

By the Committee on Agriculture

575-02459A-18

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1 A bill to be entitled
2 An act relating to a review under the Open Government
3 Sunset Review Act; amending s. 595.409, F.S., relating
4 to an exemption from public record requirements for
5 personal identifying information of an applicant for
6 or participant in a school food and nutrition service
7 program; removing applicability of the exemption to
8 such information held by the Department of Children
9 and Families; removing the scheduled repeal of the
10 exemption; providing an effective date.

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

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15 Section 1. Section 595.409, Florida Statutes, is amended to
16 read:

17 595.409 Public records exemption.—

18 (1) Personal identifying information of an applicant for or
19 participant in a school food and nutrition service program, as
20 defined in s. 595.402, held by the department, ~~the Department of~~
21 ~~Children and Families,~~ or the Department of Education is exempt
22 from s. 119.07(1) and s. 24(a), Art. I of the State
23 Constitution.

24 (2) (a) Such information shall be disclosed to:

25 1. Another governmental entity in the performance of its
26 official duties and responsibilities; or

27 2. Any person who has the written consent of the applicant
28 for or participant in such program.

29 (b) This section does not prohibit a participant's legal

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30 guardian from obtaining confirmation of acceptance and approval,
31 dates of applicability, or other information the legal guardian
32 may request.

33 (3) This exemption applies to any information identifying a
34 program applicant or participant held by the department, ~~the~~
35 ~~Department of Children and Families,~~ or the Department of
36 Education before, on, or after the effective date of this
37 exemption.

38 ~~(4) This section is subject to the Open Government Sunset~~
39 ~~Review Act in accordance with s. 119.15 and shall stand repealed~~
40 ~~on October 2, 2018, unless reviewed and saved from repeal~~
41 ~~through reenactment by the Legislature.~~

42 Section 2. This act shall take effect October 1, 2018.