

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

| | <u>Senate</u> | CHAMBER ACTION | <u>House</u> |
|---|---------------|----------------|--------------|
| 1 | | . | |
| 2 | | . | |
| 3 | | . | |
| 4 | | . | |

ORIGINAL STAMP BELOW

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31

The Committee on State Administration offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause

and insert:

Section 1. Subsection (17) of section 229.57, Florida Statutes, is created to read:

229.57 Student assessment program; public records exemption--

(17) All personal identifying information regarding a teacher, as defined in s. 228.041(9)(a), contained in records held by the Department of Education pursuant to ss. 229.57(8) and (11), is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. However, such information may be disclosed to the State Board of Education in the course of its duties and responsibilities, and the State Board of Education shall maintain the confidential and exempt status of such information as provided herein. This exemption applies to personal identifying information regarding teachers held by the Department of Education before,

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

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3 of 1995 in accordance with s. 119.15, and shall stand repealed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

6 Section 2. The Legislature finds that the exemption
7 provided by this act is a public necessity because personal
8 identifying information regarding teachers is of a sensitive,
9 personal nature. The collection of such information by the
10 Department of Education is crucial to the effective
11 administration of the statewide assessment program, however,
12 if a teacher's personal identifying information was released,
13 a teacher might not be as willing to fully participate in
14 certain programs. Those programs are intended to improve the
15 quality of teachers, however, the release of their personal
16 identifying information may lower instead of increase their
17 motivation towards excellence. The release of such
18 information could also result in discriminatory practices
19 against certain teachers. In addition, qualified persons may
20 be discouraged from entering the field of teaching by the
21 threat of such release of their personal information obtained
22 through the assessment program. Therefore, the release of
23 such information would result in harm that far outweighs any
24 possible public benefit of such release.

25
26

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

28 And the title is amended as follows:

29 On page 1, lines 4 through 9,
30 remove: all of said lines

31

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

1 and insert:

2 public records requirements for personal
3 identifying information regarding teachers held
4 by the Department of Education; providing for
5 disclosure of such information to the State
6 Board of Education; providing for retroactive
7 application;

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31