



26        (2) Individual identifying information of a person  
27 contained in a Point-in-Time Count and Survey or data in a  
28 Homeless Management Information System collected pursuant to 42  
29 U.S.C. chapter 119, subchapter IV, and related regulations  
30 provided in 24 C.F.R. part 91, is exempt from s. 119.07(1) and  
31 s. 24(a), Art. I of the State Constitution. This exemption  
32 applies to individual identifying information held before, on,  
33 or after the effective date of this section.

34        (3) This section does not preclude the release of  
35 aggregate information in a Point-in-Time Count and Survey or  
36 data in a Homeless Management Information System that does not  
37 disclose individual identifying information of a person.

38        (4) This section is subject to the Open Government Sunset  
39 Review Act in accordance with s. 119.15 and shall stand repealed  
40 on October 2, 2022, unless reviewed and saved from repeal  
41 through reenactment by the Legislature.

42        Section 2. The Legislature finds that it is a public  
43 necessity that individual identifying information of a person  
44 contained in a Point-in-Time Count and Survey or data in a  
45 Homeless Management Information System collected pursuant to 42  
46 U.S.C. chapter 119, subchapter IV, and related regulations  
47 provided in 24 C.F.R. part 91, be made exempt from public  
48 records requirements. Pursuant to 42 U.S.C. s. 11363, the United  
49 States Secretary of Housing and Urban Development is required to  
50 instruct service providers that they are prohibited from

51 disclosing individual identifying information about any client  
52 for purposes of the Homeless Management Information System,  
53 which includes information in a Point-in-Time Count and Survey.  
54 The public release of such sensitive information could lead to  
55 discrimination against or ridicule of such individuals and could  
56 make them reluctant to seek assistance for themselves or their  
57 family members. The public release of such information may put  
58 affected individuals at greater risk of injury as a significant  
59 proportion of such individuals are survivors of domestic  
60 violence or suffer from mental illness or substance abuse.  
61 Additionally, public access to such information may put affected  
62 individuals at a heightened risk for fraud and identity theft.  
63 The harm from disclosing such information outweighs any public  
64 benefit that can be derived from widespread and unfettered  
65 access to such information. This exemption is narrowly drawn so  
66 that aggregate information may be disclosed but does not  
67 authorize the disclosure of individual identifying information  
68 of a person contained in a Point-in-Time Count and Survey or  
69 data in a Homeless Management Information System collected  
70 pursuant to 42 U.S.C. chapter 119, subchapter IV, and related  
71 regulations provided in 24 C.F.R. part 91.

72 Section 3. This act shall take effect upon becoming a law.