

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 364 Session of 2011

INTRODUCED BY SWANGER, BROOKS, CALTAGIRONE, D. COSTA, EVERETT, FLECK, GILLEN, GINGRICH, GOODMAN, GROVE, HESS, HORNAMAN, KAUFFMAN, KILLION, MAJOR, MARSHALL, MICOZZIE, MOUL, MUNDY, MURPHY, MURT, MUSTIO, O'NEILL, PYLE, READSHAW, REICHLEY, K. SMITH, STERN AND WATSON, FEBRUARY 1, 2011

REFERRED TO COMMITTEE ON STATE GOVERNMENT, FEBRUARY 1, 2011

AN ACT

1 Amending the act of February 14, 2008 (P.L.6, No.3), entitled
2 "An act providing for access to public information, for a
3 designated open-records officer in each Commonwealth agency,
4 local agency, judicial agency and legislative agency, for
5 procedure, for appeal of agency determination, for judicial
6 review and for the Office of Open Records; imposing
7 penalties; providing for reporting by State-related
8 institutions; requiring the posting of certain State contract
9 information on the Internet; and making related repeals,"
10 further providing for exceptions for public records.

11 The General Assembly of the Commonwealth of Pennsylvania
12 hereby enacts as follows:

13 Section 1. Section 708(b)(6) of the act of February 14, 2008
14 (P.L.6, No.3), known as the Right-to-Know Law, is amended to
15 read:

16 Section 708. Exceptions for public records.

17 * * *

18 (b) Exceptions.--Except as provided in subsections (c) and
19 (d), the following are exempt from access by a requester under
20 this act:

1 * * *

2 (6) (i) The following personal identification
3 information:

4 (A) A record containing all or part of a
5 person's Social Security number, driver's license
6 number, personal financial information, home,
7 cellular or personal telephone numbers, personal e-
8 mail addresses, employee number or other confidential
9 personal identification number.

10 (B) A spouse's name, marital status or
11 beneficiary or dependent information.

12 (C) The home address of a law enforcement
13 officer, agency employee or judge.

14 (ii) Nothing in this paragraph shall preclude the
15 release of the name, position, salary, actual
16 compensation or other payments or expenses, employment
17 contract, employment-related contract or agreement and
18 length of service of a public official or an agency
19 employee.

20 (iii) An agency may redact the name or other
21 identifying information relating to an individual
22 performing an undercover or covert law enforcement
23 activity from a record.

24 * * *

25 Section 2. This act shall take effect in 60 days.