



2015 LEGISLATIVE REPORT

-
- Current action
- CS** Committee Substitute
P Passed both Chambers
W Withdrawn from further consideration
-

For Period Ending March 20

COLLEGES AND UNIVERISTIES

CS/SB 182 Exemption/Executive Searches – Universities and Colleges: Creates a public record exemption for information identifying applicants for president, provost, or dean of a state university or college. Also creates an exemption for portions of meetings held for the purpose of identifying or vetting such applicants, as well as portions of meetings during which the identity of applicants is discussed. Requires that all such meetings must be reasonably noticed and that closed portions of the meetings be recorded. Creates a public record exemption for the recording of closed meetings. Stipulates that a list of finalists is subject to disclosure no later than 30 days prior to the date of the meeting at which the finalist will be selected. Creates s. 1004.097, F.S. Companion to HB 223. *Sen. Alan Hays (R-Umatilla)* 🚫

- S. Rules Committee: An amendment narrowing the proposed exemptions to protect the identity of applicants for president and provosts of a state university or college is adopted. The bill, as amended, was then temporarily postponed and remains in the Senate Rules Committee.

CONTRACTORS

CS/HB 163 Public Records/Public Agency Contracts: Amends s. 119.0701, F.S., which requires all public agency contracts for services include a provision requiring contractors to comply with Florida's public records law, including access, maintenance, and retention requirements. CS/HB 163 requires the inclusion of a statement in all contracts for services that the requirements of the public records law apply to the contract *unless* the agency has determined and expressly stated in the contract that the private entity is not a contractor. Requires that all requests for records related to the contract be made to the contracting agency; if the agency does not possess the requested records, the agency must immediately notify the contractor of the request, who must then produce the requested records within a reasonable period of time. Stipulates that if a court determines there was a violation of the public records law, the court must award attorney fees and court costs against the agency or contractor *if* the requestor provided written notice to the agency by certified mail of the request and failure to comply at least three business days before filing the action. Finally, stipulates that such notice must be provided to the contractor if the contractor is a named party in the lawsuit. Amends s. 119.0701, F.S. Companion to SB 224. *Rep. Halsey Beshears (R-Perry)*

- **H. Government Operations Appropriations Subcommittee:** An amendment conforming CS/HB 163 to its Senate companion is adopted. Reported favorably as a committee substitute. As amended, CS/CS/HB 163 requires the inclusion of a statement in all contracts for services instructing contractors with questions regarding application of the public records law to the contractor's duty to provide access to public records to contact the agency's custodian of public records. Requires that all requests for records related to the contract be made to the contracting agency; if the agency does not possess the requested records, the agency must immediately notify the contractor of the request, who must then produce the requested records within a reasonable period of time. Stipulates that if a court determines there was a violation of the public records law, the court must award attorney fees and court costs against the agency or contractor *if* the requestor provided written notice to the agency's custodian of public records by certified mail of the request and failure to comply at least five business days before filing the action. Finally, stipulates that such notice may be provided to the contractor if the contractor is a named party in the lawsuit. Now in H. State Affairs Committee.

CRIMINAL JUSTICE

CS/HB 57 Body Cameras/Recording of Law Enforcement Activities: Defines the terms "body camera" and "law enforcement agency," requiring that a law enforcement agency that allows its officers to wear body cameras establish policies and procedures addressing the proper use, maintenance, and storage of body cameras and the data recorded by the cameras. Stipulates that such policies and procedures include limitations on which officers are permitted to wear body cameras and when such cameras should be used. Finally, requires that audio and video data recorded by body cameras be retained in accordance with s. 119.021, F.S. Creates s. 943.1718, F.S. *Rep. Shev Jones (D-West Park) WATCH*

- **H. Appropriations Committee:** An amendment making technical changes to the bill is adopted; reported favorably as a committee substitute. Now in H. Judiciary Committee.

CS/SB 248 Body Cameras/Recording of Law Enforcement Activities: As amended, CS/SB 248 creates a public record exemption for audio or video recordings made by a law enforcement officer in the course of his or her duties if the recording (1) is taken within the interior of a private residence; (2) is taken on the property of a health care, mental health care, or social services facility; (3) is taken at the scene of a medical emergency; (4) is taken in a place where a person recorded has a reasonable expectation of privacy; (5) shows a child younger than 18 inside a school or on school property; and (6) shows a child younger than 14 at any location. Allows disclosure under certain specified conditions, and requires the retention of such recordings for 90 days unless the record is part of an active criminal investigation or criminal intelligence operation or a court orders its retention for a longer period of time. *Sen. Chris Smith (D-Fort Lauderdale) ☹*

- **S. Governmental Oversight and Accountability Committee:** A strike-all amendment, as amended, is adopted. Reported favorably as a committee substitute by a vote of 4/1 (Sen. Bullard voting no). As amended, CS/CS/SB 248 creates a public record exemption for body camera recordings taken (1) within the interior of a private residence; (2) at a health care, mental health care, or social services facility; (3) at the scene of a medical emergency; and (4) in a place where a person recorded or depicted in the recording has a reasonable expectation of privacy. Allows disclosure of the recording in furtherance of the law enforcement agency's official duties and responsibilities; to other governmental entities in furtherance of official duties and responsibilities; and pursuant to a court order. Allows disclosure of certain portions of the recording to anyone recorded or to his/her

personal representative. Finally, requires that body camera recordings be retained for a minimum of 90 days. Now in S. Rules Committee. ☹️

ECONOMIC DEVELOPMENT

SB 826 Exemption/Unsolicited Proposals: In pertinent part, SB 824 creates the Division of Public-Private Partnerships with the Department of Economic Opportunity, requiring the Division to develop guidelines and best practices for the creation and management of public-private partnerships, and assist “responsible public” entities in the creation and management of such partnerships by a “responsible public entity.” SB 826 creates a public record exemption for unsolicited proposals held by “a responsible public entity,” stipulating that the proposals will be exempt from public disclosure until the public entity receives and ranks the proposals. If all proposals received for the project are rejected, the unsolicited proposal will remain exempt for 90 days after the date of rejection; if the responsible public entity doesn’t issue a competitive solicitation for a qualifying project, the unsolicited proposal is exempt for 180 days following receipt by public entity. Also creates an exemption for those portions of board meetings at which unsolicited proposals are discussed, requiring that all closed portions be recorded, and stipulating a date certain when such recordings are subject to disclosure. Creates s. 287.05712, F.S. Companion to HB 65. *Sen. Greg Evers (R-Pensacola)*

- S. Community Affairs Committee: Reported favorably by a vote of 5/1 (Sen. Bradley voting no). Now in S. Fiscal Policy Committee.

EDUCATION

SB 7004 OGSR/Commission for Independent Education: Reenacts, without modification, s. 1005.38(6)(b), F.S. providing a limited exemption for investigative records of the Commission for Independent Education, allowing the Commission to close meetings of the probable cause panel at which such investigations are discussed. The meetings must be recorded, and both the investigative record and the recordings of the closed meetings are subject to disclosure 10 days after a determination regarding probable cause. Reenacts s. 1005.38(6)(b), F.S. Companion to HB 7005. *S. Higher Education*

- S. Special Order Calendar: Rolled to third reading for passage by the Senate.

HB 7005 OGSR/Commission for Independent Education: Reenacts, without modification, s. 1005.38(6)(b), F.S. providing a limited exemption for investigative records of the Commission for Independent Education, allowing the Commission to close meetings of the probable cause panel at which such investigations are discussed. The meetings must be recorded, and both the investigative record and the recordings of the closed meetings are subject to disclosure 10 days after a determination regarding probable cause. Reenacts s. 1005.38(6)(b), F.S. Companion to SB 7004. *H. Government Operations Subcommittee*

- House: Passed the House by a vote of 116/1, with Rep. Rehwinkel-Vasilinda voting no. Now in Senate Messages.

EVIDENCE

W SB 218 Interception and Recording of Oral Communications: Allows a minor who is a victim of sexual abuse to intercept and record an oral communication of the abuser without the abuser’s knowledge or consent. Amends s. 934.03, F.S. *Sen. Wilton Simpson (R-New Port Richey)*

- Withdrawn from further consideration.

HB 7001 Intercepting and Recording Oral Communications: Allows a person to intercept and record an oral communication if the person is a party to the communication and has reasonable grounds to believe the recording will capture a statement by another party that the other party intends to commit, is committing, or has committed an unlawful act of physical force or violence against a person. Companion to SB 542. *H. Criminal Justice Subcommittee*

- House: An amendment to the bill is adopted on third reading, and HB 7001, as amended, passed the House by a vote of 115/1 (Rep. Geller voting no). As amended, HB 7001 allows a person to intercept and record an oral communication if the person is a party to the communication and has reasonable grounds to believe the recording will capture a statement by another party that the other party intends to commit, is committing, or has committed an unlawful sexual act or an unlawful act of physical force or violence against a person. Amends s. 934.03, F.S. Now in Senate Messages.

EXAMINATIONS AND INVESTIGATIONS

SB 1446 Exemption/Investigations – Department of Agriculture and Consumer Services: Creates a public record exemption for information received or developed by the Department as part of a joint or multiagency examination or investigation with another state or federal agency. Also exempts criminal or civil intelligence, investigative information, or any other information held by the Department which is received from other state or federal regulatory, administrative, or criminal justice agency which is exempt pursuant to federal law or the laws of other states. Creates s. 570.077, F.S. Companion to HB 997. *Sen. Garrett Richter (R-Naples)*

- S. Commerce and Tourism Committee: Reported favorably. Now in S. Government Oversight and Accountability Committee.

SB 7010 OGSR/Examination Techniques – Office of Financial Regulation: Reenacts, with minor modifications, s. 517.2016, F.S., providing a public record exemption for information that would reveal examination techniques or procedures used by the Office of Financial Regulation. Reenacts s. 517.2016, F.S. Companion to HB 7053. *S. Banking and Insurance*

- S. Special Order Calendar: Rolled to third reading for passage by the Senate.

SB 7032 Exemption/Identifying Information – Deceased Children: Creates a public record exemption for information identifying the surviving siblings of a child whose death occurred as a result of a verified report of abuse or neglect held by the State Child Abuse Death Review Committee. Also exempts information held by the Committee that reveals the identity of a deceased child whose death was reported to the central abuse hotline but determined not to be the result of abuse or neglect. Amends s. 383.412, F.S. *S. Health Policy*

- S. Governmental Oversight and Accountability Committee: Reported favorably. Now in S. Rules Committee.

HB 7053 OGSR/Examination Techniques – Office of Financial Regulation: Reenacts, with minor modifications, s. 517.2016, F.S., providing a public record exemption for information that would reveal examination techniques or procedures used by the Office of Financial Regulation. Reenacts s. 517.2016, F.S. Companion to SB 7010. *H. Government Operations*

- H. State Affairs Committee: Reported favorably by a vote of 15/1 (Rep. Gaetz voting no). Now on House Calendar.

HB 7061 Exemption/Florida RICO Act Investigations: Creates a public record exemption for information relating to a RICO Act violation until such time as all investigations relating to such information are completed. Amends s. 895.06, F.S. Companion to SB 1536. *H. Civil Justice*

- House: Passed by a vote of 113/1, with Rep. Gaetz voting no. Now in Senate Messages.

MOTOR VEHICLE RECORDS

HB 7041 Exemption/Email Addresses – Department of Highway Safety and Motor Vehicles: Creates a public record exemption for email addresses collected by the Department of Highway Safety and Motor Vehicles. Amends s. 119.0712. Companion to SB 7040. *H. Highway and Waterway Safety Subcommittee*



- H. Government Operations Subcommittee: Reported favorably. Now in H. Economic Affairs Committee. ☹️

PERSONAL INFORMATION

HB 151 Disclosure of Sexually Explicit Images: Prohibits the intentional and knowing disclosure of sexually explicit images of an identifiable person to a social networking service or website with the intent to harass the subject of the photo. Creates s. 847.0136, F.S. Companion to SB 538. *Rep. Tom Goodson (R-Titusville)*
WATCH

- H. Criminal Justice Subcommittee: A proposed committee substitute is adopted by a vote of 12/1 (Rep. Pritchett voting no). As amended, CS/HB 151 creates the crime of sexual cyberharassment, defined as the Internet publication of sexually explicit images of a person that identifies the person in the image without that person's consent and with the intent to cause substantial emotional distress to the person. Stipulates that a person who willfully and maliciously sexually cyberharasses someone is guilty of a first degree misdemeanor. Now in H. Justice Appropriations Subcommittee.

CS/HB 179 Exemption/Email Addresses – Tax Collectors: Creates a public record exemption for a taxpayer's email address held by a tax collector for the purposes of sending tax notices or obtaining the taxpayer's consent to send tax notices. Creates s. 197.3225, F.S. Companion to SB 200. *Rep. Dane Eagle (R-Cape Coral)* ☹️

- H. Finance and Tax Committee: Reported favorably. Now on House Calendar.

CS/SB 200 Exemption/Email Addresses – Tax Collectors: Creates a public record exemption for a taxpayer's email address held by a tax collector for the purposes of sending tax notices or obtaining the taxpayer's consent to send tax notices. Creates s. 197.3225, F.S. Companion to HB 179. *Sen. Jack Latvala (R-Clearwater)* ☹️

- S. Special Order Calendar: Rolled to third reading for passage by the Senate.

SB 552 Exemption/Individual Identifying Information – Homeless Management Information System: Creates a public record exemption for individual identifying information contained in a Point-in-Time Count and Survey or the Homeless Management Information System collected pursuant to federal law. Defines "individual identifying information" as information that directly or indirectly identifies a specific person. Creates s. 420.6231, F.S. Companion to HB 535. *Sen. Alan Hays (R-Umatilla)*

- S. Governmental Oversight and Accountability Committee: An amendment making the exemption retroactive and stipulating that aggregated information which does not identify anyone can be released. Reported favorably as a committee substitute. Now in S. Rules Committee.

CS/SB 7000 OGSR/Personal Information – Public Transit Providers: Reenacts the exemption in s. 341.3026, F.S., providing a public record exemption for personal identifying information held by a public transit provider, renumbering the exemption as s. 341.0521, F.S. Companion to HB 7011. *S. Community Affairs*

- S. Special Order Calendar: Rolled to third reading for passage by the Senate.

HB 7011 OGSR/Personal Information – Public Transit Providers: Reenacts the exemption in s. 341.3026, F.S., providing a public record exemption for personal identifying information held by a public transit provider, renumbering the exemption as s. 341.5021, F.S. Companion to SB 7000. *H. Government Operations Subcommittee*

- House: Passed unanimously by the House. Now in Senate Messages.

SB 7016 OGSR/Identifying Information – Minors: Reenacts without modification s. 390.0116(2), F.S., providing an exemption for information that would identify a minor petitioning a circuit court for a judicial waiver under the Parental Notice of Abortion Act. Reenacts s. 390.0116(2), F.S. *S. Judiciary*

- S. Governmental Oversight and Accountability Committee: Reported favorably. Now in S. Rules Committee.

SB 7034 OGSR/Identifying Information – Stalking Victims: Reenacts, without modification, ss. 97.0585(3) and (4), F.S., providing a public record exemption for the names, addresses, and telephone numbers contained in the voter registration records of persons who are victims of stalking or aggravated stalking if the victim complies with procedures for registering with the Office of the Attorney General under ss. 741.401 – 741.409, F.S. Reenacts ss. 97.0585(3) – (4), F.S. *S. Ethics and Elections ???*

- S. Governmental Oversight and Accountability Committee: A strike-all amendment moving and renumber the exemption as s.741.4651, F.S., is adopted. Reported favorably as a committee substitute. Now in S. Rules Committee.

HB 7049 OGSR/Identifying Information – Minors: Reenacts without modification s. 390.0116(2), F.S., providing an exemption for information that would identify a minor petitioning a circuit court for a judicial waiver under the Parental Notice of Abortion Act. Reenacts s. 390.0116(2), F.S. Companion to SB 7016. *H. Government Operations*

- H. State Affairs Committee: Reported favorably. Now on House Calendar.

PRIVACY

CS/HB 571 Florida Privacy Protection Act: Creates the Florida Privacy Protection Act (1) declaring that digital data is property constitutionally protected from unreasonable search and seizure; (2) prohibiting the sale of personal identifying information by government entities for secondary commercial purposes; (3) prohibiting the use of wall-penetrating radar devices by law enforcement agencies except under certain specified conditions; (4) prohibiting disclosure of certain IP addresses; (5) regulating collection of images captured by drones; (6) restricting searches of portable electronic devices by law enforcement; (7) prohibiting government entities from entering into nondisclosure agreements with vendors of device

monitoring equipment; (8) limiting the use of license plate readers; (9) requiring that school district contracts involving student data contain a provision barring contractors from selling such data; (10) requiring the written permission of a parent or guardian or student before student data is provided to government or commercial interests; (11) prohibiting the mining of student data; and (12) prohibiting the Department of Highway Safety and Motor Vehicles from incorporating certain devices into driver licenses and from collecting fingerprints or DNA for certain purposes. Amends various statutory provisions.

Companion to SB 1530. *Rep. Ray Wesley Rodrigues (R-Fort Myers)* WATCH

- H. Appropriations Committee: A series of amendments, mostly technical in nature, is adopted; reported favorably as a committee substitute. Most importantly, the CS/CS/HB 571 affirmatively states that all reports required under the Act are public records subject to disclosure. Now in H. Judiciary Committee.

HB 649 Drone Surveillance: Creates the Freedom from Unwarranted Surveillance Act, prohibiting the use of drones to record images of privately owned or occupied real property or of the owner, tenant, or occupant of such property with the intent to conduct surveillance of the individual or property in violation of a reasonable expectation of privacy without written consent. Provides exceptions. Amends s. 934.50, F.S. Companion to SB 766. *Rep. Larry Metz (R-Groveland)* WATCH

- H. Criminal Justice Subcommittee: A lengthy amendment making mostly technical changes to the bill is amended; reported favorably as a committee substitute. Now in H. Civil Justice Subcommittee.

PROPRIETARY INFORMATION

HB 91 Exemption/Financial Information: Currently, s. 812.081, F.S., provides a public record exemption for trade secrets, defined as “any scientific, technical, or commercial information.” HB 91 expands that definition to include financial information, meaning that all public record exemptions for trade secret information will also exempt financial information. A companion bill, HB 93, reenacts all trade secret exemptions under ch. 119, F.S. Amends s. 812.081, F.S. Companion to SB 564. *Rep. Ray Pilon (R-Sarasota)* ???

- H. Justice Appropriations Subcommittee: Reported favorably. Now in H. Government Operations Subcommittee.

HB 1209 Exemption/Trade Secrets – High-Pressure Well Stimulation Chemical Disclosure Registry: HB 1209, in pertinent part, amends ch. 377 to require that permits be obtained from the Department of Environmental Protection before performing high-pressure well stimulation, and that DEP conduct a study of such projects. The bill also stipulates that the national chemical registry, FracFocus, is to be used at the state’s registry for chemical disclosure for all wells on which high-pressure well stimulations are performed. HB 1209 creates a public record exemption for trade secrets relating to high-pressure well stimulations held by DEP in connection with the online high-pressure well stimulation chemical disclosure registry *if* the person submitting trade secret information to DEP (1) requests that the information be protected; (2) informs DEP of the basis for the claim of trade secret; and (3) clearly marks each page of a document containing such information as “trade secret.” If DEP receives a public record request for information so marked, the department must notify the person who submitted the information who then has 30 days to file an action in circuit court seeking a determination whether the information is trade secret and an order barring public disclosure of the information. Amends s. 377.45. *Rep. Ray Wesley Rodrigues (R-Fort Myers)* ???

- **H. Agriculture and Natural Resources Subcommittee:** A strike-all amendment is adopted; reported favorably as a committee substitute by a vote of 8/4 (Reps. DuBose, Edwards, Lee, and Watson voting no). As amended, CS/HB 1209 creates a public record exemption for proprietary business information relating to high-pressure well simulations held by the Department of Environmental Protection *if* the person submitting such information to DEP (1) requests that the information be protected; (2) informs DEP of the basis for the claim of proprietary business information; and (3) clearly marks each page of a document containing such information as “proprietary business information.” If DEP receives a public record request for information so marked, the department must notify the person who submitted the information who then has 10 days to file an action in circuit court seeking a determination whether the information is proprietary business information and an order barring public disclosure of the information. Stipulates that failure to file an action within 10 days constitutes a waiver of any claim of confidentiality. Finally, defines “proprietary business information” as information that (1) is owned or controlled by the applicant or a person affiliated with the applicant; (2) is intended to be private and is treated as private because disclosure would harm the applicant’s business operations; (3) has not otherwise been disclosed except as required by law or private agreement; (4) is not publicly available or otherwise ascertainable; (5) including (a) trade secrets; (b) leasing plans; (c) real property acquisition plans; (d) exploration budgets; (e) marketing studies; (f) competitive interests including well design or completion plans; (g) geological or engineering studies related to storage reservoir performance characteristics; (h) field utilization strategies; and (i) operating plans. Now in H. Government Operations Subcommittee.

PUBLIC EMPLOYEES

SB 144 Exemption/Home Addresses – Impaired Practitioner Consultants: Creates an exemption for the home addresses, telephone numbers, dates of birth, and photographs of current or former impaired practitioner consultants and their employees whose duties result in a determination of a person’s skill and safety to practice a licensed profession. Also exempts the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of such personnel, and the names and locations of schools and day care facilities attended by their children. Requires consultants and employees to make reasonable efforts to protect such information from being accessible through other means available to the public. Amends s. 119.071, F.S. Companion to HB 141. *Sen. Aaron Bean (R-Jacksonville)*

- **S. Special Order Calendar:** Rolled to third reading for passage by the Senate.

HB 1015 Exemption/Agency Personnel Information: Expands the current public record exemption for the home addresses of current law enforcement officers and civilian personnel, as well as certain employees of the Department of Children and Families, the Department of Health, and the Department of Revenue, and state attorneys and statewide prosecutors to also exempt (1) residential addresses other than home addresses, including former residences and residences in which such personnel frequently reside; (2) email addresses; (3) driver license numbers; (4) license plate numbers; (5) banking and financial information; and (6) information identifying former places of employment. Also expands the exemption for the spouse and children of state attorneys and statewide prosecutors to include parents, siblings, and cohabitants.

Amends s. 119.071(4)(d), F.S. Companion to SB 1324. *Rep. Chris Latvala (R-Clearwater)* 🚫

- **H. Criminal Justice Subcommittee:** Two amendments, one deleting the exemptions for information identifying former employers and another expanding the proposed exemptions to include public

defenders, are adopted. Reported favorably as a committee substitute. As amended, CS/HB 1015 expands the current public record exemption for the home addresses of current law enforcement officers and civilian personnel, as well as certain employees of the Department of Children and Families, the Department of Health, and the Department of Revenue, state attorneys and statewide prosecutors, public defenders, and criminal conflict and civil regional counsel, to also exempt (1) residential addresses other than home addresses, including former residences and residences in which such personnel frequently reside; (2) email addresses; (3) driver license numbers; (4) license plate numbers; and (5) banking and financial information. Also expands the exemption for the spouse and children of state attorneys, statewide prosecutors, public defenders, and criminal conflict and civil regional counsel to include parents, siblings, and cohabitants. Now in H. Government Operations Subcommittee. 😞

PUBLIC PARTICIPATION

CS/SB 1312 Strategic Lawsuits Against Public Participation (SLAPP): Section 768.295, F.S., prohibits strategic lawsuits against public participation (SLAPP) suits by government agencies in order to protect the rights of Floridians to speak freely in connection with public issues. CS/SB 1312 amends s. 768.295, F.S., to prohibit lawsuits against public participation (SLAPP) suits by persons or government agencies against those who are exercising their constitutional rights of free speech in connection with public issues. CS/SB 1312 expands the definition of “free speech in connection with public issues” to include statements made before a governmental entity in connection with public business and statements made in connection with plays, movies, television programs, radio broadcasts, audiovisual works, books, magazine articles, musical works, and news reports. Amends s. 768.295, F.S. Companion to HB 1041. *Sen. David Simmons (R-Altamonte Springs)* WATCH

- S. Rules Committee: Reported favorably. Now on the Senate Calendar.

REGULATED INDUSTRIES

SB 716 Exemption/Veterinary Medical Practice: Requires individuals otherwise exempt from the requirements of ch. 474, F.S., relating to veterinary medical practice, to comply with the veterinary medical patient record requirements. Amends s. 474.203, F.S. Companion to HB 1287.

- S. Regulated Industries Committee: A strike-all amendment is adopted; reported favorably as a committee substitute. As amended, CS/SB 716 creates a public record exemption for medical records relating to (1) diagnosing the medical condition of any animal; (2) prescribing, dispensing, or administering drugs, medicine, and appliances; and (3) treatments for prevention, cure, or relief of a wound, fracture, bodily injury, or disease of any animal held by a state college of veterinary medicine. Creates s. 474.2167, F.S. Now in S. Higher Education Committee.

HB 1287 Exemption/Veterinary Medical Practice: Requires individuals otherwise exempt from the requirements of ch. 474, F.S., relating to veterinary medical practice, to comply with the veterinary medical patient record requirements. Amends s. 474.203, F.S. Companion to SB 716. *Rep. Doc Renuart (R-Ponte Vedra Beach)*

- H. Business and Professional Subcommittee: A strike-all amendment conforming the bill to its Senate companion is adopted; reported favorably as a committee substitute. As amended, CS/HB 1287 creates a public record exemption for medical records relating to (1) diagnosing the medical condition of any animal; (2) prescribing, dispensing, or administering drugs, medicine, and

appliances; and (3) treatments for prevention, cure, or relief of a wound, fracture, bodily injury, or disease of any animal held by a state college of veterinary medicine. Creates s. 474.2167, F.S. Now in H. Regulatory Affairs Committee.

SB 7008 OGSR/Licensure Examinations – Funeral Board: Reenacts, without modification, s. 497.172(1), F.S., providing an exemption for portions of meetings of the Funeral, Cemetery, and Consumer Services Board at which licensure questions and answers are discussed. Reenacts s. 497.172(1), F.S. Companion to HB 7051. *S. Banking and Insurance*

- S. Special Order Calendar: Rolled to third reading for passage by the Senate.

SB 7012 OGSR/Credit History and Credit Scores – Office of Financial Regulation: Reenacts without modification s. 494.00125(3), F.S., providing a public record exemption for credit history information and credit scores related to licensing of mortgage brokers and lenders held by the Office of Financial Regulation in compliance with the federal S.A.F.E. Mortgage Licensing Act of 2008. Reenacts s. 494.00125(3), F.S. Companion to HB 7089. *S. Banking and Insurance*

- S. Rules Committee: Reported favorably. Now on Senate Calendar.

→ **HB 7089 OGSR/Credit History and Credit Scores – Office of Financial Regulation:** Reenacts without modification s. 494.00125(3), F.S., providing a public record exemption for credit history information and credit scores related to licensing of mortgage brokers and lenders held by the Office of Financial Regulation in compliance with the federal S.A.F.E. Mortgage Licensing Act of 2008. Reenacts s. 494.00125(3), F.S. Companion to SB 7012. *H. Government Operations Subcommittee*

HB 7051 OGSR/Licensure Examinations – Funeral Board: Reenacts, without modification, s. 497.172(1), F.S., providing an exemption for portions of meetings of the Funeral, Cemetery, and Consumer Services Board at which licensure questions and answers are discussed. Reenacts s. 497.172(1), F.S. Companion to SB 7008. *H. Government Operations*

- H. State Affairs Committee: Reported favorably. Now on House Calendar.

SECURITY

HB 537 Exemption/CDD Surveillance Videos: Creates a public record exemption for surveillance videos created to monitor activities occurring inside or outside of public buildings or on public property held by a community development district. Creates s. 190.0121, F.S. Companion to SB 962. *Rep. Danny Burgess (R-Zephyrhills)* ☹️

- H. Local and Federal Affairs Committee: Reported favorably by a vote of 15/2 (Reps. Pritchett and Rader voting no). Now on H. Calendar. ☹️

SB 962 Exemption/CDD Surveillance Videos: Creates a public record exemption for surveillance videos created to monitor activities occurring inside or outside of public buildings or on public property held by a community development district. Creates s. 190.0121, F.S. Companion to HB 537. *Sen. John Legg (R-Lutz)* ☹️

- S. Community Affairs Committee: An amendment allowing access by a resident of a community development district who can show proof that the CDD is the only residence is adopted. Reported favorably as a committee substitute. Now in S. Governmental Oversight and Accountability Committee. ☹️

TRANSPARENCY

CS/HB 549 Associations of Government Officials: Creates s. 617.221, F.S., and defines the term “membership association” as a not-for-profit corporation whose membership includes elected or appointed public officers and that receives 25% or more of its annual revenue from public funds. Requires membership associations to file an annual report with the Senate President and House Speaker providing: (1) the name and address of the association and any parent membership association with which it is affiliated; (2) the names, titles, telephone numbers, and addresses of the principal officers and all representatives of the association; (3) the amount of the annual fee, if any, and required membership dues; (4) the current annual financial statements; (5) a copy of the current constitution and bylaws; (6) the assets and liabilities of the association at the beginning and end of the preceding fiscal year; (7) the salary, allowances, and other direct or indirect disbursement, including reimbursed expenses, to each officer and employee who received more than \$10,000 in the aggregate from the association; (8) the annual dollar amount of benefit packages paid to each of the principal officers; (9) the total amount of direct or indirect disbursements for lobby activity at the federal, state, or local level incurred by the association; and (10) the total amount of direct or indirect disbursements for litigation expenses incurred. Finally, stipulates that a membership association cannot spend public funds on litigation against the state. Creates s. 617.221, F.S. Companion to SB 1114. *Rep. Manny Diaz, Jr. (R-Hialeah)* 😊

- H. Appropriations Committee: An amendment to the definition of “membership association” is adopted; reported favorably as a committee substitute. As amended, “membership association” is defined as a not-for-profit corporation, the majority of whose board members are constitutional officers that operate, control, and supervise public entities that receive annual state appropriations. Now in H. State Affairs Committee. WATCH

SB 1114 Associations of Government Officials: Requires an association of government officials receiving more than 25% of its annual revenue from state sources to submit an annual report with the Senate President and House Speaker providing: (1) the name and address of the association and any parent membership association with which it is affiliated; (2) the names, titles, telephone numbers, and addresses of the principal officers and all representatives of the association; (3) the amount of the annual fee, if any, and required membership dues; (4) the current annual financial statements; (5) a copy of the current constitution and bylaws; (6) the assets and liabilities of the association at the beginning and end of the preceding fiscal year; (7) the salary, allowances, and other direct or indirect disbursement, including reimbursed expenses, to each officer and employee who received more than \$10,000 in the aggregate from the association; (8) the annual dollar amount of benefit packages paid to each of the principal officers; (9) the total amount of direct or indirect disbursements for lobby activity at the federal, state, or local level incurred by the association; and (10) the total amount of direct or indirect disbursements for litigation expenses incurred. Finally, stipulates that a membership association cannot spend public funds on litigation against the state. Creates s. 617.221, F.S. Companion to HB 549. *Sen. Kelli Stargel (R-Lakeland)* WATCH

- S. Community Affairs Committee: A strike-all amendment conforming the bill to its House companion is adopted; reported favorably as a committee substitute by a vote of 3/2 (Sens. Abruzzo and Thompson voting no). As amended, CS/SB 1114 creates s. 617.221, F.S., and defines the term “membership association” as a not-for-profit corporation whose membership includes elected or appointed public officers and that receives 25% or more of its annual revenue from

public funds. Requires membership associations to file an annual report with the Senate President and House Speaker providing: (1) the name and address of the association and any parent membership association with which it is affiliated; (2) the names, titles, telephone numbers, and addresses of the principal officers and all representatives of the association; (3) the amount of the annual fee, if any, and required membership dues; (4) the current annual financial statements; (5) a copy of the current constitution and bylaws; (6) the assets and liabilities of the association at the beginning and end of the preceding fiscal year; (7) the salary, allowances, and other direct or indirect disbursement, including reimbursed expenses, to each officer and employee who received more than \$10,000 in the aggregate from the association; (8) the annual dollar amount of benefit packages paid to each of the principal officers; (9) the total amount of direct or indirect disbursements for lobby activity at the federal, state, or local level incurred by the association; and (10) the total amount of direct or indirect disbursements for litigation expenses incurred. Finally, stipulates that a membership association cannot spend public funds on litigation against the state. Now in S. Appropriations Committee.

SB 1284 Maintenance of Agency Final Orders: Requires agencies subject to chapter 120, the Administrative Procedures Act, to provide the Division of Administrative Hearings (DOAH) with electronic copies of agency final orders for inclusion in a centralized electronic database maintained by DOAH and available through its website. Amends s. 120.53, F.S. Companion to HB 985. *Sen. Darren Soto (D-Kissimmee)* 😊

- S. Government Oversight and Accountability Committee: A strike-all amendment, as amended, is adopted; reported favorably as a committee substitute. As amended, CS/SB 1284 makes a minor change to s. 119.021, F.S., relating to custodial and maintenance requirements for public records, and amends s. 120.53 to require agencies subject to the Administrative Procedures Act to electronically transmit to the Division of Administrative Hearings a certified text-searchable copy of agency final orders rendered on or after July 1, 2015 for inclusion in DOAH's centralized database of agency final orders. Requires agencies to redact exempt information from the final order before transmission. Now in S. Appropriations General Government Subcommittee.

VOTER INFORMATION

SB 228 Online Voter Registration: Requires the Florida Department of State to develop an online voter registration system, setting standards for the system and stipulating that all information submitted online must be verified by the Department of Highway Safety and Motor Vehicles. Creates s. 97.0525, F.S. Companion to HB 227. *Sen. Jeff Clemens (D-Lake Worth)* WATCH

- S. Ethics and Elections Committee: A strike-all amendment pushing back the date of the program from January 1, 2016 to October 1, 2017, is adopted. Reported favorably as a committee substitute by a vote of 7/2 (Sens. Flores and Negron voting no). Now in S. Appropriations Subcommittee on Transportation.

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