

A bill to be entitled

An act relating to public records; amending s. 445.007, F.S.; providing an exemption from public records requirements for records contained within a one-stop management information system or other similar system that would identify an employer who is posting job openings; providing a condition for the exemption; providing for limited duration of the exemption; providing recordkeeping requirements; providing for future review and repeal; providing a statement of public necessity; providing an effective date.

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

Section 1. Subsection (10) is added to section 445.007, Florida Statutes, to read:

445.007 Regional workforce boards; exemption from public meetings law; exemption from public records requirements.--

(10) (a) Upon request from an employer, the records contained within a one-stop management information system or other similar system that would identify an employer who is posting job openings are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution for a period not to exceed 6 months after the date on which a regional workforce board or Workforce Florida, Inc., receives the request or until disclosed by the party making the request. The exemption must be maintained until the expiration of the 6-month period or until

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28 documents or information are otherwise disclosed, whichever  
29 occurs first.

30 (b) The agency that receives the request as provided in  
31 paragraph (a) must maintain a record identifying the agency  
32 employee who received the request and the name of the person  
33 requesting the exemption. Such records may be maintained  
34 electronically and shall be maintained during such time that the  
35 requested information remains exempt.

36 (c) This subsection is subject to the Open Government  
37 Sunset Review Act in accordance with s. 119.15 and shall stand  
38 repealed on October 2, 2011, unless reviewed and saved from  
39 repeal through reenactment by the Legislature.

40 Section 2. The Legislature finds that it is a public  
41 necessity that the records contained within a one-stop  
42 management information system or other similar system that would  
43 identify an employer who is posting job openings be exempt from  
44 s. 119.07(1), Florida Statutes, and s. 24(a), Art. I of the  
45 State Constitution during the time that regional workforce  
46 boards or Workforce Florida, Inc., are actively advertising such  
47 jobs. The Legislature finds that the release of the identity of  
48 the employer could hinder the ability of the workforce boards to  
49 encourage employers to advertise their job openings in a one-  
50 stop management information system. If employers are reluctant  
51 to advertise jobs within the information system, this could  
52 result in fewer opportunities to place clients who may currently  
53 be receiving public assistance. The failure to place public  
54 assistance clients could lead to an increased burden to the  
55 taxpayers of this state. It is therefore the finding of the

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56 Legislature that the short-term exemption for information that  
57 identifies the employer contained within a one-stop management  
58 information system or other similar system is a public  
59 necessity.

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