1   A bill to be entitled

2   An act relating to a public records exemption; amending s.

3   119.07, F.S.; providing an exemption from public records

4   requirements for information that would identify or help

5   to locate a child who participates in government-sponsored

6   recreation programs or camps or the parents of guardians

7   of such child, including, but not limited to, the name,

8   home address, telephone number, social security number,

9   and photograph of such child, the names and locations of

10   schools attended by such child, and the names, home

11   addresses, telephone numbers, and social security numbers

12   of the parents or guardians of such child; providing for

13   disclosure of such information by court order upon a

14   showing of good cause; providing for retroactive effect of

15   the exemption; providing for future review and repeal of

16   the exemption; providing a statement of public necessity;

17   providing an effective date.

18

19   Be It Enacted by the Legislature of the State of Florida:

20

21   Section 1.   Paragraph (hh) is added to subsection (3) of

22   section 119.07, Florida Statutes, to read:

23   119.07   Inspection, examination, and duplication of

24   records; exemptions.--

25   (3)

26   (hh)   Any information that would identify or help to locate

27   a child who participates in government-sponsored recreation

28   programs or camps or the parents or guardians of such child,

29   including, but not limited to, the name, home address, telephone

30 number, social security number, or photograph of the child; the

31 names and locations of schools attended by such child; and the

32 names, home addresses, and social security numbers of parents or

33 guardians of such child is exempt from subsection (1) and s.

34 24(a), Art. I of the State Constitution. Information made exempt

35 pursuant to this paragraph may be disclosed by court order upon

36 a showing of good cause. This exemption applies to records held

37 before, on, or after the effective date of this exemption.

38   Section 2. Paragraph (hh) of subsection (3) of s. 119.07,

39 Florida Statutes, is subject to the Open Government Sunset

40 Review Act of 1995 in accordance with s. 119.15, Florida

41 Statutes, and shall stand repealed on October 2, 2009, unless

42 reviewed and saved from repeal through reenactment by the

43 Legislature.

44   Section 3. The Legislature finds that it is a public

45 necessity that any information that would identify or help to

46 locate a child who participates in government-sponsored

47 recreation programs or camps or the parents or guardians of such

48 child, including, but not limited to, the name, home address,

49 telephone number, social security number, and photograph of such

50 child, the names and locations of the schools attended by such

51 child, and the names, home addresses, and social security

52 numbers of the parents or guardians of such child, be held

53 exempt from public records requirements because revealing such

54 information could create the opportunity for stalking,

55 harrassment, abduction, or abuse of such children. Information

56 that identifies a child in a government-sponsored recreation

57 program or camp could be used directly to locate that child.

58 Information that identifies a parent or guardian of such a child

59 | could be used indirectly to lead to the location of the child.
60 | As the public availability of this information could create the
61 | opportunity for stalking, harrassment, abduction, or abuse of
62 | these children, it would be contrary to the state's compelling
63 | interest in preserving the public safety to permit the release
64 | of such information. Protecting such personal identifying
65 | information of these children and their parents or guardians
66 | helps to minimize the opportunity for stalking, harrassment,
67 | abduction, or abuse and thus it is a public necessity that such
68 | information be held confidential and exempt from public records
69 | requirements.
70 | Section 4.   This act shall take effect upon becoming a law.