

RESOLUTION NO. 2022- \_\_\_\_\_

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, URGING THE FLORIDA LEGISLATURE TO PASS SENATE BILL 1420, AND ITS SIMILAR COMPANION BILL, HOUSE BILL 1213, WHICH WOULD AMEND FLORIDA STATUTE 119.071 BY PROVIDING VARIOUS EXEMPTIONS FROM THE FLORIDA PUBLIC RECORDS LAW WITH REGARD TO THE PERSONAL IDENTIFYING AND LOCATION INFORMATION OF CURRENT AND FORMER CITY AND COUNTY ATTORNEYS; ASSISTANT CITY AND COUNTY ATTORNEYS; AND THEIR SPOUSES AND CHILDREN, ALONG WITH THE PLACES OF EMPLOYMENT, SCHOOLS, AND DAYCARE FACILITIES OF THEIR SPOUSES AND CHILDREN; AND DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE PRESIDENT OF THE FLORIDA SENATE AND THE SPEAKER OF THE FLORIDA HOUSE OF REPRESENTATIVES.

**WHEREAS**, Senate Bill 1420 ("SB 1420") is sponsored by Senator Daniel Burgess, Jr., and House Bill 1213 ("HB 1213") is sponsored by Florida House Representative Kristen Arrington; and

**WHEREAS**, SB 1420 and HB 1213 seek to expand the public records exemptions set forth in Fla. Stat. 119.071 to include current and former city and county attorneys, assistant city and county attorneys, and their spouses and children; and

**WHEREAS**, this exemption would include the personal identifying and location information of the attorneys (such as home addresses, telephone numbers, dates of birth, and photographs) and that same information, plus the places of employment, school, and daycare facilities of their spouses and children; and

**WHEREAS**, Florida law presently provides the same or substantially similar public records exemptions for various categories of current or former public employees including, but not limited to: law enforcement officers, firefighters, code enforcement officers, judges, special magistrates, state attorneys, and public defenders; and

**WHEREAS**, SB 1420 and HB 1213 set forth statements of public necessity finding that the release of such personal identifying and location information has resulted in death threats and e-mails from disgruntled persons advocating the murder of attorneys, which incidents have included the stalking of such attorneys and their spouses and children; and

**WHEREAS**, consequently, SB 1420 and HB 1213 find that the release of personal identifying and location information could place such protected persons in danger of being physically or emotionally harmed or stalked by a defendant or another person; and

**WHEREAS**, SB 1420 and HB 1213 further find that the harm that may result from the release of such personal identifying and location information outweighs any public benefit that may be derived from the disclosure of such information.

**WHEREAS**, the Mayor and City Commission, in support and protection of their City Attorney, various assistant city attorneys, and the spouses and children of those attorneys, hereby declare their support for SB 1420 and HB 1213.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA** that the Mayor and the City Commission hereby urge the Florida Legislature to pass Senate Bill 1420, and its similar companion bill, House Bill 1213, which would amend Florida Statute 119.071 by providing various exemptions from the Florida public records law with regard to the personal identifying and location information of current and former City and County attorneys; Assistant City and County attorneys; and their spouses and children, along with the places of employment, schools, and daycare facilities of their spouses and children; and directing the City Clerk to transmit a copy of this Resolution to the President of the Florida Senate and the Speaker of the Florida House of Representatives.

**PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mayor Dan Gelber

**ATTEST:**

\_\_\_\_\_  
Rafael E. Granado, City Clerk

(Sponsored by Mayor Dan Gelber)

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

\_\_\_\_\_  
City Attorney

MAF

2-1-22  
\_\_\_\_\_  
Date