

1 A bill to be entitled
 2 An act relating to public records; amending s. 119.071,
 3 F.S.; providing an exemption from public records
 4 requirements for personal identifying information of
 5 certain insured dependents; providing a statement of
 6 retroactive application of the exemption; providing for
 7 future legislative review and repeal of the exemption
 8 under the Open Government Sunset Review Act; providing a
 9 statement of public necessity; providing an effective
 10 date.

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

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 14 Section 1. Paragraph (b) of subsection (4) of section
 15 119.071, Florida Statutes, is amended to read:

16 119.071 General exemptions from inspection or copying of
 17 public records.--

18 (4) AGENCY PERSONNEL INFORMATION.--

19 (b)1. Medical information pertaining to a prospective,
 20 current, or former officer or employee of an agency which, if
 21 disclosed, would identify that officer or employee is exempt
 22 from s. 119.07(1) and s. 24(a), Art. I of the State
 23 Constitution. However, such information may be disclosed if the
 24 person to whom the information pertains or the person's legal
 25 representative provides written permission or pursuant to court
 26 order.

27 2.a. Personal identifying information of a minor dependent
 28 of a current or former officer or employee of an agency, which

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29 dependent is insured by an agency group insurance plan, is
30 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
31 Constitution.

32 b. This exemption is remedial in nature and applies to
33 such personal identifying information held by an agency before,
34 on, or after the effective date of this exemption.

35 c. This subparagraph is subject to the Open Government
36 Sunset Review Act in accordance with s. 119.15 and shall stand
37 repealed on October 2, 2014, unless reviewed and saved from
38 repeal through reenactment by the Legislature.

39 Section 2. The Legislature finds that it is a public
40 necessity that personal identifying information of a minor
41 dependent of a current or former officer or employee of an
42 agency, which dependent is insured by an agency group insurance
43 plan, be made exempt from public records requirements. Personal
44 identifying information of an agency employee is and should
45 remain available to the public because such employee works for
46 the public; however, personal identifying information of the
47 insured minor dependent of such employee held by an agency is
48 sensitive, personal information that could be obtained by a
49 requestor and used to identify a minor for sexual or other
50 criminal offenses. Exempting personal identifying information of
51 such insured minor helps to protect the minor while still
52 providing public oversight of group insurance plans by
53 permitting the release of information that does not specifically
54 identify such minor.

55 Section 3. This act shall take effect July 1, 2009.