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1 A bill to be entitled 2 An act relating to public records and meetings 3 exemptions; creating ss. 456.4503, 468.1336, and 4 486.113, F.S.; providing an exemption from public 5 records requirements for certain information held by 6 the Department of Health, the Board of Speech-Language 7 Pathology and Audiology, and the Board of Physical 8 Therapy Practice pursuant to the Interstate Medical 9 Licensure Compact, the Audiology and Speech-language Pathology Interstate Compact, and the Physical Therapy 10 11 Licensure Compact; authorizing disclosure of the 12 information under certain circumstances; providing an 13 exemption from public meetings requirements for certain meetings of the Interstate Medical Licensure 14 Compact Commission, the Audiology and Speech-language 15 16 Pathology Interstate Compact Commission, and the Physical Therapy Licensure Compact Commission; 17 18 providing an exemption from public records 19 requirements for recordings, minutes, and records generated during the closed portion of such meetings; 20 21 providing for future legislative review and repeal of 22 the exemptions; providing a statement of public 23 necessity; providing contingent effective dates. 24 25 Be It Enacted by the Legislature of the State of Florida:

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26 27 Section 1. Section 456.4503, Florida Statutes, is created 28 to read: 456.4503 Interstate Medical Licensure Compact Commission; 29 30 public records and meetings exemptions .-(1) A physician's personal identifying information, other 31 32 than the physician's name, licensure status, or licensure 33 number, obtained from the coordinated database and reporting 34 system described in Section 8 of s. 456.4501 and held by the 35 department is exempt from s. 119.07(1) and s. 24(a), Art. I of 36 the State Constitution unless the state that originally reported 37 the information to the coordinated database and reporting system authorizes the disclosure of such information by law. If 38 39 disclosure is so authorized, information may be disclosed only 40 to the extent authorized by law by the reporting state. 41 (2) (a) A meeting or a portion of a meeting of the 42 Interstate Medical Licensure Compact Commission established in 43 Section 11 of s. 456.4501 at which matters specifically exempted 44 from disclosure by federal or state law are discussed is exempt from s. 286.011 and s. 24(b), Art. I of the State Constitution. 45 46 Recordings, minutes, and records generated during an (b) 47 exempt meeting or portion of such a meeting are exempt from s. 48 119.07(1) and s. 24(a), Art. I of the State Constitution. 49 (3) This section is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed 50

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51 on October 2, 2029, unless reviewed and saved from repeal 52 through reenactment by the Legislature. 53 Section 2. Section 468.1336, Florida Statutes, is created 54 to read: 55 468.1336 Audiology and Speech-language Pathology Interstate Compact Commission; public meetings and public 56 57 records exemptions.-(1) An audiologist's or a speech-language pathologist's 58 59 personal identifying information, other than the audiologist's or the speech-language pathologist's name, licensure status, or 60 licensure number, obtained from the coordinated database and 61 reporting system described in article IX of s. 468.1335 and held 62 by the department or the board is exempt from s. 119.07(1) and 63 64 s. 24(a), Art. I of the State Constitution unless the state that 65 originally reported the information to the coordinated database 66 and reporting system authorizes the disclosure of such 67 information by law. If disclosure is so authorized, information 68 may be disclosed only to the extent authorized by law by the 69 reporting state. 70 (2) (a) A meeting or a portion of a meeting of the 71 Audiology and Speech-language Pathology Interstate Compact 72 Commission established in article VIII of s. 468.1335 at which 73 matters specifically exempted from disclosure by federal or 74 state law are discussed is exempt from s. 286.011 and s. 24(b), 75 Art. I of the State Constitution.

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76 Recordings, minutes, and records generated during an (b) 77 exempt meeting or portion of such a meeting are exempt from s. 78 119.07(1) and s. 24(a), Art. I of the State Constitution. 79 This section is subject to the Open Government Sunset (3) 80 Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2029, unless reviewed and saved from repeal 81 82 through reenactment by the Legislature. 83 Section 3. Section 486.113, Florida Statutes, is created 84 to read: 486.113 Physical Therapy Licensure Compact Commission; 85 86 public records and meetings exemptions.-87 (1) A physical therapist's personal identifying information, other than the physical therapist's name, licensure 88 89 status, or licensure number, obtained from the coordinated 90 database and reporting system described in article VIII of s. 91 486.112 and held by the department or the board is exempt from 92 s. 119.07(1) and s. 24(a), Art. I of the State Constitution 93 unless the state that originally reported the information to the 94 coordinated database and reporting system authorizes the 95 disclosure of such information by law. If disclosure is so 96 authorized, information may be disclosed only to the extent authorized by law by the reporting state. 97 98 (2) (a) A meeting or a portion of a meeting of the Physical 99 Therapy Compact Commission or the executive board or any other committee of the commission established in article VII of s. 100

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101	486.112 at which matters specifically exempted from disclosure
102	by federal or state law are discussed is exempt from s. 286.011
103	and s. 24(b), Art. I of the State Constitution.
104	(b) Recordings, minutes, and records generated during an
105	exempt meeting or portion of such a meeting are exempt from s.
106	119.07(1) and s. 24(a), Art. I of the State Constitution.
107	(3) This section is subject to the Open Government Sunset
108	Review Act in accordance with s. 119.15 and shall stand repealed
109	on October 2, 2029, unless reviewed and saved from repeal
110	through reenactment by the Legislature.
111	Section 4. (1) The Legislature finds that it is a public
112	necessity that a physician's, an audiologist's or a speech-
113	language pathologist's, and a physical therapist's personal
114	identifying information, other than the person's name, licensure
115	status, or licensure number, obtained from the coordinated
116	database and reporting system described in Section 8 of s.
117	456.4501, Florida Statutes, article IX of s. 468.1335, Florida
118	Statutes, and article VIII of s. 486.112, Florida Statutes, and
119	held by the Department of Health, the Board of Speech-Language
120	Pathology and Audiology, and the Board of Physical Therapy
121	Practice be made exempt from s. 119.07(1), Florida Statutes, and
122	s. 24(a), Article I of the State Constitution. Protection of
123	such information is required under the Interstate Medical
124	Licensure Compact, the Audiology and Speech-language Pathology
125	Interstate Compact, and the Physical Therapy Licensure Compact,
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126	each of which the state must adopt in order to become a member
127	state of the respective compact. Without the public records
128	exemption, the state would be unable to effectively and
129	efficiently implement and administer the respective compact.
130	(2)(a) The Legislature finds that it is a public necessity
131	that any meeting of the Interstate Medical Licensure Compact
132	Commission, the Audiology and Speech-language Pathology
133	Interstate Compact Commission, or the Physical Therapy Licensure
134	Compact Commission held as provided in s. 456.4501, Florida
135	<u>Statutes, s. 468.1335, Florida Statutes, or s. 486.112, Florida</u>
136	Statutes, in which matters specifically exempted from disclosure
137	by federal or state law are discussed be made exempt from s.
138	286.011, Florida Statutes, and s. 24(b), Article I of the State
139	Constitution.
140	(b) The Interstate Medical Licensure Compact, the
141	Audiology and Speech-language Pathology Interstate Compact, and
142	the Physical Therapy Licensure Compact require any meeting, or
143	any portion of a meeting, of the Interstate Medical Licensure
144	Compact Commission, the Audiology and Speech-language Pathology
145	Interstate Compact Commission, and the Physical Therapy
146	Licensure Compact Commission in which the substance of paragraph
147	(a) is discussed to be closed to the public. In the absence of a
148	public meetings exemption, the state would be prohibited from
149	becoming a member state of the respective compact and, thus,
150	prohibited from effectively and efficiently administering the
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151	respective compact.
152	(3) The Legislature also finds that it is a public
153	necessity that the recordings, minutes, and records generated
154	during a meeting that is exempt pursuant to s. 456.4503(2),
155	Florida Statutes, s. 468.1336(2), Florida Statutes, or s.
156	486.113(2), Florida Statutes, be made exempt from s. 119.07(1),
157	Florida Statutes, and s. 24(a), Article I of the State
158	Constitution. Release of such information would negate the
159	public meetings exemption. As such, the Legislature finds that
160	the public records exemption is a public necessity.
161	Section 5. This act shall take effect on the same date
162	that HB 1549 or similar legislation takes effect, if such
163	legislation is adopted in the same legislative session or an
164	extension thereof and becomes a law.

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