

Committee Substitute for
Committee Substitute for Senate Bill No. 464

An act relating to a review under the Open Government Sunset Review Act; amending s. 395.3025, F.S.; revising a public-records exemption for specified information concerning certain employees of hospitals, ambulatory surgical centers, and mobile surgical facilities; saving the exemption from repeal under the Open Government Sunset Review Act; deleting provisions that provide for the repeal of the exemption; providing an effective date.

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

Section 1. Subsections (10) and (11) of section 395.3025, Florida Statutes, are amended to read:

395.3025 Patient and personnel records; copies; examination.—

(10) The home addresses, telephone numbers, ~~social security numbers,~~ and photographs of employees of any licensed facility who provide direct patient care or security services; the home addresses, telephone numbers, ~~social security numbers, photographs,~~ and places of employment of the spouses and children of such persons; and the names and locations of schools and day care facilities attended by the children of such persons are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. However, any state or federal agency that is authorized to have access to such information by any provision of law shall be granted such access in the furtherance of its statutory duties, notwithstanding the provisions of this subsection. ~~This subsection is subject to the Open Government Sunset Review Act of 1995 in accordance with s. 119.15, and shall stand repealed on October 2, 2004, unless reviewed and saved from repeal through reenactment by the Legislature.~~

(11) The home addresses, telephone numbers, ~~social security numbers,~~ and photographs of employees of any licensed facility who have a reasonable belief, based upon specific circumstances that have been reported in accordance with the procedure adopted by the facility, that release of the information may be used to threaten, intimidate, harass, inflict violence upon, or defraud the employee or any member of the employee's family; the home addresses, telephone numbers, ~~social security numbers, photographs,~~ and places of employment of the spouses and children of such persons; and the names and locations of schools and day care facilities attended by the children of such persons are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. However, any state or federal agency that is authorized to have access to such information by any provision of law shall be granted such access in the furtherance of its statutory duties, notwithstanding the provisions of this subsection. The licensed facility shall maintain the confidentiality of the personal information only if the employee submits a written request for confidentiality to the licensed facility. ~~This subsection is subject to the Open Government Sunset Review Act of 1995 in~~

~~accordance with s. 119.15, and shall stand repealed on October 2, 2004, unless reviewed and saved from repeal through reenactment by the Legislature.~~

Section 2. This act shall take effect October 1, 2004.

Approved by the Governor May 12, 2004.

Filed in Office Secretary of State May 12, 2004.