

By the Committees on Governmental Oversight and Accountability;  
and Transportation

585-02861-13

20131768c1

1                                   A bill to be entitled  
2           An act relating to a review under the Open Government  
3           Sunset Review Act; amending s. 119.071, F.S., relating  
4           to an exemption from public records requirements for  
5           personal identifying information of an applicant or  
6           recipient of paratransit services; making clarifying  
7           changes; saving the exemption from repeal under the  
8           Open Government Sunset Review Act; providing an  
9           effective date.

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

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13           Section 1. Paragraph (h) of subsection (5) of section  
14           119.071, Florida Statutes, is amended to read:

15           119.071 General exemptions from inspection or copying of  
16           public records.—

17           (5) OTHER PERSONAL INFORMATION.—

18           (h)1. Personal identifying information of an applicant for  
19           or a recipient of paratransit services which is held by an  
20           agency is confidential and exempt from s. 119.07(1) and s.  
21           24(a), Art. I of the State Constitution.

22           2. This exemption applies to personal identifying  
23           information of an applicant for or a recipient of paratransit  
24           services which is held by an agency before, on, or after the  
25           effective date of this exemption.

26           3. Confidential and exempt personal identifying information  
27           shall be disclosed:

28           a. With the express written consent of the applicant or  
29           recipient individual ~~or the individual's~~ legally authorized

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30 representative of such applicant or recipient;

31 b. In a medical emergency, but only to the extent that is  
32 necessary to protect the health or life of the applicant or  
33 recipient individual;

34 c. By court order upon a showing of good cause; or

35 d. To another agency in the performance of its duties and  
36 responsibilities.

37 ~~4. This paragraph is subject to the Open Government Sunset~~  
38 ~~Review Act in accordance with s. 119.15, and shall stand~~  
39 ~~repealed on October 2, 2013, unless reviewed and saved from~~  
40 ~~repeal through reenactment by the Legislature.~~

41 Section 2. This act shall take effect October 1, 2013.