

FOR CONSIDERATION By the Committee on Agriculture

575-01897-18

20187016pb

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.

11  
12 Be It Enacted by the Legislature of the State of Florida:

13  
14           Section 1. Section 595.409, Florida Statutes, is amended to  
15           read:

16           595.409 Public records exemption.—

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

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

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

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

28           (b) This section does not prohibit a participant's legal  
29           guardian from obtaining confirmation of acceptance and approval,

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30 dates of applicability, or other information the legal guardian  
31 may request.

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

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38 ~~Review Act in accordance with s. 119.15 and shall stand repealed~~  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

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