

By the Committee on Children, Families, and Elder Affairs

586-02884-08

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1 A bill to be entitled

2 An act relating to a review under the Open Government
3 Sunset Review Act; amending s. 63.0541, F.S., relating to
4 a public-records exemption for information contained in
5 the Florida Putative Father Registry; saving the exemption
6 from repeal under the Open Government Sunset Review Act;
7 narrowing the exemption to allow access by the birth
8 mother; repealing s. 2, ch. 2003-56, Laws of Florida,
9 relating to provisions providing for the repeal of the
10 exemption; providing an effective date.

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

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14 Section 1. Section 63.0541, Florida Statutes, is amended to
15 read:

16 63.0541 Public records exemption for the Florida Putative
17 Father Registry.--

18 (1) All information contained in the Florida Putative
19 Father Registry and maintained by the Office of Vital Statistics
20 within the Department of Health is confidential and exempt from
21 ~~public disclosure pursuant to s. 119.07(1) and s. 24(a), Art. I~~
22 of the State Constitution, except as otherwise provided in this
23 section. Information made confidential and exempt by this section
24 shall be disclosed to:

25 (a) An adoption entity, upon the filing of a request for a
26 diligent search of the Florida Putative Father Registry in
27 connection with the planned adoption of a child.

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28 (b) The registrant unmarried biological father, upon
29 receipt of notarized request for a copy of his registry entry
30 only.

31 (c) The birth mother, upon receipt of a notarized request
32 for a copy of any registry entry in which she is identified as
33 the birth mother.

34 (d) ~~(e)~~ The court, upon issuance of a court order concerning
35 a petitioner acting pro se in an action under this chapter.

36 (2) Except as provided ~~set forth~~ in subsection (1), the
37 database comprising the Florida Putative Father Registry shall
38 remain confidential and exempt and separate from all other
39 databases in this state, including any local or federal database.
40 Such database may not be accessed by any other state or federal
41 agency or entity.

42 Section 2. Section 2 of chapter 2003-56, Laws of Florida,
43 is repealed.

44 Section 3. This act shall take effect October 1, 2008.