

By Senator Brown-Waite

10-1451A-01

1                                   A bill to be entitled  
2           An act relating to public records; providing an  
3           exemption from the public records law for  
4           information that identifies the claimant or  
5           case number in certain proceedings involving a  
6           nursing home or assisted living facility and  
7           that is provided to the Agency for Health Care  
8           Administration as required by law; providing a  
9           finding of public necessity; providing a  
10          contingent effective date.

11  
12 Be It Enacted by the Legislature of the State of Florida:

13  
14           Section 1. Any portion of a document identifying the  
15 claimant or case number of a claim or civil action that  
16 results in a final judgment, arbitration decision, order,  
17 mediation agreement, or settlement that involves a nursing  
18 home or assisted living facility and that is provided to the  
19 Agency for Health Care Administration as required under  
20 section 400.023(12) or section 400.429(12), Florida Statutes,  
21 is confidential and exempt from section 119.07(1), Florida  
22 Statutes, and Section 24(a) of Article I of the State  
23 Constitution. This exemption is subject to the Open Government  
24 Sunset Review Act of 1995 in accordance with section 119.15,  
25 Florida Statutes, and shall stand repealed on October 2, 2006,  
26 unless reviewed and saved from repeal through reenactment by  
27 the Legislature.

28           Section 2. The Legislature finds that it is a public  
29 necessity to protect the identity of those persons who may  
30 have received compensation pursuant to arbitration, mediation,  
31 or litigation involving a nursing home or assisted living

