

ENROLLED
CS/HB 393

2010 Legislature

1 A bill to be entitled
2 An act relating to public records; creating s. 341.3026,
3 F.S.; providing an exemption from public records
4 requirements for personal identifying information held by
5 a public transit provider for the purpose of facilitating
6 the prepayment of transit fares or the acquisition of a
7 prepaid transit fare card or similar device; providing for
8 future review and repeal of the exemption; 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. Section 341.3026, Florida Statutes, is created
15 to read:

16 341.3026 Public records exemption.-

17 (1) Personal identifying information held by a public
18 transit provider, as defined in s. 341.031, for the purpose of
19 facilitating the prepayment of transit fares or the acquisition
20 of a prepaid transit fare card or similar device is exempt from
21 s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

22 (2) This section is subject to the Open Government Sunset
23 Review Act in accordance with s. 119.15 and shall stand repealed
24 on October 2, 2015, unless reviewed and saved from repeal
25 through reenactment by the Legislature.

26 Section 2. The Legislature finds that it is a public
27 necessity to exempt from public records requirements personal
28 identifying information held by a public transit provider for

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29 the purpose of facilitating the prepayment of transit fares or
30 the acquisition of a prepaid transit fare card or similar
31 device. The exemption puts individuals who choose a prepayment
32 option for transit fares on an equal footing with users of
33 public transit who pay their fares in cash. Allowing individuals
34 to use a prepaid transit fare card is a more efficient and
35 effective system for collecting transit fares, and not only
36 saves individuals time in accessing the transit system in
37 comparison with individuals who pay cash, but also costs
38 significantly less to administer. The effective and efficient
39 administration of the prepayment option for public transit
40 programs would be hindered without the exemption because
41 individuals would be less inclined to use this payment method if
42 their personal information were made available to the public.

43 Section 3. This act shall take effect July 1, 2010.