

House Bill No. 1021

An act relating to a public records exemption for certain information regarding an applicant for federal, state, or local housing assistance programs; amending s. 119.07, F.S.; narrowing the public records exemption; removing the exemption for bank account numbers, credit card numbers, and telephone numbers of applicants and participants in such programs; adding clarifying language; making editorial changes; removing superfluous language; removing the October 2, 2003, repeal thereof scheduled pursuant to the Open Government Sunset Review Act of 1995; providing an effective date.

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

Section 1. Notwithstanding the October 2, 2003, repeal of said paragraph scheduled pursuant to the Open Government Sunset Review Act of 1995, paragraph (bb) of subsection (3) of section 119.07, Florida Statutes, is amended to read:

119.07 Inspection, examination, and duplication of records; exemptions.—

(3)

~~(bb)1. Medical history records, bank account numbers, credit card numbers, telephone numbers, and information related to health or property insurance provided to the Department of Community Affairs, the Florida Housing Finance Corporation, a county, a municipality, or a local housing finance agency furnished by an applicant for or a participant in a individual to any agency pursuant to federal, state, or local housing assistance program programs are confidential and exempt from the provisions of subsection (1) and s. 24(a), Art. I of the State Constitution. Any other information produced or received by any private or public entity in direct connection with federal, state, or local housing assistance programs, unless the subject of another federal or state exemption, is subject to subsection (1).~~

2. Governmental entities agencies or their agents shall have access to such confidential and exempt records and information ~~are entitled to access to the records specified in this paragraph~~ for the purpose purposes of auditing federal, state, or local housing programs or housing assistance programs. Such confidential and exempt records and information may be used ~~by an agency, as needed,~~ in any administrative or judicial proceeding, provided such records are kept confidential and exempt, unless otherwise ordered by a court.

3. ~~This paragraph is repealed effective October 2, 2003, and must be reviewed by the Legislature before that date in accordance with s. 119.15, the Open Government Sunset Review Act of 1995.~~

Section 2. This act shall take effect October 1, 2003.

Approved by the Governor June 4, 2003.

Filed in Office Secretary of State June 4, 2003.