

By Senator Saunders

37-03225-08

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1 A bill to be entitled  
2 An act relating to public records; amending s. 893.1497,  
3 F.S.; providing an exemption from public-records  
4 requirements for information concerning the retail sale of  
5 ephedrine and related compounds stored in the written or  
6 electronic logbook of a retail distributor or in the  
7 centralized real-time electronic logbook maintained by the  
8 Department of Law Enforcement; providing for future  
9 legislative review and repeal of the exemption under the  
10 Open Government Sunset Review Act; providing a statement  
11 of public necessity; providing a contingent effective  
12 date.

13  
14 Be It Enacted by the Legislature of the State of Florida:

15  
16 Section 1. Subsection (10) is added to section 893.1497,  
17 Florida Statutes, as created by SB \_\_\_\_\_, to read:

18 893.1497 Real-time electronic logbook; sales records;  
19 purchaser's proof of identity and age.--

20 (10) (a) Information entered into the written or electronic  
21 logbook of a retail distributor or into the centralized real-time  
22 electronic logbook maintained by the Department of Law  
23 Enforcement shall remain confidential and exempt from the  
24 provisions of s. 119.07(1) and s. 24(a), Art. I of the State  
25 Constitution except as authorized by law.

26 (b) This subsection is subject to the Open Government  
27 Sunset Review Act in accordance with s. 119.15, and shall stand  
28 repealed on October 2, 2013, unless reviewed and saved from  
29 repeal through reenactment by the Legislature.

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30           Section 2. The Legislature finds a public necessity in  
31 protecting the information stored in the written or electronic  
32 logbook of a retail distributor or in the centralized real-time  
33 electronic logbook maintained by the Department of Law  
34 Enforcement concerning the sale of ephedrine and related  
35 compounds. The information consists of the transaction records of  
36 persons purchasing at retail ephedrine and related compounds. The  
37 records specify the drug purchased, its quantity, its intended  
38 use, and other personal information concerning the purchaser. To  
39 reveal this information would imperil the privacy of individuals  
40 who are legitimately purchasing drugs for medical purposes.

41           Section 3. This act shall take effect July 1, 2008, if  
42 Senate Bill \_\_\_\_, or similar legislation creating the real-time  
43 electronic logbook for the Department of Law Enforcement, is  
44 adopted in the same legislative session or an extension thereof  
45 and becomes law.