

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN	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

1 Committee/Subcommittee hearing bill: Government Operations
 2 Subcommittee

3 Representative Gibbons offered the following:

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 5 **Amendment (with title amendment)**

6 Remove lines 21-42 and insert:
 7 program which is contained in the following records is
 8 confidential and exempt from s. 119.07(1) and s. 24(a), Art. I
 9 of the State Constitution:

10 1. Records created or compiled during screenings for
 11 participation in the program.

12 2. Records created or compiled during substance abuse
 13 screenings.

14 3. Behavioral health evaluations.

15 4. Subsequent treatment status reports.

16 (b) Such confidential and exempt information may be
 17 disclosed:

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18 1. Pursuant to the written request of the participant or
19 person considered for participation, or his or her legal
20 representative.

21 2. To another governmental entity in the furtherance of
22 its responsibilities associated with the screening of or
23 providing treatment to a person in a treatment-based drug court
24 program.

25 (c) Records of a service provider that pertain to the
26 identity, diagnosis, and prognosis of or provision of service to
27 any individual shall be disclosed pursuant to s. 397.501(7).

28 (d) This exemption applies to such information described
29 in paragraph (a) relating to a participant or a person
30 considered for participation in a treatment-based drug court
31 program before, on, or after the effective date of this
32 exemption.

33 (e) This subsection is subject to the Open Government
34 Sunset Review Act in accordance with s. 119.15 and shall stand
35 repealed on October 2, 2019, unless reviewed and saved from
36 repeal through reenactment by the Legislature.

37 Section 2. The Legislature finds that it is a public
38 necessity that information relating to a participant or person
39 considered for participation in a treatment-based drug court
40 program under s. 397.334, Florida Statutes, which is contained
41 in certain records be made confidential and exempt from s.
42 119.07(1), Florida Statutes, and s. 24(a), Article I of the
43 State Constitution. Protecting information contained in records

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44 created or compiled during screenings for participation in a
45 treatment-based drug court program, records created or compiled
46 during substance abuse screenings, behavioral

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

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Remove lines 4-9 and insert:

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requirements information from the screenings for participation
54 in a treatment-based drug court program, substance abuse
55 screenings, behavioral health evaluations, and subsequent
56 treatment status reports regarding a participant or a person
57 considered for participation in a treatment-based drug court
58 program; providing for exceptions to the exemption; providing
59 for retroactive application of the public record exemption;

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