

By Senator Rodriguez

40-01338-26

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A bill to be entitled  
An act relating to public records and meetings;  
creating s. 461.0182, F.S.; providing an exemption  
from public records requirements for certain  
information held by the Department of Health or the  
Board of Podiatric Medicine pursuant to the Interstate  
Podiatric Medical Licensure Compact; authorizing the  
disclosure of such information under certain  
circumstances; providing an exemption from public  
meetings requirements for certain meetings or portions  
of certain meetings of the Interstate Podiatric  
Medical Licensure Compact Commission; providing an  
exemption from public records requirements for  
recordings, minutes, and records generated during the  
exempt meetings or portions of such meetings;  
providing for future legislative review and repeal of  
the exemptions; providing statements of public  
necessity; providing a contingent effective date.

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

Section 1. Section 461.0182, Florida Statutes, is created  
to read:

461.0182 Interstate Podiatric Medical Licensure Compact;  
public records and meetings exemptions.—

(1) A podiatric physician's personal identifying  
information, other than the podiatric physician's name,  
licensure status, and licensure number, obtained from the  
coordinated information system, as described in Art. VIII of s.

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461.0181, and held by the department or the board is exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution unless the state that originally reported the information to the coordinated information system authorizes the disclosure of such information by law. If disclosure is so authorized, such information may be disclosed only to the extent authorized by the law of the reporting state.

(2) (a) A meeting or portion of a meeting of the Interstate Podiatric Medical Licensure Compact Commission, established in Art. XI of s. 461.0181, at which the commission must discuss certain sensitive and confidential matters as specified in Art. XI of s. 461.1081, is exempt from s. 286.011 and s. 24(b), Art. I of the State Constitution.

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

(3) This section is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2031, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 2. (1) The Legislature finds that it is a public necessity that a podiatric physician's personal identifying information, other than the podiatric physician's name, licensure status, or licensure number, obtained from the coordinated information system, as described in Article VIII of s. 461.0181, Florida Statutes, and held by the Department of Health or the Board of Podiatric Medicine be made exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution. Protection of such information is required

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59 under the Interstate Podiatric Medical Licensure Compact, which  
60 a state must adopt in order to become a member state of the  
61 compact. Without the public records exemption, this state will  
62 be unable to effectively implement and administer the compact.

63 (2) (a) The Legislature finds that it is a public necessity  
64 that any meeting of the Interstate Podiatric Medical Licensure  
65 Compact Commission or the executive committee or other committee  
66 of the commission held as provided in s. 461.0181, Florida  
67 Statutes, in which matters specifically exempted from disclosure  
68 by federal or state law are discussed be made exempt from s.  
69 286.011, Florida Statutes, and s. 24(b), Article I of the State  
70 Constitution.

71 (b) The Interstate Podiatric Medical Licensure Compact  
72 requires the closure of any meeting, or any portion of a  
73 meeting, of the Interstate Podiatric Medical Licensure Compact  
74 Commission if the commission determines by a two-thirds vote  
75 that the commission must discuss certain sensitive and  
76 confidential matters as specified in Article XI of s. 461.1081,  
77 Florida Statutes. In the absence of a public meetings exemption,  
78 this state would be prohibited from becoming a member state of  
79 the compact.

80 (3) The Legislature also finds that it is a public  
81 necessity that the recordings, minutes, and records generated  
82 during a meeting held as provided in s. 461.0181, Florida  
83 Statutes, which is exempt from public meetings requirements be  
84 made exempt from s. 119.07(1), Florida Statutes, and s. 24(a),  
85 Article I of the State Constitution. Release of such information  
86 would negate the public meetings exemption. As such, the  
87 Legislature finds that the public records exemption is a public

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88 necessity.

89       Section 3. This act shall take effect on the same date that  
90 SB \_\_\_\_ or similar legislation takes effect, if such legislation  
91 is adopted in the same legislative session or an extension  
92 thereof and becomes a law.