

THE FLORIDA SENATE
2018 SUMMARY OF LEGISLATION PASSED
Committee on Health Policy

CS/HB 1055 — Public Records/Addiction Treatment Facility Personnel

by Oversight, Transparency and Administration Subcommittee; and Rep. DuBose and others
(CS/SB 1364 by Health Policy Committee and Senator Rader)

The bill exempts from public record requirements personal identifying information about certain persons who work in addiction treatment facilities and their families. It exempts home addresses, telephone numbers, dates of birth, and photographs of current or former directors, managers, supervisors, nurses, and clinical employees of addiction treatment facilities. The bill also exempts from public record requirements the home addresses, telephone numbers, photographs, dates of birth, and places of employment of the spouses and children of the above persons. Additionally, the bill exempts from public record requirements the names and locations of schools and day care facilities attended by the children of those persons.

The bill defines an addiction treatment facility as a county government, or agency thereof, which is licensed pursuant to s. 397.401, F.S., as a substance abuse service provider and provides substance abuse prevention, intervention, or clinical treatment.

The statement of public necessity, required by the Florida Constitution, provides that some clients of addiction treatment facilities may become disgruntled with the assistance provided or the recommendations or decisions of such personnel and may seek revenge against these personnel or family members. Accordingly, the harm that may result from the release of such identifying and location information outweighs the public benefit that may be derived from the disclosure of such information.

The bill also provides for repeal of the exemption on October 2, 2023, unless reviewed and saved from repeal through reenactment by the Legislature.

If approved by the Governor, these provisions take effect July 1, 2018.

Vote: Senate 36-0; House 105-9