

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1193 Session of 2009

INTRODUCED BY SWANGER, BELFANTI, BENNINGHOFF, CLYMER, D. COSTA, CREIGHTON, CUTLER, DELOZIER, EVERETT, FLECK, GALLOWAY, GEORGE, GINGRICH, GOODMAN, GROVE, HARHAI, HORNAMAN, JOSEPHS, KILLION, KORTZ, MAJOR, McILVAINE SMITH, MELIO, MUNDY, MUSTIO, OBERLANDER, O'NEILL, PHILLIPS, PYLE, QUINN, REICHLEY, ROCK, SABATINA, SEIP, SIPTROTH, K. SMITH, STERN, J. TAYLOR, WANSACZ AND WATSON, APRIL 3, 2009

REFERRED TO COMMITTEE ON STATE GOVERNMENT, APRIL 3, 2009

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

1 this act:

2 \* \* \*

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

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

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

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

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

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

25 \* \* \*

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