184 generates or receives information from or concerning
185 victims of crime; providing for a public records
186 exemption for the identity of a victim's family
187 member, lawful representative, or next of kin and any
188 other information that could be used to locate,

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189 intimidate, harass, or abuse these individuals;
190 providing that such exemption includes the portions of
191 records generated by any agency that regularly
192 generates or receives information from or concerning
193 victims of crime and that the record identifies the
194 person as a family member, lawful representative, or
195 next of kin of a person identified as a victim of
196 crime in the record; providing that the name of a law
197 enforcement officer in a public record which
198 identifies him or her as a victim of crime in
199 specified circumstances is confidential and exempt for
200 72 hours and providing that such information is exempt
201 for 60 days thereafter; providing that such exemption
202 includes the portions of records generated by any
203 agency that regularly generates or receives
204 information from or concerning victims of crime;
205 providing for future legislative review and repeal of
206 the exemptions; providing a statement of public
207 necessity; providing an effective date.