

Amendment No.1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Professions & Public
2 Health Subcommittee
3 Representative Hunschofsky offered the following:

Amendment

Remove everything after the enacting clause and insert:

Section 1. Section 490.0076, Florida Statutes, is created
to read:

490.0076 Psychology Interjurisdictional Compact; public
records and meeting exemptions.-

(1) A psychologist's personal identifying information,
other than the psychologist's name, licensure status, or
licensure number, obtained from the coordinated licensure
information system, as described in article IX of s. 490.0075,
and held by the department or the Board of Psychology is exempt
from s. 119.07(1) and s. 24(a), Art. I of the State Constitution

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17 unless the state that originally reported the information to the
18 coordinated information system authorizes the disclosure of such
19 information by law. If disclosure is so authorized, information
20 may be disclosed only to the extent authorized by law by the
21 reporting state.

22 (2) (a) A meeting or a portion of a meeting of the
23 Psychology Interjurisdictional Compact Commission, established
24 in article X of s. 490.0075 at which matters specifically
25 exempted from disclosure by federal or state statute are
26 discussed is exempt from s. 286.011 and s. 24(b), Art. I of the
27 State Constitution.

28 (b) Recordings, minutes, and records generated during an
29 exempt meeting or portion of such a meeting are exempt from s.
30 119.07(1) and s. 24(a), Art. I of the State Constitution.

31 (3) This section is subject to the Open Government Sunset
32 Review Act in accordance with s. 119.15 and shall stand repealed
33 on October 2, 2027, unless reviewed and saved from repeal
34 through reenactment by the Legislature.

35 Section 2. (1) The Legislature finds that it is a public
36 necessity that a psychologist's personal identifying
37 information, other than the psychologist's name, licensure
38 status, or licensure number, obtained from the coordinated
39 licensure information system, as described in article IX of s.
40 490.0075, Florida Statutes, and held by the Department of Health
41 or the Board of Psychology, be made exempt from s. 119.07(1),

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42 Florida Statutes, and s. 24(a), Article I of the State
43 Constitution. Protection of such information is required under
44 the Psychology Interjurisdictional Compact, which the state must
45 adopt in order to become a member state of the compact. Without
46 the public records exemption, this state will be unable to
47 effectively and efficiently implement and administer the
48 compact.

49 (2) (a) The Legislature finds that it is a public necessity
50 that any meeting of the Psychology Interjurisdictional Compact
51 Commission held as provided in s. 490.0075, Florida Statutes, in
52 which matters specifically exempted from disclosure by federal
53 or state law are discussed be made exempt from s. 286.011,
54 Florida Statutes, and s. 24(b), Article I of the State
55 Constitution.

56 (b) The Psychology Interjurisdictional Compact requires
57 the closure of any meeting, or any portion of a meeting, of the
58 Psychology Interjurisdictional Compact Commission in which the
59 substance of paragraph (a) is discussed to be closed to the
60 public. In the absence of a public meeting exemption, this state
61 would be prohibited from becoming a member state of the compact.
62 Thus, this state will be unable to effectively and efficiently
63 administer the compact.

64 (3) The Legislature also finds that it is a public
65 necessity that the recordings, minutes, and records generated
66 during a meeting that is exempt pursuant to s. 490.0076(2),

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67 Florida Statutes, be made exempt from s. 119.07(1), Florida
68 Statutes, and s. 24(a), Article I of the State Constitution.
69 Release of such information would negate the public meeting
70 exemption. As such, the Legislature finds that the public
71 records exemption is a public necessity.

72 Section 3. This act shall take effect on the same date
73 that HB 953 or similar legislation takes effect if such
74 legislation is adopted in the same legislative session or an
75 extension thereof and becomes a law.