



## 2015 LEGISLATIVE REPORT

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- Current action
- CS** Committee Substitute  
**P** Passed both Chambers  
**W** Withdrawn from further consideration
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For Period Ending March 27

### 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 was adopted by the Senate Rules Committee last week. The bill was scheduled for consideration by the committee again on Thursday, March 26 and was again temporarily postponed. It remains in the S. Rules Committee.

**CS/HB 223 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 SB 182. *Rep. Neil Combee (R-Auburndale)* ☹️

- H. Government Operations Subcommittee: An amendment conforming the bill to its Senate companion and narrowing the exemption to protect the identity of applicants for president and provosts of a state university or college is adopted. Reported favorably as a committee substitute by a vote of 8/4 (Reps. Cortes, Narain, Rader, and Taylor voting no). Now in H. Education Committee.

## CONTRACTORS

**CS/SB 224 Public Records/Public Agency Contracts:** Requires the inclusion of a statement in all contracts for services instructing contractors with questions regarding application of the public records law is the contractor's duty to provide access to public records relating to the contract 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' 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. Companion to HB 163. *Sen. Wilton Simpson (R-New Port Richey)*

- S. Fiscal Policy Committee: Two amendments making substantial changes to the bill were withdrawn, and the bill was reported favorably. Now on Senate Calendar.

## COURT RECORDS

**HB 7 Exemption/Minor Claim Settlements:** Creates an exemption for court records relating to the settlement of a claim relating to guardianship on behalf of a minor or ward. Allows access to such records by a guardian ad litem, the minor if over 14, and the minor's attorney. Amends s. 744.3701, F.S. Similar to SB 360. *Rep. Kathleen Passidomo (R-Naples)*

- H. Judiciary Committee: Reported favorably. Now on House Calendar.

## CRIMINAL JUSTICE

**HB 467 Exemption/Human Trafficking Victims:** Expands the public record exemption for criminal intelligence and criminal investigative information to include any information revealing the identity of human trafficking victims under the age of 18. Amends s. 119.071(2)(h), F.S. Companion to SB 1108. *Rep. Ross Spano (R-Riverview)*

- H. Judiciary Committee: Reported favorably. Now on House Calendar.

**HB 469 Exemption/Safe Houses – Sexual Exploitation Victims:** Creates a public record exemption about the location of a safe house, safe foster home, or other residential facility serving victims of sexual exploitation. Also creates an exemption for information about the location of a residential facility offering services for adult victims of human trafficking involving commercial sexual activity. Creates s. 407.1678(6) and s. 787.06, F.S. Companion to SB 1110. *Rep. Ross Spano (R-Riverview)*

- H. Judiciary Committee: Reported favorably. Now on House Calendar.

**SB 488 Expunction/Criminal History Records – Minors:** Amends the provisions under ch. 943 allowing for the expunction of a minor's nonjudicial arrest record to include expunction of arrest records relating to violent misdemeanors, specified felonies, and violations specified as a predicate offense for registration as a sexual offender if the minor successfully completed a prearrest or postarrest diversion program. Amends s. 943.0582, F.S. Companion to HB 183. *Sen. Nancy Detert (R-Venice) ???*

- S. Criminal Justice Committee: A strike all amendment is adopted; reported favorably as a committee substitute. As amended, CS/SB 488 changes the retention requirement for the criminal history records of juvenile offenders who are not classified as serious or habitual offenders from five years to two years after the juvenile reaches 19 years of age. Allows for the nonjudicial expunction of criminal history records under certain specified conditions; significantly amends requirements for court-ordered expunction of criminal history records and requirements for nonjudicial sealing of criminal history records. Also amends provisions relating to the possession of firearms by felons and delinquents. Amends ss. 943.0515; 943.0585; 943.059; and 790.23, F.S. Creates s. 943.0584, F.S. Now in S. Fiscal Policy Committee.

**SB 1108 Exemption/Human Trafficking Victims:** Expands the public record exemption for criminal intelligence and criminal investigative information to include any information revealing the identity of human trafficking victims under the age of 18. Amends s. 119.071(2)(h), F.S. Companion to HB 467. *Sen. Anitere Flores (R-Miami)*

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

**SB 1110 Exemption/Safe Houses – Sexual Exploitation Victims:** Creates a public record exemption about the location of a safe house, safe foster home, or other residential facility serving victims of sexual exploitation. Also creates an exemption for information about the location of a residential facility offering services for adult victims of human trafficking involving commercial sexual activity. Creates s. 407.1678(6) and s. 787.06, F.S. Companion to HB 469. *Sen. Anitere Flores (R-Miami)*

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

**SB 1612 Exemption/Criminal History Records:** Creates various public records exemptions for criminal history records of adults or minors that have been expunged or sealed, allowing disclosure under certain circumstances, including pursuant to a court order. Amends ss. 953.0584, 943.0585, and 943.059, F.S. Companion to HB 7107. *Sen. Nancy Detert (R-Venice)*

→ **HB 7107 Exemption/Criminal History Records:** Companion to SB 1612. *H. Criminal Justice Subcommittee*

**HB 7065 Exemption/Child Pornography:** Expands the public record exemption for criminal intelligence and investigative information under s. 119.071(2)(h), F.S., to include information that would identify victims of child pornography. Amends s. 119.071(2)(h), F.S. *H. Criminal Justice Subcommittee*

- H. Government Operations Subcommittee: Reported favorably. Now in H. Judiciary Committee.

**HB 7103 Exemption/Juvenile Criminal History Records:** Amends s. 985.04, F.S., providing for the confidentiality of certain information obtained under ch. 985 related to juvenile justice, to create a public record exemption for such information, and allowing disclosure under specified circumstances. Also creates a public record exemption for criminal history information relating to a juvenile compiled by the Criminal Justice Information Program from intrastate sources *unless* the juvenile has committed or has been charged with a felony or has been transferred to adult court. Again, allows disclosure under certain specified conditions. Amends various provisions of law relating to juvenile justice and criminal history records. *H. Criminal Justice Subcommittee*

**HB 7105 Expunging and Sealing Criminal History Records:** Creates s. 943.0584, F.S., allowing for the nonjudicial expunction of criminal history records at the age of 21 for those who are not serious or habitual offenders, and creating a nonjudicial expunction process within the Florida Department of Law Enforcement. Amends s. 943.0585, F.S., relating to court-ordered expunction of criminal history records and s. 943.059, F.S., relating to the nonjudicial sealing of criminal history records. Creates s. 943.0584 and amends ss. 943.0585, 943.059, and various other statutory provisions. *H. Criminal Justice Subcommittee*

## ECONOMIC DEVELOPMENT

**CS/HB 65 Exemption/Unsolicited Proposals:** In pertinent part, HB 63 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.” HB 65 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 the 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 SB 826. *Rep. Greg Steube (R-Sarasota)*

- H. Local Government Affairs Subcommittee: Reported favorably. Now in H. State Affairs Committee.

## EXAMINATIONS AND INVESTIGATIONS

**HB 997 Exemption/Investigations – Department of Agriculture and Consumer Services:** Creates a public record exemption for information received or development 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 SB 1446. *Rep. Jay Trumbull (R-Panama City)*

- H. Government Operations Subcommittee: A strike-all amendment is adopted; reported favorably as a committee substitute. As amended, CS/HB 997 creates a public record exemption for information held 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. Now in H. Regulatory Affairs Committee.

**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. Governmental Oversight and Accountability Committee: A strike all amendment is adopted; reported favorably as a committee substitute. As amended, CS/SB 1446 creates a public record exemption for criminal or civil intelligence or investigative information, or any other information, held by the Department as part of a joint or multiagency examination or investigation with another state or federal regulatory, administrative, or criminal justice agency. Allows the DOACS to obtain, use, and release the information under conditions imposed by the joint or multiagency agreement. Now in S. Rules 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*

- Senate: A minor title amendment is adopted on third reading. Passed by the Senate as amended. Now in House Messages.

**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. Companion to HB 7129. *S. Health Policy*

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

→ **HB 7129 OGSR/Child Abuse Death Review Committee:** Reenacts s. 383.412, F.S., providing an exemption for information held by a State Child Abuse Death Review Committee, expanding the exemption to include 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. Companion to SB 7032. *H. Government Operations Subcommittee*

## MOTOR VEHICLE RECORDS

**SPB 7040 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 HB 7041. *S. Transportation* ☹

- S. Governmental Oversight and Accountability Committee: An amendment making the exemption apply retroactively is adopted; reported favorably as a committee substitute. Now in S. Rules Committee. ☹

**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. Economic Affairs Committee: An amendment making the exemption retroactive is adopted; reported favorably as a committee substitute by a vote of 16/1 (Rep. Cortes voting no). Now on House Calendar.

## PERSONAL INFORMATION

**CS/HB 151 Disclosure of Sexually Explicit Images:** 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. Creates s. 784.049, F.S. Companion to SB 538. *Rep. Tom Goodson (R-Titusville)*  
WATCH

- H. Justice Appropriations Subcommittee: Reported favorably. Now in H. Judiciary Committee.

**CS/HB 185 Exemption/Home Addresses – Military Special Operations:** Creates a public record exemption for the home addresses, telephone numbers, and photographs of current or former service members of U.S. military special operations units. Also exempts the home addresses, telephone numbers, photographs, and places of employment of the spouses and children of such service members, and the names and locations of schools and day care facilities attended by their children. Creates s. 119.071(5)(j), F.S. Companion to SB 674. *Rep. Matt Gaetz (R-Shalimar)*

- H. Government Operations Subcommittee: A strike-all amendment expanding the exemption is adopted; reported favorably as a committee substitute. As amended, CS/CS/HB 185 creates a public record exemption for the home addresses, telephone numbers, and photographs of current or former active duty service members of the U.S. Armed Forces, Reserve Forces, and National Guard. Also exempts the home addresses, telephone numbers, photographs, and places of employment of the spouses and children of such service members, and the names and locations of schools and day care facilities attended by their children. Stipulates that the exemption applies only if the service member requests confidentiality in writing and states that he or she has made reasonable efforts to protect such information from being accessible through other means available to the public. Creates s. 119.071(5)(k), F.S. Now in H. Local and Federal Affairs Committee.

**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)*

- Senate: Passed unanimously. Now in H. Messages.

**CS/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. Allows release of aggregated information if such information doesn't identify anyone. Applies retroactively. Creates s. 420.6231, F.S. Companion to HB 535. *Sen. Alan Hays (R-Umatilla)*

- S. Rules Committee: Reported favorably. Now on S. Special Order Calendar, 4/1.

**CS/SB 646 Exemption/Florida ABLE Program:** SB 642 creates the Florida Achieving a Better Life Experience (ABLE) Act, requiring the Florida Prepaid College Board to establish a direct support organization known as Florida ABLE, Inc., to assist the disabled in saving money without losing their eligibility for state and federal benefits. SB 646 creates a public record exemption for personal financial and health information of participants in the program held by the Florida Prepaid College Board, Florida ABLE Inc., or the Florida ABLE program. Creates s. 1009.987, F.S. Companion to HB 939. *Sen. Lizbeth Benacquisto (R-Fort Myers)*

- S. Appropriations Committee: An amendment to the required statement of public necessity is adopted; reported favorably as a committee substitute. Now on Senate Calendar.

**HB 939 Exemption/Florida ABLE Program:** HB 935 creates the Florida Achieving a Better Life Experience (ABLE) Act, requiring the Florida Prepaid College Board to establish a direct support organization known as Florida ABLE, Inc., to assist the disabled in saving money without losing their eligibility for state and federal benefits. HB 939 creates a public record exemption for personal financial and health information of participants in the program held by the Florida Prepaid College Board, Florida ABLE Inc., or the Florida or the Florida ABLE program. Creates s. 1009.987, F.S. Companion to SB 646. *Rep. Ray Wesley Rodrigues (R-Fort Myers)*

- H. Government Operations Subcommittee: An amendment to the required statement of public necessity is adopted; reported favorably as a committee substitute. Now in H. Health and Human Services Committee.

**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. Companion to HB 7049. *S. Judiciary*

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

**SB 7034 OGSR/Identifying Information – Stalking Victims:** Transfers, renumbers, and reenacts, without modification, 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. Creates s. 741.4651, F.S. Companion to HB 7101. *S. Ethics and Elections*

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

**HB 7101 OGSR/Identifying Information – Stalking Victims:** Transfers, renumbers, and reenacts, without modification, 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. Creates s. 741.4651, F.S. Companion to SB 7034. *H. Government Operations Subcommittee*

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

## PRIVACY

**CS/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. Civil Justice Subcommittee: An amendment, as amended, is adopted; reported favorably as a committee substitute by a vote of 11/1 (Rep. Moraitis voting no). As amended, CS/CS/HB 649 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, occupant, invitee, or licensee 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. Now in H. Judiciary Committee.

**SB 766 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 HB 649. *Sen. Dorothy Hukill (R-Port Orange)* WATCH

- S. Judiciary Committee: An amendment expanding those who are covered by the Act to include invitees and licensees is adopted; reported favorably as a committee substitute. Now in S. Appropriations Committee.

## 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. Government Operations Subcommittee: Reported favorably. Now in H. Judiciary Committee

**CS/HB 93 Trade Secret Exemptions:** HB 91 would expand the definition of “trade secret” as defined in s. 812.081, F.S., to include financial information. HB 93 incorporates by reference the expanded exemption in all statutory exemptions for trade secrets referencing s. 812.81, F.S. Amends various statutory provisions and places those provisions on a 5-year sunset review. Companion to SB 566. *Rep. Ray Pilon (R-Sarasota)* WATCH

- H. Government Operations Subcommittee: Reported favorably. Now in H. Judiciary Committee.

**HB 1209 Exemption/Trade Secrets – High-Pressure Well Stimulation Chemical Disclosure Registry:** HB 1205, 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. 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. Amends s. 377.45. Companion to SB 1582. *Rep. Ray Wesley Rodrigues (R-Fort Myers)*

- H. Government Operations Subcommittee: A minor amendment is adopted; reported favorably as a committee substitute by a vote of 7/4 (Reps. Cortes, Narain, Rader, and Taylor voting no). Now in H. State Affairs Committee.

## PUBLIC EMPLOYEES

**HB 141 Exemption/Home Addresses – Impaired Practitioner Consultants:** Creates a public record exemption for the home addresses and telephone numbers of impaired practitioner consultants and their employees retained by the Department of Health or other state agency. Also exempts the names, home addresses, telephone numbers, 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. Creates s. 119.071(4)(d)2.n., F.S. Companion to SB 144. *Rep. Doc Renuart (R-Ponte Vedra Beach)*

- H. Government Operations Subcommittee: A strike-all amendment conforming the bill to its Senate companion is adopted. Reported favorably as a committee substitute. As amended, CS/HB 141 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. Now in H. Health and Human Services Committee.

**CS/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)*

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

## PUBLIC PARTICIPATION

**HB 1041 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. HB 1041 makes various amendments to s. 768.295, including a definition of “free speech in connection with public issues.” Amends s. 768.295, F.S. Companion to SB 1312. *Rep. Jared Evan Moskowitz (D-Coral Springs) WATCH*

- H. Civil Justice Subcommittee: A strike-all amendment is adopted; reported favorably as a committee substitute. As amended, CS/HB 1041 amends s. 768.295, F.S., which prohibits strategic lawsuits against public participation (SLAPP) suits by persons or government agencies in order to protect the right of free speech in connection with public issues in Florida. Defines the phrase “free speech in connection with public issues” as any written or oral statement protected under law that is made before a governmental entity in connection with an issue under consideration or review, or is made in connection with creative works. Now in H. Judiciary Committee.

## REGULATED INDUSTRIES

**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*

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

**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*

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

## 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, the majority of whose board members are constitutional officers who operate, control, and supervise public entities that receive annual state appropriations. 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)* WATCH

- H. State Affairs Committee: A minor amendment to the definition of “membership association” is adopted; reported favorably as a committee substitute by a vote of 10/4 (Reps. Cortes, Slosberg, Taylor, and Watson voting no). Now on House Calendar.

**HB 985 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. Companion to SB 1284. *Rep. Eric Eisnagle (R-Orlando)*



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

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