

FOR CONSIDERATION By the Committee on Criminal Justice

591-00132-11

20117008

1 A bill to be entitled

2 An act relating to a review under the Open Government
3 Sunset Review Act; amending s. 790.0601, F.S., which
4 provides an exemption from public-records requirements
5 for personal identifying information of an individual
6 who has applied for or received a license to carry a
7 concealed weapon or firearm; saving the exemption from
8 repeal under the Open Government Sunset Review Act;
9 removing the scheduled repeal of the exemption;
10 providing an effective date.

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

13
14 Section 1. Section 790.0601, Florida Statutes, is amended
15 to read:

16 790.0601 Public records exemption for concealed weapons.—

17 (1) Personal identifying information of an individual who
18 has applied for or received a license to carry a concealed
19 weapon or firearm pursuant to s. 790.06 held by the Division of
20 Licensing of the Department of Agriculture and Consumer Services
21 is confidential and exempt from s. 119.07(1) and s. 24(a), Art.
22 I of the State Constitution. This exemption applies to such
23 information held by the division before, on, or after the
24 effective date of this section.

25 (2) Information made confidential and exempt by this
26 section shall be disclosed:

27 (a) With the express written consent of the applicant or
28 licensee or his or her legally authorized representative.

29 (b) By court order upon a showing of good cause.

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30 (c) Upon request by a law enforcement agency in connection
31 with the performance of lawful duties, which includes ~~shall~~
32 ~~include~~ access to any automated database containing such
33 information maintained by the Department of Agriculture and
34 Consumer Services.

35 ~~(3) This section is subject to the Open Government Sunset~~
36 ~~Review Act in accordance with s. 119.15 and shall stand repealed~~
37 ~~on October 2, 2011, unless reviewed and saved from repeal~~
38 ~~through reenactment by the Legislature.~~

39 Section 2. This act shall take effect October 1, 2011.