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1  
2 An act relating to public records; amending s. 28.222,  
3 F.S.; deleting obsolete language; amending s. 28.2221,  
4 F.S.; deleting obsolete language; prohibiting a county  
5 recorder from removing a grantor name, grantee name,  
6 or party name from the register of the Official  
7 Records and the index on the publicly available  
8 website unless the information is subject to a  
9 specified public records exemption; prohibiting a  
10 county recorder from placing certain information on  
11 the publicly available website; prescribing  
12 requirements for a person claiming a public records  
13 exemption to request removal of information from a  
14 publicly available website, subject to penalty of  
15 perjury; prescribing the release of restricted  
16 information to the individual whose information was  
17 removed, subject to penalty of perjury; authorizing  
18 specified parties to access information recorded in  
19 the Official Records of a county which is otherwise  
20 exempt pursuant to a specified public records  
21 exemption, for a specific purpose, if specified  
22 conditions are met; requiring a sworn affidavit,  
23 subject to penalty of perjury; providing criminal  
24 penalties for the unlawful use of any official record;  
25 amending s. 119.071, F.S.; requiring that a request

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26 | for maintenance of an exemption be notarized and  
27 | confirm the individual's status; prescribing  
28 | procedures for the removal of exempt information for a  
29 | county property appraiser and county tax collector;  
30 | requiring the release of information restricted from  
31 | public display to the individual whose information was  
32 | removed; providing disclosure of exempt information  
33 | under specified circumstances to specified entities;  
34 | providing that the exempt status of a home address  
35 | contained in the Official Records is maintained only  
36 | during a certain period; requiring the employee to  
37 | submit a written request to release removed  
38 | information upon the conveyance of his or her dwelling  
39 | location; prescribing procedures to release certain  
40 | information for a decedent under specified conditions;  
41 | specifying that such release is not subject to a fee;  
42 | amending s. 695.22, F.S.; deleting obsolete language;  
43 | requiring the daily schedule of deeds and conveyances  
44 | to include notification of any information therein  
45 | which is subject to a request for removal; providing  
46 | an effective date.

47 |  
48 | Be It Enacted by the Legislature of the State of Florida:

49 |  
50 | Section 1. Subsection (7) of section 28.222, Florida

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51 Statutes, is amended to read:

52 28.222 Clerk to be county recorder.—

53 (7) All instruments recorded in the Official Records are  
54 ~~shall always be~~ open to the public, under the supervision of the  
55 clerk, for the purpose of inspection thereof and of making  
56 copies ~~extracts~~ therefrom; but the clerk is ~~shall~~ not be  
57 required to perform any service in connection with such  
58 inspection or making of copies ~~extracts~~ without payment of  
59 service charges as provided in s. 28.24.

60 Section 2. Subsection (2) and paragraphs (a) and (c) of  
61 subsection (5) of section 28.2221, Florida Statutes, are  
62 amended, and subsections (6) and (7) are added to that section,  
63 to read:

64 28.2221 Electronic access to official records.—

65 (2) (a) ~~No later than January 1, 2002,~~ The county recorder  
66 in each county must ~~shall~~ provide a current index of documents  
67 recorded in the official records of the county for the period  
68 beginning no later than January 1, 1990, on a publicly available  
69 Internet website which must ~~shall~~ also contain a document  
70 requisition point for obtaining images or copies of the  
71 documents reflected in the index and which has the capability of  
72 electronically providing the index data to a central statewide  
73 search site. The index must ~~shall~~ be limited to grantor and  
74 grantee names, party names, date, book and page number,  
75 comments, and type of record.

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76           **(b) Unless otherwise required by the court, a county**  
77 **recorder may not remove the grantor name, grantee name, or party**  
78 **name from the register of the Official Records, as described in**  
79 **s. 28.222(2), and the index on the publicly available Internet**  
80 **website on the basis of an exemption as defined in s. 119.011**  
81 **unless the name of the grantor or grantee includes the street**  
82 **address portion of the home address as defined in s.**  
83 **119.071(4)(d), in which case the county recorder must remove the**  
84 **street address portion from display. Home addresses, as defined**  
85 **in s. 119.071(4)(d), which are exempt from inspection or copying**  
86 **under s. 119.071 must be included within the Official Records as**  
87 **described in s. 28.222(2) but may not be included within the**  
88 **index or otherwise displayed on the county recorder's publicly**  
89 **available Internet website on which images or copies of the**  
90 **county's official records are placed.**

91           (5) (a) ~~A~~ ~~Ne~~ county recorder ~~or clerk of the court~~ may not  
92 place on a publicly available Internet website for general  
93 public display information made exempt from inspection or  
94 copying under s. 119.071 or any ~~an~~ image or copy of a public  
95 record, including an official record, ~~on a publicly available~~  
96 ~~Internet website for general public display~~ if that image or  
97 copy is of a military discharge; death certificate; or a court  
98 file, record, or paper relating to matters or cases governed by  
99 the Florida Rules of Family Law, the Florida Rules of Juvenile  
100 Procedure, or the Florida Probate Rules.

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101 (c) ~~No later than 30 days after June 5, 2002,~~ Notice of  
102 the right of any affected party to request removal of  
103 information or records pursuant to this subsection must ~~shall~~ be  
104 conspicuously and clearly displayed by the county recorder ~~or~~  
105 ~~clerk of the court~~ on the publicly available Internet website on  
106 which images or copies of the county's public records are placed  
107 and in the office of each county recorder ~~or clerk of the court~~.  
108 ~~In addition, no later than 30 days after June 5, 2002, the~~  
109 ~~county recorder or the clerk of the court must have published,~~  
110 ~~on two separate dates, a notice of such right in a newspaper of~~  
111 ~~general circulation in the county where the county recorder's~~  
112 ~~office is located as provided for in chapter 50. Such notice~~  
113 must contain appropriate instructions for making the removal  
114 request in person, by mail, ~~by facsimile,~~ or by electronic  
115 transmission. The notice must ~~shall~~ state, in substantially  
116 similar form, that any person has a right to request that a  
117 county recorder ~~or clerk of the court~~ remove from a publicly  
118 available Internet website information made exempt from  
119 inspection or copying under s. 119.071 or an image or copy of a  
120 public record, including an official record, ~~from a publicly~~  
121 ~~available Internet website~~ if that image or copy is of a  
122 military discharge; death certificate; or a court file, record,  
123 or paper relating to matters or cases governed by the Florida  
124 Rules of Family Law, the Florida Rules of Juvenile Procedure, or  
125 the Florida Probate Rules. The notice must state that

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126 information removed as exempt under s. 119.071 will not be  
127 removed from the Official Records as described in s. 28.222(2).  
128 Such request must be made in writing and delivered in person, by  
129 mail, ~~facsimile~~, or by electronic transmission, ~~or in person~~ to  
130 the county recorder ~~or clerk of the court~~. The request must  
131 identify the Official Records book and page number, instrument  
132 number, or clerk's file number for any information or document  
133 identification page number of the document to be removed. For  
134 requests for removal from a person claiming a public records  
135 exemption pursuant to s. 119.071, the request must be written,  
136 notarized, state under oath the statutory basis for removal of  
137 the information, image, or copy that is restricted from general  
138 public display on the county recorder's publicly available  
139 Internet website, and confirm the individual's eligibility for  
140 exempt status. A party making a false attestation is subject to  
141 the penalty of perjury under s. 837.012. A ~~No~~ fee may not ~~will~~  
142 be charged for the removal of a document pursuant to such  
143 request.

144 (6) (a) Any information restricted from general public  
145 display, inspection, or copying under paragraph (5) (a) pursuant  
146 to a request for removal made under s. 119.071 must be provided  
147 at any time to the individual whose information was removed. The  
148 written request for the restricted information must be by sworn  
149 affidavit consistent with s. 92.50 and must include the Official  
150 Records book and page number, instrument number, or the clerk's

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151 file number for any information or document to be released, and  
152 a description of the lawful purpose and identify the individual  
153 or property that is the subject of the search. Any party making  
154 a false attestation is subject to the penalty of perjury under  
155 s. 837.012. A fee may not be charged for the production of any  
156 document pursuant to such request.

157 (b)1. For the purpose of conducting a title search, as  
158 defined in s. 627.7711(4), of the Official Records, as described  
159 in s. 28.222(2), and upon presentation of photo identification  
160 and affirmation by sworn affidavit consistent with s. 92.50 to  
161 the county recorder, information restricted from public display,  
162 inspection, or copying under paragraph (5)(a) pursuant to a  
163 request for removal made under s. 119.071(4)(d) may be disclosed  
164 to:

165 a. A title insurer authorized pursuant to s. 624.401 and  
166 its affiliates as defined in s. 624.10;

167 b. A title insurance agent or title insurance agency as  
168 defined in s. 626.841(1) and (2), respectively; or

169 c. An attorney duly admitted to practice law in this state  
170 and in good standing with The Florida Bar.

171 2. The photo identification and affirmation by sworn  
172 affidavit may be delivered in person, by mail, or by electronic  
173 transmission to the county recorder.

174 3. The affiant requestor must attest to his or her  
175 authority and the authorized purpose to access exempt

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176 information pursuant to this section for the property specified  
177 within the sworn affidavit.

178 4. The affiant requestor must identify the Official  
179 Records book and page number, instrument number, or the clerk's  
180 file number for each document requested within the sworn  
181 affidavit, and must include a description of the lawful purpose  
182 and identify the individual or property that is the subject of  
183 the search within the sworn affidavit.

184 5. Affidavits submitted by a title insurer, title  
185 insurance agent, or title insurance agency must include the  
186 Florida Company Code or the license number, as applicable, and  
187 an attestation to the affiant requestor's authorization to  
188 transact business in this state. Affidavits submitted by an  
189 attorney authorized under this section must include the affiant  
190 requestor's Florida Bar number and a statement that the affiant  
191 requestor has an agency agreement with a title insurer directly  
192 or through his or her law firm.

193 6. The county recorder must record such affidavit in the  
194 Official Records, as described in s. 28.222(2), but may not  
195 place the image or copy of the affidavit on a publicly available  
196 Internet website for general public display.

197 7. Upon providing a document disclosing redacted  
198 information to an affiant requestor under this section, the  
199 county recorder must provide a copy of the affidavit requesting  
200 disclosure of the redacted information to each affected party at



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201 the address listed on the document or on the request for removal  
 202 made by the affected party under s. 119.071. The county recorder  
 203 must prepare a certificate of mailing to be affixed to the  
 204 affidavit and must receive the statutory service charges as  
 205 prescribed by s. 28.24 from the affiant requestor.

206 8. Any party making a false attestation under this section  
 207 is subject to the penalty of perjury under s. 837.012.

208 (7) A person who uses any official record in a manner not  
 209 authorized in this section commits a misdemeanor of the second  
 210 degree, punishable as provided in s. 775.082 or s. 775.083. A  
 211 person who unlawfully uses any official record with intent to  
 212 cause bodily harm or with intent to threaten to cause bodily  
 213 harm commits a felony of the third degree, punishable as  
 214 provided in s. 775.082, s. 775.083, or s. 775.084.

215 Section 3. Paragraph (d) of subsection (4) of section  
 216 119.071, Florida Statutes, is amended to read:

217 119.071 General exemptions from inspection or copying of  
 218 public records.—

219 (4) AGENCY PERSONNEL INFORMATION.—

220 (d)1. For purposes of this paragraph, the term:

221 a. "Home addresses" means the dwelling location at which  
 222 an individual resides and includes the physical address, mailing  
 223 address, street address, parcel identification number, plot  
 224 identification number, legal property description, neighborhood  
 225 name and lot number, GPS coordinates, and any other descriptive

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226 | property information that may reveal the home address.

227 |       b. "Telephone numbers" includes home telephone numbers,  
228 | personal cellular telephone numbers, personal pager telephone  
229 | numbers, and telephone numbers associated with personal  
230 | communications devices.

231 |       2.a. The home addresses, telephone numbers, dates of  
232 | birth, and photographs of active or former sworn law enforcement  
233 | personnel or of active or former civilian personnel employed by  
234 | a law enforcement agency, including correctional and  
235 | correctional probation officers, personnel of the Department of  
236 | Children and Families whose duties include the investigation of  
237 | abuse, neglect, exploitation, fraud, theft, or other criminal  
238 | activities, personnel of the Department of Health whose duties  
239 | are to support the investigation of child abuse or neglect, and  
240 | personnel of the Department of Revenue or local governments  
241 | whose responsibilities include revenue collection and  
242 | enforcement or child support enforcement; the names, home  
243 | addresses, telephone numbers, photographs, dates of birth, and  
244 | places of employment of the spouses and children of such  
245 | personnel; and the names and locations of schools and day care  
246 | facilities attended by the children of such personnel are exempt  
247 | from s. 119.07(1) and s. 24(a), Art. I of the State  
248 | Constitution.

249 |       b. The home addresses, telephone numbers, dates of birth,  
250 | and photographs of current or former nonsworn investigative

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251 personnel of the Department of Financial Services whose duties  
252 include the investigation of fraud, theft, workers' compensation  
253 coverage requirements and compliance, other related criminal  
254 activities, or state regulatory requirement violations; the  
255 names, home addresses, telephone numbers, dates of birth, and  
256 places of employment of the spouses and children of such  
257 personnel; and the names and locations of schools and day care  
258 facilities attended by the children of such personnel are exempt  
259 from s. 119.07(1) and s. 24(a), Art. I of the State  
260 Constitution.

261 c. The home addresses, telephone numbers, dates of birth,  
262 and photographs of current or former nonsworn investigative  
263 personnel of the Office of Financial Regulation's Bureau of  
264 Financial Investigations whose duties include the investigation  
265 of fraud, theft, other related criminal activities, or state  
266 regulatory requirement violations; the names, home addresses,  
267 telephone numbers, dates of birth, and places of employment of  
268 the spouses and children of such personnel; and the names and  
269 locations of schools and day care facilities attended by the  
270 children of such personnel are exempt from s. 119.07(1) and s.  
271 24(a), Art. I of the State Constitution.

272 d. The home addresses, telephone numbers, dates of birth,  
273 and photographs of current or former firefighters certified in  
274 compliance with s. 633.408; the names, home addresses, telephone  
275 numbers, photographs, dates of birth, and places of employment

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276 of the spouses and children of such firefighters; and the names  
277 and locations of schools and day care facilities attended by the  
278 children of such firefighters are exempt from s. 119.07(1) and  
279 s. 24(a), Art. I of the State Constitution.

280 e. The home addresses, dates of birth, and telephone  
281 numbers of current or former justices of the Supreme Court,  
282 district court of appeal judges, circuit court judges, and  
283 county court judges; the names, home addresses, telephone  
284 numbers, dates of birth, and places of employment of the spouses  
285 and children of current or former justices and judges; and the  
286 names and locations of schools and day care facilities attended  
287 by the children of current or former justices and judges are  
288 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
289 Constitution.

290 f. The home addresses, telephone numbers, dates of birth,  
291 and photographs of current or former state attorneys, assistant  
292 state attorneys, statewide prosecutors, or assistant statewide  
293 prosecutors; the names, home addresses, telephone numbers,  
294 photographs, dates of birth, and places of employment of the  
295 spouses and children of current or former state attorneys,  
296 assistant state attorneys, statewide prosecutors, or assistant  
297 statewide prosecutors; and the names and locations of schools  
298 and day care facilities attended by the children of current or  
299 former state attorneys, assistant state attorneys, statewide  
300 prosecutors, or assistant statewide prosecutors are exempt from

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301 s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

302 g. The home addresses, dates of birth, and telephone  
303 numbers of general magistrates, special magistrates, judges of  
304 compensation claims, administrative law judges of the Division  
305 of Administrative Hearings, and child support enforcement  
306 hearing officers; the names, home addresses, telephone numbers,  
307 dates of birth, and places of employment of the spouses and  
308 children of general magistrates, special magistrates, judges of  
309 compensation claims, administrative law judges of the Division  
310 of Administrative Hearings, and child support enforcement  
311 hearing officers; and the names and locations of schools and day  
312 care facilities attended by the children of general magistrates,  
313 special magistrates, judges of compensation claims,  
314 administrative law judges of the Division of Administrative  
315 Hearings, and child support enforcement hearing officers are  
316 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
317 Constitution.

318 h. The home addresses, telephone numbers, dates of birth,  
319 and photographs of current or former human resource, labor  
320 relations, or employee relations directors, assistant directors,  
321 managers, or assistant managers of any local government agency  
322 or water management district whose duties include hiring and  
323 firing employees, labor contract negotiation, administration, or  
324 other personnel-related duties; the names, home addresses,  
325 telephone numbers, dates of birth, and places of employment of

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326 | the spouses and children of such personnel; and the names and  
327 | locations of schools and day care facilities attended by the  
328 | children of such personnel are exempt from s. 119.07(1) and s.  
329 | 24(a), Art. I of the State Constitution.

330 |       i. The home addresses, telephone numbers, dates of birth,  
331 | and photographs of current or former code enforcement officers;  
332 | the names, home addresses, telephone numbers, dates of birth,  
333 | and places of employment of the spouses and children of such  
334 | personnel; and the names and locations of schools and day care  
335 | facilities attended by the children of such personnel are exempt  
336 | from s. 119.07(1) and s. 24(a), Art. I of the State  
337 | Constitution.

338 |       j. The home addresses, telephone numbers, places of  
339 | employment, dates of birth, and photographs of current or former  
340 | guardians ad litem, as defined in s. 39.820; the names, home  
341 | addresses, telephone numbers, dates of birth, and places of  
342 | employment of the spouses and children of such persons; and the  
343 | names and locations of schools and day care facilities attended  
344 | by the children of such persons are exempt from s. 119.07(1) and  
345 | s. 24(a), Art. I of the State Constitution.

346 |       k. The home addresses, telephone numbers, dates of birth,  
347 | and photographs of current or former juvenile probation  
348 | officers, juvenile probation supervisors, detention  
349 | superintendents, assistant detention superintendents, juvenile  
350 | justice detention officers I and II, juvenile justice detention

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351 officer supervisors, juvenile justice residential officers,  
352 juvenile justice residential officer supervisors I and II,  
353 juvenile justice counselors, juvenile justice counselor  
354 supervisors, human services counselor administrators, senior  
355 human services counselor administrators, rehabilitation  
356 therapists, and social services counselors of the Department of  
357 Juvenile Justice; the names, home addresses, telephone numbers,  
358 dates of birth, and places of employment of spouses and children  
359 of such personnel; and the names and locations of schools and  
360 day care facilities attended by the children of such personnel  
361 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
362 Constitution.

363 1. The home addresses, telephone numbers, dates of birth,  
364 and photographs of current or former public defenders, assistant  
365 public defenders, criminal conflict and civil regional counsel,  
366 and assistant criminal conflict and civil regional counsel; the  
367 names, home addresses, telephone numbers, dates of birth, and  
368 places of employment of the spouses and children of current or  
369 former public defenders, assistant public defenders, criminal  
370 conflict and civil regional counsel, and assistant criminal  
371 conflict and civil regional counsel; and the names and locations  
372 of schools and day care facilities attended by the children of  
373 current or former public defenders, assistant public defenders,  
374 criminal conflict and civil regional counsel, and assistant  
375 criminal conflict and civil regional counsel are exempt from s.

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376 | 119.07(1) and s. 24(a), Art. I of the State Constitution.

377 |       m. The home addresses, telephone numbers, dates of birth,  
 378 | and photographs of current or former investigators or inspectors  
 379 | of the Department of Business and Professional Regulation; the  
 380 | names, home addresses, telephone numbers, dates of birth, and  
 381 | places of employment of the spouses and children of such current  
 382 | or former investigators and inspectors; and the names and  
 383 | locations of schools and day care facilities attended by the  
 384 | children of such current or former investigators and inspectors  
 385 | are exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
 386 | Constitution.

387 |       n. The home addresses, telephone numbers, and dates of  
 388 | birth of county tax collectors; the names, home addresses,  
 389 | telephone numbers, dates of birth, and places of employment of  
 390 | the spouses and children of such tax collectors; and the names  
 391 | and locations of schools and day care facilities attended by the  
 392 | children of such tax collectors are exempt from s. 119.07(1) and  
 393 | s. 24(a), Art. I of the State Constitution.

394 |       o. The home addresses, telephone numbers, dates of birth,  
 395 | and photographs of current or former personnel of the Department  
 396 | of Health whose duties include, or result in, the determination  
 397 | or adjudication of eligibility for social security disability  
 398 | benefits, the investigation or prosecution of complaints filed  
 399 | against health care practitioners, or the inspection of health  
 400 | care practitioners or health care facilities licensed by the



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401 Department of Health; the names, home addresses, telephone  
402 numbers, dates of birth, and places of employment of the spouses  
403 and children of such personnel; and the names and locations of  
404 schools and day care facilities attended by the children of such  
405 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of  
406 the State Constitution.

407 p. The home addresses, telephone numbers, dates of birth,  
408 and photographs of current or former impaired practitioner  
409 consultants who are retained by an agency or current or former  
410 employees of an impaired practitioner consultant whose duties  
411 result in a determination of a person's skill and safety to  
412 practice a licensed profession; the names, home addresses,  
413 telephone numbers, dates of birth, and places of employment of  
414 the spouses and children of such consultants or their employees;  
415 and the names and locations of schools and day care facilities  
416 attended by the children of such consultants or employees are  
417 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
418 Constitution.

419 q. The home addresses, telephone numbers, dates of birth,  
420 and photographs of current or former emergency medical  
421 technicians or paramedics certified under chapter 401; the  
422 names, home addresses, telephone numbers, dates of birth, and  
423 places of employment of the spouses and children of such  
424 emergency medical technicians or paramedics; and the names and  
425 locations of schools and day care facilities attended by the

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426 children of such emergency medical technicians or paramedics are  
427 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
428 Constitution.

429 r. The home addresses, telephone numbers, dates of birth,  
430 and photographs of current or former personnel employed in an  
431 agency's office of inspector general or internal audit  
432 department whose duties include auditing or investigating waste,  
433 fraud, abuse, theft, exploitation, or other activities that  
434 could lead to criminal prosecution or administrative discipline;  
435 the names, home addresses, telephone numbers, dates of birth,  
436 and places of employment of spouses and children of such  
437 personnel; and the names and locations of schools and day care  
438 facilities attended by the children of such personnel are exempt  
439 from s. 119.07(1) and s. 24(a), Art. I of the State  
440 Constitution.

441 s. The home addresses, telephone numbers, dates of birth,  
442 and photographs of current or former directors, managers,  
443 supervisors, nurses, and clinical employees of an addiction  
444 treatment facility; the home addresses, telephone numbers,  
445 photographs, dates of birth, and places of employment of the  
446 spouses and children of such personnel; and the names and  
447 locations of schools and day care facilities attended by the  
448 children of such personnel are exempt from s. 119.07(1) and s.  
449 24(a), Art. I of the State Constitution. For purposes of this  
450 sub-subparagraph, the term "addiction treatment facility" means

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451 a county government, or agency thereof, that is licensed  
452 pursuant to s. 397.401 and provides substance abuse prevention,  
453 intervention, or clinical treatment, including any licensed  
454 service component described in s. 397.311(26).

455 t. The home addresses, telephone numbers, dates of birth,  
456 and photographs of current or former directors, managers,  
457 supervisors, and clinical employees of a child advocacy center  
458 that meets the standards of s. 39.3035(1) and fulfills the  
459 screening requirement of s. 39.3035(2), and the members of a  
460 Child Protection Team as described in s. 39.303 whose duties  
461 include supporting the investigation of child abuse or sexual  
462 abuse, child abandonment, child neglect, and child exploitation  
463 or to provide services as part of a multidisciplinary case  
464 review team; the names, home addresses, telephone numbers,  
465 photographs, dates of birth, and places of employment of the  
466 spouses and children of such personnel and members; and the  
467 names and locations of schools and day care facilities attended  
468 by the children of such personnel and members are exempt from s.  
469 119.07(1) and s. 24(a), Art. I of the State Constitution.

470 3. An agency that is the custodian of the information  
471 specified in subparagraph 2. and that is not the employer of the  
472 officer, employee, justice, judge, or other person specified in  
473 subparagraph 2. must ~~shall~~ maintain the exempt status of that  
474 information only if the officer, employee, justice, judge, other  
475 person, or employing agency of the designated employee submits a

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476 | written and notarized request for maintenance of the exemption  
477 | to the custodial agency. The request must state under oath the  
478 | statutory basis for the individual's exemption request and  
479 | confirm the individual's status as a party eligible for exempt  
480 | status.

481 | 4.a. A county property appraiser, as defined in s.  
482 | 192.001(3), or a county tax collector, as defined in s.  
483 | 192.001(4), who receives a written and notarized request for  
484 | maintenance of the exemption pursuant to subparagraph 3. must  
485 | comply by removing the name of the individual with exempt status  
486 | and the instrument number or Official Records book and page  
487 | number identifying the property with the exempt status from all  
488 | publicly available records maintained by the property appraiser  
489 | or tax collector. For written requests received on or before  
490 | July 1, 2021, a county property appraiser or county tax  
491 | collector must comply with this sub-subparagraph by October 1,  
492 | 2021. A county property appraiser or county tax collector may  
493 | not remove the street address, legal description, or other  
494 | information identifying real property within the agency's  
495 | records so long as a name or personal information otherwise  
496 | exempt from inspection and copying pursuant to this section are  
497 | not associated with the property or otherwise displayed in the  
498 | public records of the agency.

499 | b. Any information restricted from public display,  
500 | inspection, or copying under sub-subparagraph a. must be

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501 provided to the individual whose information was removed.

502 ~~5.4.~~ An officer, an employee, a justice, a judge, or other  
 503 person specified in subparagraph 2. may submit a written request  
 504 for the release of his or her exempt information to the  
 505 custodial agency. The written request must be notarized and must  
 506 specify the information to be released and the party ~~that is~~  
 507 authorized to receive the information. Upon receipt of the  
 508 written request, the custodial agency must ~~shall~~ release the  
 509 specified information to the party authorized to receive such  
 510 information.

511 ~~6.5.~~ The exemptions in this paragraph apply to information  
 512 held by an agency before, on, or after the effective date of the  
 513 exemption.

514 ~~7.6.~~ Information made exempt under this paragraph may be  
 515 disclosed pursuant to s. 28.2221 to a title insurer authorized  
 516 pursuant to s. 624.401 and its affiliates as defined in s.  
 517 624.10; a title insurance agent or title insurance agency as  
 518 defined in s. 626.841(1) or (2), respectively; or an attorney  
 519 duly admitted to practice law in this state and in good standing  
 520 with The Florida Bar.

521 8. The exempt status of a home address contained in the  
 522 Official Records is maintained only during the period when a  
 523 protected party resides at the dwelling location. Upon  
 524 conveyance of real property after October 1, 2021, and when such  
 525 real property no longer constitutes a protected party's home

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526 address as defined in sub-subparagraph 1.a., the protected party  
527 must submit a written request to release the removed information  
528 to the county recorder. The written request to release the  
529 removed information must be notarized, must confirm that a  
530 protected party's request for release is pursuant to a  
531 conveyance of his or her dwelling location, and must specify the  
532 Official Records book and page, instrument number, or clerk's  
533 file number for each document containing the information to be  
534 released.

535 9. Upon the death of a protected party as verified by a  
536 certified copy of a death certificate or court order, any party  
537 can request the county recorder to release a protected  
538 decendent's removed information unless there is a related request  
539 on file with the county recorder for continued removal of the  
540 decendent's information or unless such removal is otherwise  
541 prohibited by statute or by court order. The written request to  
542 release the removed information upon the death of a protected  
543 party must attach the certified copy of a death certificate or  
544 court order and must be notarized, must confirm the request for  
545 release is due to the death of a protected party, and must  
546 specify the Official Records book and page number, instrument  
547 number, or clerk's file number for each document containing the  
548 information to be released. A fee may not be charged for the  
549 release of any document pursuant to such request.

550 10. This paragraph is subject to the Open Government

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551 Sunset Review Act in accordance with s. 119.15 and shall stand  
552 repealed on October 2, 2024, unless reviewed and saved from  
553 repeal through reenactment by the Legislature.

554 Section 4. Section 695.22, Florida Statutes, is amended to  
555 read:

556 695.22 Daily schedule of deeds and conveyances filed for  
557 record to be furnished property appraiser.—After October 1,  
558 1945, the several county recorders ~~clerks of the circuit courts~~  
559 must ~~shall~~ keep and furnish to the respective county property  
560 appraisers in the counties where such instruments are recorded a  
561 daily schedule of the aforesaid deeds and conveyances so filed  
562 for recordation, in which schedule must ~~shall~~ be set forth the  
563 name of the grantor or grantors, the names and addresses of each  
564 grantee, and a description of the land as specified in each  
565 instrument so filed. The daily schedule must include  
566 notification of any information therein which is subject to a  
567 request for removal on file with the county recorder.

568 Section 5. This act shall take effect July 1, 2021.