

HB 7103

2014

1 A bill to be entitled

2 An act relating to a review under the Open Government
3 Sunset Review Act; amending s. 288.985, F.S., relating
4 to an exemption from public records and public
5 meetings requirements for certain records pertaining
6 to any United States Department of Defense base
7 realignment and closure process held by the Florida
8 Defense Support Task Force and those meetings or
9 portions of meetings at which those records are
10 presented or discussed; specifies that records
11 generated during those portions of meetings during
12 which exempt records are presented or discussed are
13 also exempt from public records requirements; removing
14 a penalty; saving the exemption from repeal under the
15 Open Government Sunset Review Act; providing an
16 effective date.

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18 Be It Enacted by the Legislature of the State of Florida:

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20 Section 1. Section 288.985, Florida Statutes, is amended
21 to read:

22 288.985 Exemptions from public records and public meetings
23 requirements.—

24 (1) The following records held by the Florida Defense
25 Support Task Force are exempt from s. 119.07(1) and s. 24(a),
26 Art. I of the State Constitution:

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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27 (a) That portion of a record which relates to strengths
 28 and weaknesses of military installations or military missions in
 29 this state relative to the selection criteria for the
 30 realignment and closure of military bases and missions under any
 31 United States Department of Defense base realignment and closure
 32 process.

33 (b) That portion of a record which relates to strengths
 34 and weaknesses of military installations or military missions in
 35 other states or territories and the vulnerability of such
 36 installations or missions to base realignment or closure under
 37 the United States Department of Defense base realignment and
 38 closure process, and any agreements or proposals to relocate or
 39 realign military units and missions from other states or
 40 territories.

41 (c) That portion of a record which relates to the state's
 42 strategy to retain its military bases during any United States
 43 Department of Defense base realignment and closure process and
 44 any agreements or proposals to relocate or realign military
 45 units and missions.

46 (2) (a) Meetings or portions of meetings of the Florida
 47 Defense Support Task Force, or a workgroup of the task force, at
 48 which records are presented or discussed that ~~which~~ are exempt
 49 under subsection (1) are exempt from s. 286.011 and s. 24(b),
 50 Art. I of the State Constitution.

51 ~~(b)-(3) Any~~ Records generated during those portions of
 52 meetings that ~~which~~ are exempt ~~closed to the public~~ under

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53 paragraph (a) subsection (2), including, but not limited to,
54 minutes, tape recordings, videotapes, digital recordings,
55 transcriptions, or notes, are exempt from s. 119.07(1) and s.
56 24(a), Art. I of the State Constitution.

57 ~~(4) Any person who willfully and knowingly violates this~~
58 ~~section commits a misdemeanor of the first degree, punishable as~~
59 ~~provided in s. 775.082 or s. 775.083.~~

60 ~~(5) This section is subject to the Open Government Sunset~~
61 ~~Review Act in accordance with s. 119.15 and shall stand repealed~~
62 ~~on October 2, 2014, unless reviewed and saved from repeal~~
63 ~~through reenactment by the Legislature.~~

64 Section 2. This act shall take effect October 1, 2014.