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LEGISLATIVE ACTION

| Senate | . | House |
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| Comm: RCS | . | |
| 01/28/2020 | . | |
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The Committee on Criminal Justice (Brandes) recommended the
following:

1        **Senate Amendment**

2

3        Delete lines 51 - 79

4    and insert:

5    portion of a hearing of the panel are confidential and exempt

6    from disclosure under s. 119.07(1) and s. 24(a), Art. I of the

7    State Constitution. Such audio or video recording and minutes

8    and notes must be retained pursuant to the requirements of s.

9    119.021.

10        (c) Only members of the panel, staff supporting the panel's

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11 functions, and other persons whose presence has been authorized
12 by the panel shall be allowed to attend the closed portions of
13 panel hearings. The panel shall ensure that any closure of its
14 meetings as authorized by this section is limited so that the
15 policy of the state in favor of public meetings is maintained.
16      (d) This subsection is subject to the Open Government
17 Sunset Review Act in accordance with s. 119.15 and shall stand
18 repealed on October 2, 2025, unless reviewed and saved from
19 repeal through reenactment by the Legislature.
20      Section 2. The Legislature finds that it is a public
21 necessity that the hearings or portions of hearings during which
22 an inmate's personal information is discussed by the review
23 panel considering the inmate's conditional medical release be
24 made exempt from s. 286.011, Florida Statutes, and s. 24(b),
25 Article I of the State Constitution. The Legislature finds that
26 the rights of an inmate afforded under other state or federal
27 laws that deem certain personal information confidential, such
28 as protected health information covered by the Health Insurance
29 Portability and Accountability Act, be upheld and that the
30 inmate's personal information not be disclosed to the public
31 during such hearings. The Legislature also finds that the
32 recordings of a panel review hearing and the records used by the
33 panel to make its determination be made confidential and exempt
34 from disclosure