First Engrossed

1A bill to be entitled2An act relating to public records; providing an3exemption from the public-records requirements4for information in the possession of a5non-Title IV-D county child-support-enforcement6agency which reveals the identity of applicants7for and recipients of child-support services;8providing exceptions; providing for future9legislative review and repeal; providing a10finding of public necessity; providing an11effective date.1213Be It Enacted by the Legislature of the State of Florida:1415Section 1. (1) Any information that reveals the16identity of applicants for or recipients of child-support18such persons, in the possession of a non-Title IV-D county19child-support-enforcement agency is confidential and exempt10from public disclosure pursuant to section 119.07(1), Florida13Statutes, and Section 24(a) of Article I of the State14(a) Any investigation, prosecution, or criminal or15(a) Any investigation, prosecution, or criminal or16imited to the purposes directly connected with:17(a) Any investigation, prosecution, or criminal or18imited to the purposes directly connected with:19(b) Mandatory disclosure of identifying and location10information as provided in section 61.13(9), Florida Statutes,19by the non-Title IV-D county child-support-enforcement agency10<		
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30 by the non-Title IV-D county child-support-enforcement agency	28	
	29	
31 when providing non-Title IV-D services; or	30	
	31	when providing non-Title IV-D services; or
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CODING:Words stricken are deletions; words <u>underlined</u> are additions.

First Engrossed

1	(c) Mandatory disclosure of information as required by
2	sections 409.2577, 61.181, 61.1825, and 61.1826, Florida
3	Statutes, and Title IV-D of the Social Security Act.
4	(2) The Non-Title IV-D county
5	child-support-enforcement agency shall not disclose
6	information that identifies by name and address an applicant
7	for or recipient of child-support services or the whereabouts
8	of such party or child to another person against whom a
9	protective order with respect to the former party or the child
10	has been entered if the county agency has reason to believe
11	that the release of information to such person could result in
12	physical or emotional harm to the party or the child.
13	(3) As used in this section, "Non-Title IV-D county
14	child-support-enforcement agency" means a department,
15	division, or other agency of a county government which is
16	operated by the county, excluding local depositories pursuant
17	to section 61.181, Florida Statutes, operated by the clerk of
18	the court, to provide child-support-enforcement and depository
19	services to county residents.
20	(4) This section is subject to the Open Government
21	Sunset Review Act of 1995 in accordance with section 119.15,
22	Florida Statutes, and shall stand repealed on October 2, 2006,
23	unless reviewed and saved from repeal through reenactment by
24	the Legislature.
25	Section 2. The Legislature finds that it is a public
26	necessity that all identifying information concerning
27	applicants for and recipients of child support services which
28	is in the possession of any non-Title IV-D county child
29	support enforcement agency be held confidential and exempt.
30	The Legislature recognizes that all persons served by a
31	non-Title IV-D county child support enforcement agency are
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First Engrossed

eligible to receive services from the Department of Revenue, 1 the state's Title IV-D agency. The Legislature further 2 3 recognizes that information concerning applicants for and 4 recipients of child support services who are served by a 5 non-Title IV-D county child support enforcement agency would 6 otherwise be confidential and exempt from disclosure pursuant 7 to section 409.2579, Florida Statutes, if served by the 8 Department of Revenue. Therefore, because provision of child 9 support services by a non-Title IV-D county child support enforcement agency provides a useful and appropriate 10 alternative to the child support services provided by the 11 12 state, the Legislature finds that persons served by a 13 non-Title IV-D county child support enforcement agency should 14 be entitled to disclosure protections similar to those 15 afforded to persons receiving child support services from the state. Additionally, the Legislature finds that many of the 16 17 child support enforcement cases handled by a non-Title IV-D county child support enforcement agency are also domestic 18 19 violence cases. In such cases, agency clients have been 20 subjected to domestic violence or abuse and fear for their 21 lives and those of their minor children. The Legislature further finds that federal and state law currently prohibit 22 23 the disclosure of information concerning clients served by the Title IV-D cases when a protective order has been issued or 24 25 the Title IV-D agency has reason to believe that disclosure of 26 information may result in physical or emotional harm to the 27 client or child, and the Legislature wishes to extend similar 28 protections to the clients of non-Title IV-D county child 29 support enforcement agencies. Therefore, the Legislature 30 determines that any benefit that could occur from public disclosure of the information concerning applicants for or 31 3

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1	recipients of child support services from non-Title IV-D
2	county child support enforcement agencies is outweighed by the
3	risk of harm to the clients and their children and that there
4	is present need to exempt such information from disclosure
5	under the public-records laws of this state.
6	Section 3. This act shall take effect July 1, 2001.
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