

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; narrowing the application of the exemption;
 8 removing the scheduled repeal of the exemption;
 9 providing an effective date.

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

12
 13 Section 1. Section 595.409, Florida Statutes, is amended
 14 to read:

15 595.409 Public records exemption.—

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

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

- 23 1. Another governmental entity in the performance of its
 24 official duties and responsibilities; or
 25 2. Any person who has the written consent of the applicant

26 | for or participant in such program.

27 | (b) This section does not prohibit a participant's legal
 28 | guardian from obtaining confirmation of acceptance and approval,
 29 | dates of applicability, or other information the legal guardian
 30 | may request.

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

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 37 | ~~Review Act in accordance with s. 119.15 and shall stand repealed~~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

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