

HB 7007

2006

1 A bill to be entitled

2 An act relating to a review under the Open Government
3 Sunset Review Act regarding child support services;
4 amending s. 61.1827, F.S., which provides an exemption
5 from public records requirements for information that
6 reveals the identity of applicants for or recipients of
7 child support services; making editorial changes; removing
8 the scheduled repeal of the exemption under the Open
9 Government Sunset Review Act; providing an effective date.

10
11 Be It Enacted by the Legislature of the State of Florida:

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13 Section 1. Section 61.1827, Florida Statutes, is amended
14 to read:

15 61.1827 Identifying information concerning applicants for
16 and recipients of child support services.--

17 (1) Any information that reveals the identity of
18 applicants for or recipients of child support services,
19 including the name, address, and telephone number of such
20 persons, held by ~~in the possession of~~ a non-Title IV-D county
21 child support enforcement agency is confidential and exempt from
22 ~~public disclosure pursuant to~~ s. 119.07(1) and s. 24(a) of Art.
23 I of the State Constitution. The use or disclosure of such
24 information by the non-Title IV-D county child support
25 enforcement agency is limited to the purposes directly connected
26 with:

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27 (a) Any investigation, prosecution, or criminal or civil
 28 proceeding connected with the administration of any non-Title
 29 IV-D county child support enforcement program;

30 (b) Mandatory disclosure of identifying and location
 31 information as provided in s. 61.13(8) by the non-Title IV-D
 32 county child support enforcement agency when providing non-Title
 33 IV-D services; ~~or~~

34 (c) Mandatory disclosure of information as required by ss.
 35 409.2577, 61.181, 61.1825, and 61.1826 and Title IV-D of the
 36 Social Security Act; or-

37 (d) Disclosure to an authorized person, as defined in 45
 38 C.F.R. s. 303.15, for purposes of enforcing any state or federal
 39 law with respect to the unlawful taking or restraint of a child
 40 or making or enforcing a child custody or visitation
 41 determination. As used in this paragraph, the term "authorized
 42 person" includes a noncustodial parent, unless a court has
 43 entered an order under s. 741.30, s. 741.31, or s. 784.046.

44 (2) The non-Title IV-D county child support enforcement
 45 agency shall not disclose information that identifies by name
 46 and address an applicant for or recipient of child support
 47 services or the whereabouts of such party or child to another
 48 person against whom a protective order with respect to the
 49 former party or the child has been entered if the county agency
 50 has reason to believe that the release of information to such
 51 person could result in physical or emotional harm to the party
 52 or the child.

53 (3) As used in this section, "non-Title IV-D county child
 54 support enforcement agency" means a department, division, or

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55 other agency of a county government which is operated by the
56 county, excluding local depositories pursuant to s. 61.181
57 operated by the clerk of the court, to provide child support
58 enforcement and depository services to county residents.

59 ~~(4) This section is subject to the Open Government Sunset~~
60 ~~Review Act of 1995 in accordance with s. 119.15 and shall stand~~
61 ~~repealed on October 2, 2006, unless reviewed and saved from~~
62 ~~repeal through reenactment by the Legislature.~~

63 Section 2. This act shall take effect October 1, 2006.