

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Albritton offered the following:

**Amendment (with title amendment)**

Remove lines 22-65 and insert:

deceased employee held by the department, the agency, or the  
Division of Administrative Hearings pursuant to this chapter is  
confidential and exempt from s. 119.07(1) and s. 24(a), Art. I  
of the State Constitution.

(a) As used in this section, the term "personal  
identifying information" means:

- 1. The injured or deceased employee's name;
- 2. The injured or deceased employee's date of birth;
- 3. The injured or deceased employee's home address or

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- 14 mailing address;
- 15 4. The injured or deceased employee's e-mail address; or
- 16 5. The injured or deceased employee's telephone number.
- 17 (b) Information made confidential and exempt under this
- 18 section may be disclosed only:
- 19 1. To the injured employee or the surviving spouse or
- 20 dependents of the deceased employee;
- 21 2. In an aggregate reporting format that does not reveal
- 22 the personal identifying information of any employee, if the
- 23 aggregation includes the records of at least 10 employees and
- 24 does not include records related to a date of accident occurring
- 25 in the 90 days before a public records request;
- 26 3. To a party litigant, or his or her authorized
- 27 representative, in matters pending before the Office of the
- 28 Judges of Compensation Claims;
- 29 4. Pursuant to a court order or subpoena;
- 30 5. To an agency for administering its anti-fraud
- 31 investigative function or otherwise in the furtherance of the
- 32 agency's official duties and responsibilities; or
- 33 6. To a state or federal governmental entity in the
- 34 furtherance of the entity's official duties and
- 35 responsibilities. An entity receiving such information shall
- 36 maintain the confidentiality of the information as provided in
- 37 this section.

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38 (c) This exemption applies to personal identifying  
39 information held by the department, the agency, or the division  
40 before, on, or after the effective date of this exemption.

41 (2) This section is subject to the Open Government Sunset  
42 Review Act in accordance with s. 119.15 and is repealed on  
43 October 2, 2022, unless reviewed and saved from repeal through  
44 reenactment by the Legislature.

45 Section 2. The Legislature finds that it is a public  
46 necessity to make confidential and exempt from s. 119.07(1),  
47 Florida Statutes, and s. 24(a), Article I of the State  
48 Constitution the personal identifying information of an injured  
49 or deceased employee held by the Department of Financial  
50 Services, the Agency for Health Care Administration, or the  
51 Division of Administrative Hearings. Such information is of a  
52 sensitive, personal nature, and disclosure of such information  
53 about an injured or deceased employee is an invasion of that  
54 employee's privacy or the privacy of his or her family. Further,  
55 the release of such information could lead to discrimination  
56 against the employee by coworkers, potential employers, and  
57 others. The harm caused to such an employee or his or her family  
58 by the release of this information outweighs any public benefit  
59 derived from its

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62 **T I T L E A M E N D M E N T**

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63 Remove lines 5-10 and insert:  
64 information held by the Department of Financial  
65 Services, the Agency for Health Care Administration,  
66 or the Division of Administrative Hearings pursuant to  
67 the Workers' Compensation Law; providing a definition;  
68 specifying persons to whom and circumstances in which  
69 such confidential information may be disclosed;  
70 providing applicability; providing for future

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