

PCB GEAC 08-09

ORIGINAL

YEAR

1 A bill to be entitled
 2 An act relating to a review under the Open Government
 3 Sunset Review Act regarding foster care; amending s.
 4 409.175, F.S.; removing a duplicative exemption for social
 5 security numbers; reorganizing the section; removing
 6 superfluous language; repealing s. 2, Chapter 2003-83,
 7 Laws of Florida, which provides for repeal of the
 8 exemption; providing an effective date.

9
 10 Be It Enacted by the Legislature of the State of Florida:

11
 12 Section 1. Subsection (16) of section 409.175, Florida
 13 Statutes, is amended to read:

14 409.175 Licensure of family foster homes, residential
 15 child-caring agencies, and child-placing agencies; public
 16 records exemption.--

17 (16) (a) 1. The following information held by the Department
 18 of Children and Family Services regarding a foster parent
 19 applicant and such applicant's spouse, minor child, and other
 20 adult household member is exempt from ~~the provisions of s.~~
 21 119.07(1) and s. 24(a), Art. I of the State Constitution, ~~unless~~
 22 ~~otherwise ordered by a court:~~

23 a. The home, business, work, child care, or school
 24 addresses and telephone numbers; ~~social security numbers;~~

25 b. Birth dates;

26 c. Medical records;

27 d. The floor plan of the home; and

28 e. Photographs of such persons.

PCB GEAC 08-09

ORIGINAL

YEAR

29 2. If a foster parent applicant does not receive a foster
 30 parent license, the information made exempt pursuant to this
 31 paragraph shall become public 5 years after the date of
 32 application, except that ~~social security numbers and~~ medical
 33 records shall remain exempt from ~~the provisions of~~ s. 119.07(1)
 34 and s. 24(a), Art. I of the State Constitution.

35 3. This exemption applies to information made exempt by
 36 this paragraph before, on, or after the effective date of the
 37 exemption.

38 (b)1. The following information held by the Department of
 39 Children and Family Services regarding a licensed foster parent
 40 and the foster parent's spouse, minor child, and other adult
 41 household member is exempt from ~~the provisions of~~ s. 119.07(1)
 42 and s. 24(a), Art. I of the State Constitution, ~~unless otherwise~~
 43 ~~ordered by a court:~~

44 a. The home, business, work, child care, or school
 45 addresses and telephone numbers; ~~social security numbers;~~

46 b. Birth dates;

47 c. Medical records;

48 d. The floor plan of the home; and

49 e. Photographs of such persons.

50 2. If a foster parent's license is no longer active, the
 51 information made exempt pursuant to this paragraph shall become
 52 public 5 years after the expiration date of such foster parent's
 53 foster care license, ~~except that:~~ social security numbers and

54 a. Medical records shall remain exempt from ~~the provisions~~
 55 ~~of~~ s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

PCB GEAC 08-09

ORIGINAL

YEAR

56 b. ~~However,~~ Exempt information regarding a licensed foster
 57 parent who has become an adoptive parent and exempt information
 58 regarding such foster parent's spouse, minor child, or other
 59 adult household member ~~shall not become available to the public~~
 60 ~~5 years after expiration of such foster parent's license and~~
 61 shall remain exempt from ~~the provisions of~~ s. 119.07(1) and s.
 62 24(a), Art. I of the State Constitution.

63 3. This exemption applies to information made exempt by
 64 this paragraph before, on, or after the effective date of the
 65 exemption.

66 (c) The name, address, and telephone number of persons
 67 providing character or neighbor references regarding foster
 68 parent applicants or licensed foster parents held by the
 69 Department of Children and Family Services are exempt from ~~the~~
 70 ~~provisions of~~ s. 119.07(1) and s. 24(a), Art. I of the State
 71 Constitution.

72 Section 2. Section 2. of Chapter 2003-83, 2003 Laws of
 73 Florida is hereby repealed.

74 Section 3. This act shall take effect October 1, 2008.