



2017 LEGISLATIVE SESSION FINAL REPORT

For Period Ending May 5

What follows is a list of all the bills we tracked during the 2017 Legislative Session and the final action on each bill. You will find a description of each bill that passed the 2017 Legislature starting on page 8. Bills **supported** by the First Amendment Foundation are marked in **GREEN**, those **opposed** in **RED**.

COLLEGES AND UNIVERSITIES

CS/HB 351 and SB 478 Exemption/Postsecondary Education Executive Search

Rep. Bob Rommel (R-Naples); Sen. Kathleen Passidomo (R-Naples)

- CS/HB 351 passed the House by a vote of 103/11 and died in Senate Messages. SB 478 died in committee.

COURTS

CS/SB 196, HB 301 and SB 878 Florida Supreme Court Reporting Requirements

Sen. Anitere Flores (R-Miami); Rep. Frank White (R-Pensacola); Sen. Tom Lee (R-Brandon)

- CS/SB 196 was tabled; HB 301 passed the Senate by a vote of 35/1 and died in House Messages. SB 878 died in committee.

CS/SB 202 and CS/HB 441 Court Records/Liability

Sen. Jeff Brandes (R-St. Petersburg); Rep. Ben Diamond (D-St. Petersburg)

- CS/SB 202 was tabled; CS/HB 441 was approved by both chambers. **See CS/HB 441.**

CS/HB 239 and CS/SB 1062 Exemption/Protective Injunction Petitions

Rep. Larry Lee (D-Fort Pierce); Sen. Bobby Powell (D-West Palm Beach)

- CS/HB 239 was approved by both chambers; CS/SB 1062 was tabled. **See CS/HB 239.**

CS/SB 548 and HB 985 State Courts/Comprehensive Case Information System

Sen. Randolph Bracy (D-Ocoee); Rep. Lorraine Ausley (D-Tallahassee)

- Both bills died in committee.

CS/HB 791 and CS/SB 886 Exemption/Petitions for Involuntary Assessment

Rep. Stan McClain (R-Ocala); Sen. Dennis Baxley (R-Lady Lake)

- CS/SB 886 was approved by both chambers; CS/HB 791 was tabled. **See CS/SB 886.**

CS/HB 1417 and CS/SB 1788 Exemption/Identifying Information – Victims of Human Trafficking

Rep. Ross Spano (R-Riverview); Sen. Randolph Bracy (D-Ocoee)

- CS/HB 1417 died on the House calendar; CS/SB 1788 died in committee.

SB 1736 Exemption/Business Email Addresses – Justices and Judges

Sen. Darryl Rouson (D-St. Petersburg)

- Died in committee.

SB 7028 and HB 7087 OGSR/Unclaimed Property Reports

S. Banking and Insurance Committee; H. Oversight, Transparency and Administrative Subcommittee

- SB 7028 was tabled; HB 7087 was approved by both chambers. **See HB 7087.**

CRIMINAL JUSTICE and LAW ENFORCEMENT

HB 43 Use of Force Special Review Commission

Rep. Barbara Watson (D-Miami Gardens)

- Withdrawn from consideration.

CS/HB 111 and CS/SB 550 Exemption/Murder - Identity of Witnesses

Rep. Cynthia Stafford (D-Opa Locka); Sen. Randolph Bracy (D-Ocoee)

- CS/HB 111 was approved by both chambers; CS/SB 550 was tabled. **See CS/HB 111.**

CS/SB 118 and CS/HB 857 Criminal History Records and Mug Shots

Sen. Greg Steube (R-Sarasota); Rep. Bobby DuBose (D-Fort Lauderdale)

- CS/SB 118 was approved by both chambers; CS/HB 857 was tabled. **See CS/SB 118.**

CS/HB 305 and CS/SB 624 Review of Body Camera Footage

Rep. Shawn Harrison (R-Tampa); Sen. Greg Steube (R-Sarasota)

- CS/HB 305 was approved by both chambers; CS/SB 624 was tabled. **See CS/HB 305.**

HB 331 and SB 864 Public Record Requests/Law Enforcement Agencies

Rep. Stan McClain (R-Ocala); Sen. Dennis Baxley (R-Lady Lake)

- Both bills died in committee.

CS/HB 369 and CS/SB 450 Exemption/Civil Citation and Prearrest Diversion Program

Rep. Scott Plakon (R-Longwood); Sen. Jeff Brandes (R-St. Petersburg)

- CS/HB 369 passed the House and died in Senate Messages. CS/SB 450 died in committee.

HB 395 and SB 546 Arrest Booking Photographs

Rep. Bobby DuBose (D-Fort Lauderdale); Sen. Randolph Bracy (D-Ocoee)

- Both bills died in committee. **But see CS/SB 118.**

HB 405 Retention Requirements/Body Camera Videos

Rep. Newt Newton (D-St. Petersburg)

- Died in committee.

HB 513 and SB 828 Law Enforcement Body Cameras

Rep. Al Jacquet (D-West Palm Beach); Sen. Bobby Powell (D-West Palm Beach)

- Both bills died in committee.

HB 611 and SB 980 Non-Judicial Expunction of Criminal History Records

Rep. Sharon Pritchett (D-Miramar); Sen. Randolph Bracy (D-Ocoee)

- Both bills died in committee.

HB 661, SB 968 and HB 1115 Exemption/Photographs and Videos Depicting the Killing of a Person

Rep. Chris Latvala (R-Clearwater); Sen. Randolph Bracy (D-Ocoee); Rep. Kamia Brown (D-Ocoee)

- HB 661 was withdrawn. SB 968 and HB 1115 died in committee.

CS/SB 686 and CS/HB 701 Exemption/Sexual Predators – Internet Identifiers

Sen. Dennis Baxley (R-Lady Lake); Rep. Amber Mariano (R-Port Richey)

- CS/SB 686 passed the Senate and died in House Messages; CS/HB 701 died in committee.

SB 942 and HB 1395 Exemption/Juvenile Offenders

Sen. Perry Thurston (D-Fort Lauderdale); Rep. Kimberly Daniels (D-Jacksonville)

- Both bills died in committee.

HB 1203 and CS/SB 1526 Exemption/Department of Corrections – Health Information

Rep. Julio Gonzalez (R-Venice); Sen. Randolph Bracy (D-Ocoee)

- HB 1203 was approved by both chambers; CS/SB 1526 was tabled. **See HB 1203.**

SB 1448 Retention Requirements/Body Camera Videos

Sen. Perry Thurston (D-Fort Lauderdale)

- Died in committee.

SB 1560 and HB 7053 Exemption/Videotaped Statements of Minors

Sen. Lauren Book (D-Plantation); H. Criminal Justice Subcommittee

- SB 1560 died in committee. HB 7053 passed the House and died in Senate Messages.

DIRECT SUPPORT ORGANIZATIONS

CS/SB 374 and HB 5601 Public Records/University Direct Support Organizations

Sen. Dorothy Hukill (R-Port Orange); H. Appropriations Committee

- CS/SB 374 was approved by both chambers; HB 5601 was tabled.

NOTE: The FAF was in support of HB 5601 that opened access to DSO records currently exempt from disclosure. The House amended CS/SB 374 to include the DSO language but the bill was amended late in the process and the bill as approved did not contain the repeal of the exemptions.

SB 7002 and HB 7113 OGSR/Donors – Publicly Owned Performing Arts Center

S. Community Affairs Committee; H. Government Administration Committee

- SB 7002 was tabled; HB 7113 was approved by both chambers. **See HB 7113.**

SB 7016 OGSR/Donors – Historic Capitol Museum

S. Governmental Oversight and Accountability Committee

- Died in committee.

ECONOMIC DEVELOPMENT

SB 216 Oversight/Economic Incentive Programs

Sen. Jose Javier Rodriguez (D-Miami)

- Died in committee.

SB 322 and HB 609 Exemption/Unsolicited Proposals

Sen. Greg Steube (R-Sarasota); Rep. Colleen Burton (R-Lakeland)

- Both bills died in committee.

SB 1502 Disclosure of Contract Information

Sen. Darryl Rouson (D-St. Petersburg)

- Died in committee.

ENVIRONMENT

CS/SB 532, HB 1065 and CS/SB 1018 Pollution Reports

Sen. Bill Galvano (R-Bradenton); Rep. Kathleen Peters (R-St. Petersburg); Sen. Denise Grimsley (R-Lake Placid)

- CS/SB 532 passed the Senate and died in House Messages; HB 1065 died in committee. CS/SB 1018 was approved by both chambers. **See CS/SB 1018.**

EXAMINATIONS AND INVESTIGATIONS

CS/HB 397 and CS/SB 492 Exemption/Identifying Information – Victims of Alleged Sexual Harassment

Rep. Holly Merrill Raschein (R-Key Largo); Sen. Dana Young (R-Tampa)

- CS/HB 397 was approved by both chambers; CS/SB 492 was tabled. **See CS/HB 397.**

CS/HB 437 and CS/SB 738 Exemption/International Financial Institutions

Rep. Daniel Raulerson (R-Plant City); Sen. Debbie Mayfield (R-Vero Beach)

- CS/HB 437 was approved by both chambers; CS/SB 738 was tabled. **See CS/HB 437.**

SB 520 and HB 705 Exemption/Elder Abuse Fatality Review Teams

Sen. Audrey Gibson (D-Jacksonville); Rep. Barbara Watson (D-Miami Gardens)

- SB 520 was withdrawn from consideration. HB 705 died in committee.

HB 771 and SB 1080 Exemption/International Trust Entities

Rep. George Moraitis (R-Fort Lauderdale); Sen. Rene Garcia (R-Hialeah)

- Both bills died in committee.

CS/HB 981 and SB 1408 Exemption/Investigations – Department of Elderly Affairs

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Rep. Julio Gonzalez (R-Venice); Sen. Doug Broxson (R-Pensacola)

- CS/HB 981 was approved by both chambers; SB 1408 was tabled. **See CS/HB 981.**

CS/HB 1285 and CS/SB 1480 Exemption/Chief Inspector General and Agency Inspectors General

Rep. Daniel Raulerson (R-Plant City); Sen. Dennis Baxley (R-Lady Lake)

- CS/HB 1285 passed the House and died in Senate Messages. CS/SB 1480 died in committee.

HOME ADDRESSES

CS/SB 210 Exemption/Home Addresses – Public Guardians

Sen. Kathleen Passidomo (R-Naples)

- Died in committee.

HB 243 and SB 248 Exemption/Home Addresses – OFR Personnel

Rep. Daniel Raulerson (R-Plant City); Sen. Doug Broxson (R-Pensacola)

- HB 243 was approved by both chambers; SB 248 was tabled. **See HB 243.**

CS/HB 383 and CS/SB 1108 Exemption/Home Addresses – Former Firefighters

Rep. Matt Willhite (D-Royal Palm Beach); Sen. Frank Artiles (R-Miami)

- CS/HB 383 was tabled; CS/SB 1108 was approved by both chambers. **See CS/SB 1108.**

CS/SB 7018 and HB 7093 OGSR/Home Address Exemptions

S. Governmental Oversight and Accountability Committee; H. Oversight, Transparency and Administration Subcommittee

- CS/SB 7018 was tabled; HB 7093 was approved by both chambers. **See HB 7093.**

INSURANCE

CS/HB 1009 and CS/SB 1014 Exemption/Insurer Anti-Fraud Plans

Rep. Holly Merrill Raschein (R-Key Largo); Sen. Jeff Brandes (R-St. Petersburg)

- CS/HB 1009 was approved by both chambers; CS/SB 1014 was tabled. **See CS/HB 1009.**

CS/SB 1768 Exemption/DHSMV - Medical Payments Coverage and Motor Vehicle Liability Insurance Policies *Sen. Tom Lee (R-Brandon)*

- Died in committee.

SB 2510 Exemption/Dependent Eligibility Verification Services

S. Appropriations Committee

- Approved by both chambers. **See SB 2510.**

LICENSED PROFESSIONALS

HB 1099 and SB 1386 Exemption/Physical Therapy Licensure Compact

Rep. Cary Pigman (R-Sebring); Sen. Denise Grimsley (R-Lake Placid)

- Both bills died in committee.

OFFICIAL RECORDS

CS/HB 103 and CS/SB 674 Exemption/Non-Viable Birth Certificates

Rep. Bob Cortes (R-Altamonte Springs); Sen. Aaron Bean (R-Jacksonville)

- CS/HB 103 was approved by both chambers; CS/SB 674 was tabled. **See CS/HB 103.**

PERSONAL INFORMATION

HB 215 and SB 342 Exemption/Physician Abortion Reports

Rep. Joe Gruters (R-Sarasota); Sen. Greg Steube (R-Sarasota)

- Both bills died in committee.

HB 381 and SB 1024 Exemption/Homelessness Surveys

Rep. Matt Willhite (D-Royal Palm Beach); Sen. Linda Stewart (D-Orlando)

- HB 381 died in committee; SB 1024 passed the Senate and died in House Messages.

SB 722 Exemption/Compassionate and Palliative Care Plans

Sen. Jeff Brandes (R-St. Petersburg)

- Died in committee.

CS/SB 1008 and CS/HB 1107 Exemption/Division of Workers' Compensation - Injured or Deceased Employees

Sen. Keith Perry (R-Gainesville); Rep. Ben Albritton (R-Bartow)

- CS/SB 1008 was tabled; CS/HB 1107 was approved by both chambers. **See CS/HB 1107.**

SB 1294 Confidentiality of Patient Records

Sen. Bill Montford (D-Tallahassee)

- Died in committee.

HB 1409 Exemption/Personal Identifying Information – Assault Weapon Possession Certificates

Rep. Carlos Guillermo Smith (D-Winter Park)

- Died in committee.

CS/SB 1844 and CS/HB 7095 Exemption/Personal Identifying Information – Medical Marijuana Use Registry

Sen. Rob Bradley (R-Orange Park); H. Health Quality Subcommittee

- CS/SB 1844 was tabled. CS/HB 7095 passed the House and died in Senate Messages.

SB 7026 and HB 7045 OGSR/Unclaimed Property Reports

S. Banking and Insurance Committee; H. Oversight, Transparency and Administration Subcommittee

- SB 7026 was tabled; HB 7045 was approved by both chambers. **See HB 7045.**

PROPRIETARY INFORMATION

HB 1393 Exemption/Florida Film Investment Corporation

Rep. David Silvers (D-West Palm Beach)

- Died in committee.

SB 1504 Exemption/Proprietary Confidential Business Information

Sen. Darryl Rouson (D-St. Petersburg)

- Died in committee.

CS/SB 7024 and HB 7067 OGSR/Title Insurance Companies – Proprietary Business Information

S. Banking and Insurance Committee; H. Oversight, Transparency and Administration Committee

- CS/SB 7024 was tabled; HB 7067 was approved by both chambers. **See HB 7067.**

PUBLIC MEETINGS

CS/HB 843 and SB 1004 Exemption/Public Meetings

Rep. Byron Donalds (R-Naples); Sen. Dennis Baxley (R-Lady Lake)

- CS/HB 843 failed on third reading in the House. SB 1004 died in committee.

HB 897 and SB 1444 Public Notices by Local Government Entities

Rep. Richard Stark (D-Weston); Sen. Linda Stewart (D-Orlando)

- HB 897 died in committee. SB 1444 was withdrawn from consideration.

SB 914 and HB 919 Public Meetings

Sen. Dennis Baxley (R-Lady Lake); Rep. Rick Roth (R-Palm Beach Gardens)

- SB 914 passed the Senate and died in House Messages; HB 919 died in committee.

SB 1514 Public Meetings

Sen. Kevin Rader (D-Boca Raton)

- Died in committee.

PUBLIC RECORDS

CS/SB 80, CS/HB 163 and SB 246 Public Records/Attorney Fees

Sen. Greg Steube (R-Sarasota); Rep. Danny Burgess (R-Zephyrhills); Sen. Rene Garcia (R-Hialeah)

- CS/SB 80 was approved by both chambers; CS/HB 163 was tabled; SB 245 died in committee. **See CS/SB 80.**

RESEARCH

SB 7004 and HB 7041 OGSR/Peer Review Panels – Department of Health

S. Health Policy Committee; H. Oversight, Transparency and Administration Subcommittee

- SB 7004 was approved by both chambers; HB 7041 was tabled. **See SB 7004.**

SB 7014 and HB 7035 OGSR/Department of Citrus – Unpublished Reports

S. Agriculture Committee; H. Oversight, Transparency and Administration Subcommittee

- SB 7014 was tabled; HB 7035 was approved by both chambers. **See HB 7035.**

SECURITY

CS/SB 110 and CS/HB 501 Exemption/Postsecondary Institution Information Technology Security Programs *Sen. Jeff Brandes (R-St. Petersburg); Rep. Tom Leek (R-Daytona Beach)*

- CS/SB 110 was tabled; CS/HB 501 was approved by both chambers. **See CS/HB 501.**

CS/HB 1079 and CS/SB 1224 Exemption/Campus Security Emergency Response

Rep. Bob Rommel (R-Naples); Sen. Kathleen Passidomo (R-Naples)

- CS/HB 1079 was approved by both chambers; CS/SB 1224 was tabled. **See CS/HB 1079.**

TRANSPARENCY

CS/HB 1209 and CS/SB 1550 Health Information Transparency

Rep. Jason Brodeur (R-Sanford); Sen. Frank Artiles (R-Miami)

- CS/HB 1209 died on the calendar. CS/SB 1550 died in committee.

VOTER INFORMATION

HB 445 and SB 862 Exemption/Voters and Voter Registration Information

Rep. Tom Goodson (R-Titusville); Sen. Tom Lee (R-Brandon)

- HB 445 died in committee; SB 862 passed the Senate and died in House Messages.

CS/HB 709 and CS/SB 1072 Exemption/Statewide Voter Registration System

Rep. Ross Spano (R-Riverview); Sen. Travis Hutson (R-Palm Coast)

- CS/HB 709 passed the House and died in Senate Messages; CS/SB 1072 died in committee.

OPEN GOVERNMENT BILLS PASSED IN 2017 SESSION

1) CS/SB 80 Public Record/Reasonable Attorney Fees and Costs: Amends the attorney fee provision in the public records law, requiring a court to award reasonable costs of enforcement, including attorney fees, to the requestor in lawsuits brought to enforce the public records law if a court (1) determines that the agency violated the law; and (2) the requestor notified the agency's custodian of records of the public record request five days prior to filing the lawsuit. Also requires a court to determine whether the public record request was for an "improper purpose," and, if so, requires the court to award reasonable costs of enforcement against the requestor. "Improper purpose" is defined as the filing of a request or lawsuit for the primary purpose of causing a violation of the law or for frivolous purpose. Stipulates that the public records law does not allow monetary damages. Amends s. 119.12, F.S. Companion to HB 163. *Sen. Greg Steube (R-Sarasota)* DOES NOT CREATE AN EXEMPTION

- Passed both chambers unanimously.

2) CS/HB 103 Exemption/Non-Viable Birth Certificates: HB 101 creates the "Grieving Families Act," authorizing the Department of Health to issue non-viable birth certificates upon request of the family. HB 103 creates a public record exemption for information relating to the cause of death, parentage, marital status of the parent, and any medical information included in non-viable birth records. Allows access by court order and for health research purposes. Amends s. 382.008, F.S. Companion to SB 674. *Rep. Bob Cortes (R-Altamonte Springs)*

- Passed both chambers unanimously.

3) CS/HB 111 Exemption/Murder - Identity of Witnesses: Creates a public record exemption for the personal identifying information of those who witness a murder, stipulating that such information remains confidential and exempt for 2 years. Allows disclosure to a criminal justice agency or governmental entity for use in the performance of official duties and responsibilities and to the criminal defendant. Amends s. 119.071, F.S. Companion to SB 550. *Rep. Cynthia Stafford (D-Opa Locka)*

- Passed the House by a vote of 113/3 and the Senate by a vote of 34/3. Signed by the officers and presented to the Governor.

To see the House vote, click here: <http://bit.ly/2qJogJw>

To see the Senate vote, click here: <http://bit.ly/2phH0hN>

To see the FAF Veto Request, click here: <http://bit.ly/2pdRVIC>

4) CS/SB 118 Criminal History Records and Mug Shots: Prohibits those who publish mug shots from soliciting or accepting a fee to remove, correct, or modify a mug shot. Requires such publishers to remove a mug shot within 10 days of receiving a written request for removal. Allows the person whose mug shot was published to bring a civil action to enjoin the continued publication of the mug shot if not removed after receiving the written request and allows a court to impose a civil penalty of \$1,000 per day for noncompliance with an order of injunction. Stipulates that refusal to remove a mug shot upon written request constitutes an unfair or deceptive trade practice and that the requirements of the bill apply only to those who solicit or accept payments to remove a mug shot. Also amends s. 943.0586, F.S., to require the Criminal Justice Information program to administratively seal criminal history records relating to an arrest or incident of alleged criminal activity if notified by the clerk of court that charges weren't filed, were dismissed before trial, or the person charged was acquitted or found not guilty. Amends s. 943.0585, F.S. Companion to HB 857. *Sen. Greg Steube (R-Sarasota)*

- Passed both chambers unanimously.

To see the FAF Veto Request, click here: <http://bit.ly/2qnObti>

5) CS/HB 239 Exemption/Protective Injunction Petitions: Creates a public record exemption for injunctions for protection against domestic violence, repeat violence, dating violence, sexual violence, stalking, or cyber stalking that are dismissed without a hearing or at an ex parte hearing due to failure to state a claim, lack of jurisdiction, or the sufficiency of the petition without an injunction being issued on or after July 1, 2017. Such petitions before July 1, 2017, will be exempt only upon the written request of the person named in the petition as a respondent. Amends s. 119.0714, F.S. Companion to SB 1062. *Rep. Larry Lee (D-Fort Pierce)*

- Passed both chambers unanimously. Signed by the officers and presented to the Governor.

6) HB 243 Exemption/Home Addresses – OFR Personnel: Creates a public record exemption for the home addresses, telephone numbers, dates of birth, and photographs of current or former non-sworn investigative personnel of the Office of Financial Regulation's Bureau of Financial Investigation whose duties include the investigation of fraud, theft, other related activities, or state regulatory violations. Also creates an exemption for the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouse and children, and the names and locations of schools and day care facilities attended by the children of such personnel. Creates s. 119.071(4)(d)2.V., F.S. Companion to SB 248. *Rep. Daniel Raulerson (R-Plant City)*

- Passed both chambers unanimously.

7) CS/HB 305 Review of Body Camera Footage: Amends the statutory provision requiring adoption of procedures regarding the use of body cameras to allow a law enforcement officer using a body camera to review the recorded footage, upon his or her request, before writing a report or providing a statement. Stipulates that the ability to review recorded footage doesn't apply to an officer's duty to immediately disclose information necessary to secure an active crime scene or to identify witnesses or suspects. Amends s. 943.1718, F.S. Companion to SB 624. *Rep. Shawn Harrison (R-Tampa)* DOES NOT CREATE AN EXEMPTION

- Passed both chambers unanimously. Signed by the officers and presented to the Governor.

8) CS/HB 397 Exemption/Identifying Information – Victims of Alleged Sexual Harassment: Creates a public record exemption for the personal identifying information of the alleged victim in an allegation of sexual harassment. Creates s. 119.071(2)(m), F.S. Companion to SB 492. *Rep. Holly Merrill Raschein (R-Key Largo)*

- Passed both chambers unanimously.

9) CS/HB 437 Exemption/International Financial Institutions: HB 435 revises various statutory provisions relating to financial institutions and creates requirements for international trust companies, including licensure, recordkeeping, permissible activities, liabilities, claims, and allowable fees. CS/HB 437 creates a public record exemption for information identifying customers and potential customers of affiliated international trust entities and names of international trust entity shareholders found in the books and records of an international trust company representative or held by the Office of Insurance Regulation. Also provides an exemption for any information received by the OIR that is otherwise exempt pursuant to the laws of other states or the federal government. Allows for the release of such information under certain, specified conditions. Contains a penalty provision, stipulating that intentional release of the exempt information is a third degree felony. Creates ss. 663.416 and 663.450, F.S.; amends s. 655.057, F.S. Companion to SB 738. *Rep. Daniel Raulerson (R-Plant City)*

- Passed both chambers unanimously.

10) CS/HB 441 Court Records/Liability: Stipulates that a clerk of court is not liable for the inadvertent release of confidential information contained in a court record if the filer of the record failed to disclose the existence of such information as required by court rule. Amends s. 119.0714(2), F.S. Companion to SB 202. *Rep. Ben Diamond (D-St. Petersburg)* DOES NOT CREATE AN EXEMPTION

- Passed both chambers unanimously.

11) CS/HB 501 Exemption/Postsecondary Institution Information Technology Security Programs: Creates a public record exemption for records held by a state university or college which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents, including breaches. The exemption applies if disclosure of such records would facilitate unauthorized access to or modification, disclosure, or destruction of data, information, or information technology resources. Also creates an exemption for security information, whether physical or virtual, relating to existing or proposed information technology systems and portions of risk assessments, evaluations, external audits, and other reports of an institution's cyber security programs. Creates an exemption for portions of meetings at which such exempt information is discussed, stipulating that exempt portions of the meetings be recorded. Creates a public record exemption for the recordings of exempt meetings, allowing access by court order. Creates s. 1004.055, F.S. Companion to SB 110. *Rep. Tom Leek (R-Daytona Beach)*

- Passed both chambers unanimously.

12) CS/SB 886 Exemption/Petitions for Involuntary Assessment: Creates a public record exemption for petitions of involuntary assessment and stabilization, court orders, and related records filed with a court. Also provides an exemption for the personal identifying information contained in such records published on a court docket. Allows access by court order. Amends s. 397.6815, F.S. Companion to HB 791. *Sen. Dennis Baxley (R-Lady Lake)*

- Passed both chambers unanimously.

13) CS/HB 981 Exemption/Investigations – Department of Elderly Affairs: Creates a public record exemption for the following information held by the Department of Elderly Affairs about investigations into complaints filed with the Department: (1) the names of the complainant and the ward involved; (2) the ward’s personal health and financial records; and (3) photographs and videos related to the complaint or obtained during the investigation. Allows access by court order and stipulates that such information is subject to disclosure once the investigation is complete or no longer active. Creates s. 744.2111, F.S. Companion to SB 1408. *Rep. Julio Gonzalez (R-Venice)*

- Passed both chambers unanimously.

14) CS/HB 1009 Exemption/Insurer Anti-Fraud Plans: HB 1007 requires certain insurers to adopt anti-fraud plans and provide such information to the Department of Financial Services. CS/HB 1009 creates a public record exemption for information provided by an insurer describing the insurer’s (1) required anti-fraud training and anti-fraud investigative unit; and (2) the rationale for the level of anti-fraud staffing and resources provided. Also exempts the (3) number of fraud matters referred to the anti-fraud investigative unit that were not claim related; (4) number of claims investigated or accepted by the anti-fraud investigative unit; (5) number of other insurance fraud matters investigated or accepted by the anti-fraud investigative unit that were not claim related; and (6) estimated dollar amount or range of damages. Amends s. 626.9891, F.S. Companion to SB 1014. *Rep. Holly Merrill Raschein (R-Key Largo)*

- Passed both chambers unanimously.

15) CS/SB 1018 Pollution: In pertinent part, creates the “Public Notice of Pollution Act,” requiring the Department of Environmental Protection to establish and publish a list of substances, which if released or discharged, would present an immediate and substantial risk to the public health, safety or welfare. Requires owners and operators of facilities at which a reportable release occurred to report such release within 24 hours of discovery to DEP, stipulating that such notice does not constitute an admission of liability or harm. Requires DEP to publish all such notices on a publicly accessible website and to create an email list for all notices, allowing the public and media to subscribe and receive periodic announcements of all notices submitted. Creates s. 403.078, F.S. Companion to SB 532 and HB 1065. *Sen. Bill Galvano (R-Bradenton)* DOES NOT CREATE AN EXEMPTION

- Passed both chambers unanimously.

16) CS/HB 1079 Exemption/Campus Security Emergency Response: Creates a public record exemption for campus emergency response plans held by a state university or college or by law enforcement or emergency management agencies. Also exempts portions of meetings, which would reveal such exempt information. Defines “campus emergency response plan” as: (1) records, information, photographs, audio and visual presentations, schematic diagrams, surveys, recommendations relating to an act of terrorism; (2) threat assessments; (3) threat response plans; (4) emergency evacuation plans; (5)

sheltering arrangements; (6) security manuals; (7) vulnerability analyses; (8) post disaster activities; (9) post disaster transportation; (10) supplies, including drug caches; (11) staffing; (12) emergency equipment; and (13) information identifying students, faculty, and staff. Allows access by court order and a showing of good cause. Amends s. 1004.0962, F.S. Companion to SB 1224. *Rep. Bob Rommel (R-Naples)*

- Passed both chambers unanimously.

17) CS/HB 1107 Exemption/Division of Workers' Compensation - Injured or Deceased Employees:

Creates a public record exemption for personal identifying information of injured or deceased employees contained in reports, notices, records, or supporting documentation held by the Department of Financial Services. Defines "personal identifying information" to include the employee's name, date of birth, home address, email address, and telephone number. Allows access under certain specified circumstances, including a court order and in aggregate reporting formats. Applies the exemption retroactively. Creates s. 440.1851, F.S. Companion to SB 1008. *Rep. Ben Albritton (R-Bartow)*

- Passed both chambers unanimously.

18) CS/SB 1108 Exemption/Home Addresses – Former Firefighters: Currently, there is a public record exemption for home addresses, telephone numbers, dates of birth, and photographs of certified firefighters, and for the names, home addresses, telephone numbers, social security numbers, photographs, 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. CS/SB 1108 extends the exemption to include former firefighters, which is consistent with other home address exemptions. Amends s. 119.071(4)2.b, F.S. Companion to HB 383. *Sen. Frank Artiles (R-Miami)*

- Passed both chambers unanimously.

19) HB 1203 Exemption/Department of Corrections – Health Information: Creates a public record exemption for "protected health information" of inmates and offenders held by the Department of Corrections. Also exempts the identity of inmates and offenders contained in HIV test records. Allows access under certain specified conditions. "Protected health information" is defined as individually identifiable health information transmitted or maintained electronically. Amends s. 945.10, F.S. Companion to SB 1526. *Rep. Julio Gonzalez (R-Venice)*

- Passed both chambers unanimously.

20) SB 2510 Exemption/Dependent Eligibility Verification Records: Creates a public record exemption for records collected by the Department of Management Services for the purpose of verifying dependent eligibility for state group insurance programs. Amends s. 110.12301, F.S. *S. Appropriations Committee*

- Passed the Senate unanimously; passed the House by a vote of 110/2.

To see the House vote, click here: <http://bit.ly/2qWmjsj>

21) SB 7004 OGSR/Peer Review Panels – Department of Health: Reenacts with minor technical changes an exemption for portions of peer review panels of the James and Esther King Biomedical Research Program and the William G. "Bill" Bankhead, Jr., and David Coley Cancer Research Program during which applications for biomedical research grants are discussed. Also reenacts public record exemptions for (1) records generated during the closed portions of peer review meetings and (2) research grant applications provided to such panels, stipulating that the exempt information can be disclosed upon the written consent of the individual to whom the information pertains or upon court order. Reenacts ss. 215.56021 and 381.92201, F.S. Companion to HB 7041. *S. Health Policy Committee*

- Passed both chambers unanimously. Approved by the Governor. Chapter No. 2017-9.

22) HB 7035 OGSR/Department of Citrus – Unpublished Reports: Reenacts, without modification, an exemption for unpublished reports or data related to studies or research conducted by the Department of Citrus. Reenacts s. 601.10, F.S. Companion to SB 7014. *H. Oversight, Transparency and Administration Subcommittee*

- Passed both chambers unanimously.

23) HB 7045 OGSR/Unclaimed Property Reports: Reenacts, without modification, the exemption for social security numbers and property identifiers contained in unclaimed property reports held by the Department of Financial Services. Reenacts s. 717.117, F.S. Companion to SB 7026. *H. Oversight, Transparency and Administration Subcommittee*

- Passed both chambers unanimously.

24) HB 7067 OGSR/Title Insurance Companies – Proprietary Business Information: Reenacts, with minor changes, an exemption for proprietary confidential business information provided to the Office of Insurance Regulations by title insurance agencies and insurers. Defines “proprietary business information” as information that (1) is owned or controlled by the title insurance agency; (2) is intended to be and is treated by the company as private in that disclosure would cause harm to its business operations; and (3) has not been publicly disclosed. Reenacts s. 626.84195, F.S. Companion to SB 7024. *H. Oversight, Transparency and Administration Committee*

- Passed both chambers unanimously.

25) HB 7087 OGSR/Identifying Information – Victims of Violence: Reenacts, without modification, the public record exemption for the home and employment telephone numbers, cell phone numbers, home or employment addresses, and e-mail addresses of victims of specified violent crimes (domestic violence, repeat violence, sexual violence, and dating violence) provided to the clerks of court and law enforcement in order for the victims to receive automatic notification when a restraining order requested by the victim has been served. Requires the victims to request protection of their personal information in writing and stipulates that the information will be subject to public disclosure five years after the written request is received. Reenacts ss. 741.30(8)(c) and 784.046(8)(c), F.S. *H. Oversight, Transparency and Administration Subcommittee*

- Passed both chambers unanimously.

26) HB 7093 OGSR/Home Address Exemptions: There are numerous home address exemptions for a variety of government employees and officers in s. 119.071(4). In 2012, the legislature expanded those exemptions to include within the exemption personal telephone numbers and dates of birth for all of the protected employees and their spouses and children. HB 7093 reenacts the exemptions and expands some to include the names of spouses and children of the employees. The legislation also deletes requirements that those whose home addresses, etc. are exempt from disclosure take reasonable steps to insure that such information isn’t available from other publicly-available sources. Amends s. 119.071(4), F.S. Companion to SB 7018. *H. Oversight, Transparency and Administration Subcommittee*

- Passed the House by a vote of 115/4; passed the Senate unanimously.

To see the House vote, click here: <http://bit.ly/2phQ2v>

- 27) HB 7113 OGSR/Donors – Publicly Owned Performing Arts Center:** Reenacts, with minor technical changes, an exemption for information that would identify a donor or prospective donor to publicly owned performing arts centers if the donor or prospective donor wants to remain anonymous. Reenacts s. 265.7015, F.S. Companion to SB 7002. *H. Government Accountability Committee*
- Passed both chambers unanimously.