

Bill No. SB 288

Amendment No. Barcode 472926

CHAMBER ACTION

Senate

House

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

1/AD/2R
05/01/2003 04:56 PM

.
. .
. .
. .
. .
. .

Senator Wise moved the following amendment:

Senate Amendment (with title amendment)

On page 1, line 22, through page 2, line 12, delete those lines

and insert:

10.1091 Employee assistance programs; public records exemption ~~Program for assisting state employees; confidentiality.--~~

(1) An employing state agency may provide a counseling, therapeutic, or other professional treatment program to assist any ~~of its~~ state employee ~~employees~~ who has ~~have~~ a behavioral disorder, ~~or~~ medical disorder, or substance abuse problem, ~~or who has an~~ emotional difficulty that affects the employee's ~~their~~ job performance, ~~through referral for counseling, therapy, or other professional treatment~~ . Each employing state agency may designate community diagnostic and referral resources as necessary to implement the provisions of this subsection ~~section~~.

(2) A state employee's personal identifying

Bill No. SB 288

Amendment No. ____ Barcode 472926

1 ~~information contained in Any communication between a state~~
2 ~~employee and personnel or service providers of a state~~
3 ~~employee assistance program relative to the employee's~~
4 ~~participation in the program shall be a confidential~~
5 ~~communication. Any routine monitoring of telephone calls by~~
6 ~~the state agency does not violate this provision. All records~~
7 ~~held by an employing state agency relating relative to an~~
8 ~~employee's that participation in an employee assistance~~
9 ~~program is shall be~~ confidential and exempt from the
10 provisions of s. 119.07(1) and s. 24(a), Art. I of the State
11 Constitution. ~~This section is subject to the Open Government~~
12 ~~Sunset Review Act of 1995 in accordance with s. 119.15, and~~
13 ~~shall stand repealed on October 2, 2003, unless reviewed and~~
14 ~~saved from repeal through reenactment by the Legislature.~~

15
16

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

18 And the title is amended as follows:

19 On page 1, lines 3-10, delete those lines

20

21 and insert:

22 110.1091, F.S.; narrowing the exemption for
23 records relating to an employee's participation
24 in an employee assistance program to provide
25 that an employee's personal identifying
26 information contained in employee assistance
27 program records is confidential and exempt;
28 making editorial changes; removing the October
29 2, 2003, repeal thereof scheduled pursuant to
30 the Open Government

31