## Florida Senate - 2001

SB 2006

By Senator Cowin

	11-1126-01
1	A bill to be entitled
2	An act relating to public records; amending s.
3	985.412, F.S.; providing an exemption for
4	certain records of the juvenile justice quality
5	assurance review process; providing for future
6	repeal and prior legislative review of the
7	exemption; providing the public necessity for
8	the exemption; providing an effective date.
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10	Be It Enacted by the Legislature of the State of Florida:
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12	Section 1. Subsection (3) is added to section 985.412,
13	Florida Statutes, to read:
14	985.412 Quality assurance
15	(3) The quality-assurance report for an individual
16	juvenile justice program or service becomes a public record
17	when the report becomes final. The report becomes final when
18	it is presented to the unit of local or state government or to
19	the provider organization that is under contract to provide
20	the service or program. All work papers and documentation of
21	the quality-assurance review by the department are
22	confidential and exempt from the provisions of s. 119.07(1)
23	and s. 24(a), Art. I of the State Constitution until the
24	report is completed and becomes final. This subsection does
25	not prohibit the department from providing such information to
26	any law enforcement agency or to any other regulatory agency.
27	In accordance with s. 119.15, the Open Government Sunset
28	Review Act of 1995, the exemption provided in this subsection
29	expires October 2, 2006, unless it is reviewed and reenacted
30	by the Legislature before that date.
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**CODING:**Words stricken are deletions; words <u>underlined</u> are additions.

Section 2. The Legislature finds that exempting from the public records law the draft report and the work papers and documents relating to the juvenile justice quality assurance reviews required by section 985.412, Florida Statutes, is a public necessity in that the harm done by releasing such information outweighs any public benefit derived from releasing the information. Uncontrolled dissemination of the review and documentation could result in the infringement of the right to privacy of individual youths within the programs that are subject to review and could lead to attempts to influence the results of the report before it becomes final. Section 3. This act shall take effect July 1, 2001. SENATE SUMMARY Provides an exemption from s. 119.07(1) and s. 24(a), Art. I of the State Constitution for certain work papers and documentation relating to the quality assurance review of juvenile-justice programs by the Department of Juvenile Justice. Provides for repeal of the exemption in accordance with the Open Covernment Support Provides for accordance with the Open Government Sunset Review Act of 1995 and for prior legislative review. Provides a statement of public necessity for the exemption. 

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