

Amendment No. 01 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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The Committee on State Administration offered the following:

**Amendment (with title amendment)**

Remove from the bill: Everything after the enacting clause  
and insert in lieu thereof:

Section 1. Paragraph (ee) is added to subsection (3)  
of section 119.07, Florida Statutes, to read:

119.07 Inspection, examination, and duplication of  
records; exemptions.--

(3)

(ee) Personal identifying information held by a water,  
wastewater, natural gas, electric, cable television, or  
telecommunications utility, owned or operated by an agency,  
which information identifies a customer of such utility is  
exempt from subsection (1) and s. 24(a), Art. I of the State  
Constitution. Personal identifying information includes a  
customer's name; social security number; taxpayer  
identification number; address; telephone number; bank account  
number; debit, charge, and credit card numbers; and driver  
identification number. This exemption applies to a customer's

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1 personal identifying information held by such utility before,  
2 on, or after the effective date of this exemption. This  
3 paragraph is subject to the Open Government Sunset Review Act  
4 of 1995, in accordance with s. 119.15, and shall stand  
5 repealed on October 2, 2007, unless reviewed and saved from  
6 repeal through reenactment by the Legislature.

7       Section 2. The Legislature finds that it is a public  
8 necessity that a customer's social security number; taxpayer  
9 identification number; bank account number; and debit, charge,  
10 and credit card numbers made exempt by this act be held exempt  
11 from public disclosure because such numbers are sensitive,  
12 personal information which if released creates the opportunity  
13 for identity theft and fraud. Additionally, the social  
14 security number is the only nationwide, unique numeric form of  
15 identification. Release of a customer's social security  
16 number is of concern due to the amount of information such  
17 number can provide on an individual. A social security number  
18 is often the link to an individual's personal records, whether  
19 such records are financial, educational, medical, or familial  
20 in nature. Furthermore, the Legislature finds that it is a  
21 public necessity that personal identifying information  
22 regarding a customer of such utility be held exempt because  
23 release of such identifying information creates a competitive  
24 disadvantage for an agency owned or operated utility. A  
25 private utility is not required by law to disclose any of its  
26 customer records to the public.

27       Section 3. This act shall take effect upon becoming a  
28 law.

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

2 And the title is amended as follows:

3            On page 1, lines 3 through 5,  
4 remove from the title of the bill: all of said lines

5  
6 and insert in lieu thereof:

7            amending s. 119.07, F.S.; providing an  
8            exemption from public records requirements for  
9            an agency owned or operated utility customer's  
10            personal identifying information held by such  
11            utility; providing for retroactive application  
12            of the exemption;

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