



326678

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/20/2014	.	
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	.	
	.	

The Committee on Governmental Oversight and Accountability
(Montford) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Paragraph (b) of subsection (4) of section
1008.24, Florida Statutes, is amended to read:

1008.24 Test administration and security; public records
exemption.—

(4)

(b) The identity of a school or postsecondary educational



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11 institution, personal identifying ~~the personally identifiable~~
12 information of any personnel of any school district or
13 postsecondary educational institution, or any specific
14 allegations of misconduct obtained or reported pursuant to an
15 investigation conducted by the Department of Education of a
16 testing impropriety are confidential and exempt from s.
17 119.07(1) and s. 24(a), Art. I of the State Constitution until
18 the conclusion of the investigation or until such time as the
19 investigation ceases to be active. For the purpose of this
20 paragraph, an investigation is ~~shall be~~ deemed concluded upon a
21 finding that no impropriety has occurred, upon the conclusion of
22 any resulting preliminary investigation pursuant to s. 1012.796,
23 upon the completion of any resulting investigation by a law
24 enforcement agency, or upon the referral of the matter to an
25 employer who has the authority to take disciplinary action
26 against an individual who is suspected of a testing impropriety.
27 For the purpose of this paragraph, an investigation is ~~shall be~~
28 considered active so long as it is ongoing and there is a
29 reasonable, good faith anticipation that an administrative
30 finding will be made in the foreseeable future. ~~This paragraph~~
31 ~~is subject to the Open Government Sunset Review Act in~~
32 ~~accordance with s. 119.15 and shall stand repealed on October 2,~~
33 ~~2014, unless reviewed and saved from repeal through reenactment~~
34 ~~by the Legislature.~~

35 Section 2. This act shall take effect October 1, 2014.

36
37 ===== T I T L E A M E N D M E N T =====

38 And the title is amended as follows:

39 Delete everything before the enacting clause



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40 and insert:

41 A bill to be entitled
42 An act relating to a review under the Open Government
43 Sunset Review Act; amending s. 1008.24, F.S., relating
44 to an exemption from public records requirements for
45 certain information held by the Department of
46 Education during active investigations of allegations
47 of testing impropriety; saving the exemption from
48 repeal under the Open Government Sunset Review Act;
49 providing an effective date.