

Item IX – Social Security Redaction Proposal: FACC proposed amendment

Our proposal is to seek a legislative change to the 2011 requirement that Clerks will have to redact all sensitive numbers from all court documents without request (even from paper files). We propose that the statute be changed to require redaction from electronic copies of court documents only, using the same procedure and language currently in place regarding electronic OR's. Redaction software, best efforts etc. (See proposed language below, it's largely identical to the OR language).

F.S. 119.0714(2)(e)1.

g. On January 1, 2011, and thereafter, the clerk of the court must use his or her best efforts to redact all social security numbers and complete bank account, debit, charge, or credit card numbers from electronic copies of court records placed on the clerk of the court's publicly available Internet website or otherwise made electronically available to the general public, keep social security numbers confidential and exempt as provided for in s. 119.071(5)(a), and bank account, debit, charge, and credit card numbers exempt as provided for in 119.071(5)(b), without any person having to request redaction. The use of an automated program for redaction shall be deemed the best effort and complies with the requirements of this subparagraph. This best effort requirement shall apply prospectively to social security, bank account, debit, charge, and credit card numbers found in electronic copies of documents filed^[1] with the clerk of the court on or after the effective date of this exemption.

^[1]"filed with" to be deleted; replaced by "maintained by"