

Bill No. SB 2082

Amendment No. ____ Barcode 734174

CHAMBER ACTION

Senate

House

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Senator Aronberg moved the following amendment:

Senate Amendment (with title amendment)

Delete everything after the enacting clause

and insert:

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

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

(3)

(hh) Any information that would identify or help to locate a child who participates in government-sponsored recreation programs or camps or the parents or guardians of such child, including, but not limited to, the name, home address, telephone number, social security number, or photograph of the child; the names and locations of schools attended by the child; and the names, home addresses, and social security numbers of the parents or guardians of the child is exempt from subsection (1) and s. 24(a), Art. I of the State Constitution. Information made exempt under this

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1 paragraph may be disclosed by court order upon a showing of
2 good cause. This exemption applies to records held before, on,
3 or after the effective date of this exemption.

4 Section 2. Paragraph (hh) of subsection (3) of section
5 119.07, Florida Statutes, is subject to the Open Government
6 Sunset Review Act of 1995 in accordance with section 119.15,
7 Florida Statutes, and shall stand repealed on October 2, 2009,
8 unless reviewed and saved from repeal through reenactment by
9 the Legislature.

10 Section 3. The Legislature finds that it is a public
11 necessity that any information that would identify or help to
12 locate a child who participates in government-sponsored
13 recreation programs or camps or the parents or guardians of
14 the child, including, but not limited to, the name, home
15 address, telephone number, social security number, and
16 photograph of the child, the names and locations of the
17 schools attended by the child, and the names, home addresses,
18 and social security numbers of the parents or guardians of the
19 child, be held exempt from public records requirements because
20 revealing the information could create the opportunity for
21 stalking, harassment, abduction, or abuse of these children.
22 Information that identifies a child in a government-sponsored
23 recreation program or camp could be used directly to locate
24 that child. Information that identifies a parent or guardian
25 of a child could be used indirectly to lead to the location of
26 the child. As the public availability of this information
27 could create the opportunity for stalking, harassment,
28 abduction, or abuse of these children, it would be contrary to
29 the state's compelling interest in preserving the public
30 safety to permit the release of this information. Protecting
31 the personal identifying information of these children and

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1 their parents or guardians helps to minimize the opportunity
2 for stalking, harassment, abduction, or abuse and thus it is a
3 public necessity that this information be held confidential
4 and exempt from public records requirements.

5 Section 4. This act shall take effect upon becoming a
6 law.

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

10 And the title is amended as follows:

11 Delete everything before the enacting clause

12

13 and insert:

14 A bill to be entitled
15 An act relating to public records; amending s.
16 119.07, F.S.; providing an exemption from
17 public records requirements for information
18 that would identify or help to locate a child
19 who participates in government-sponsored
20 recreation programs or camps or the parents or
21 guardians of such child, including, but not
22 limited to, the name, home address, telephone
23 number, social security number, and photograph
24 of such child, the names and locations of
25 schools attended by such child, and the names,
26 home addresses, telephone numbers, and social
27 security numbers of the parents or guardians of
28 such child; providing for disclosure of such
29 information by court order upon a showing of
30 good cause; providing for retroactive effect of
31 the exemption; providing for future review and

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1 repeal of the exemption; providing a statement
2 of public necessity; providing an effective
3 date.
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