

## Committee Substitute for Senate Bill No. 1042

An act relating to a review under the Open Government Sunset Review Act; amending s. 63.0541, F.S., relating to a public-records exemption for information contained in the Florida Putative Father Registry; saving the exemption from repeal under the Open Government Sunset Review Act; narrowing the exemption to allow access by the birth mother; removing superfluous provisions; repealing s. 2, ch. 2003-56, Laws of Florida, relating to provisions providing for the repeal of the exemption; providing an effective date.

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

Section 1. Section 63.0541, Florida Statutes, is amended to read:

63.0541 Public records exemption for the Florida Putative Father Registry.—

(1) All information contained in the Florida Putative Father Registry ~~and maintained by the Office of Vital Statistics within the Department of Health~~ is confidential and exempt from public disclosure pursuant to s. 119.07(1) and s. 24(a), Art. I of the State Constitution, ~~except as otherwise provided in this section.~~

(2) Information made confidential and exempt by this section shall be disclosed to:

(a) An adoption entity, upon the filing of a request for a diligent search of the Florida Putative Father Registry in connection with the planned adoption of a child.

(b) The registrant unmarried biological father, upon receipt of a notarized request for a copy of his registry entry only.

(c) The birth mother, upon receipt of a notarized request for a copy of any registry entry in which she is identified as the birth mother.

~~(d)~~(e) The court, upon issuance of a court order concerning a petitioner acting pro se in an action under this chapter.

~~(3)(2) Except as set forth in subsection (1), The database comprising the Florida Putative Father Registry shall remain confidential and exempt and separate from all other databases in this state, including any local or federal database. Such database may not be accessed by any other state or federal agency or entity.~~

Section 2. Section 2 of chapter 2003-56, Laws of Florida, is repealed.

Section 3. This act shall take effect October 1, 2008.

Approved by the Governor June 17, 2008.

Filed in Office Secretary of State June 17, 2008.