

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED (Y/N)
ADOPTED AS AMENDED (Y/N)
ADOPTED W/O OBJECTION (Y/N)
FAILED TO ADOPT (Y/N)
WITHDRAWN (Y/N)
OTHER

1 Committee/Subcommittee hearing bill: Criminal Justice
2 Subcommittee

3 Representative Kerner offered the following:

4
5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Criminal justice commissions; public meetings
8 exemption.-

9 1) As used in this section, the term:

10 (a) "Duly constituted criminal justice commission" means
11 an advisory commission created by municipal or county ordinance
12 whose membership is comprised of private and public sector
13 persons and whose purpose is to examine local criminal justice
14 issues.

15 (b) "Active" has the same meaning as provided in s.
16 119.011.

17 (c) "Criminal intelligence information" has the same
18 meaning as provided in s. 119.011.

19 (d) "Criminal investigative information" has the same
20 meaning as provided in s. 119.011.

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21 (2) That portion of a meeting of a duly constituted
22 criminal justice commission at which members of the commission
23 discuss active criminal intelligence information or active
24 criminal investigative information that is currently being
25 considered by, or which may foreseeably come before, the
26 commission is exempt from s. 286.011, Florida Statutes, and s.
27 24(b), Art. I of the State Constitution, provided that at any
28 public meeting of the criminal justice commission at which such
29 matter is being considered, the commission members publicly
30 disclose the fact that the matter has been discussed.

31 (3) This section is subject to the Open Government Sunset
32 Review Act in accordance with s. 119.15, Florida Statutes, and
33 shall stand repealed on October 2, 2018, unless reviewed and
34 saved from repeal through reenactment by the Legislature.

35 Section 2. It is the finding of the Legislature that it is
36 a public necessity that the portion of a meeting of a duly
37 constituted criminal justice commission at which members of the
38 commission discuss active criminal intelligence information or
39 active criminal investigative information currently being
40 considered by, or which may foreseeably come before, the
41 criminal justice commission be made exempt from public meeting
42 requirements. If the meetings at which exempt information is
43 discussed were open to the public, the purpose of the exemption
44 from public records requirements found in chapter 119, Florida
45 Statutes, would be defeated. The members of a criminal justice
46 commission must be able to hear and discuss exempt information
47 freely in order to make sound recommendations regarding
48 strategies and activities that are best suited to protect the

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49 welfare of the people of this state. The ability to conduct
50 meetings at which members can freely discuss and fully
51 understand the details of active criminal intelligence
52 information and active criminal investigative information is
53 critical to the ability of a criminal justice commission to
54 operate effectively.

55 Section 3. This act shall take effect July 1, 2013.

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T I T L E A M E N D M E N T

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to public meetings; providing definitions;
providing an exemption from public meeting requirements for that
portion of a meeting of a duly constituted criminal justice
commission at which specified members of the commission discuss
active criminal intelligence information or active criminal
investigative information currently being considered by, or
which may foreseeably come before, the commission; providing for
future review and repeal of the exemptions; providing a
statement of public necessity; providing an effective date.