

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 821 Session of 2017

INTRODUCED BY B. MILLER, PICKETT, PHILLIPS-HILL, ZIMMERMAN, MILLARD, BAKER, BULLOCK, A. HARRIS, RADER, WARD, GABLER AND PASHINSKI, MARCH 10, 2017

AS REPORTED FROM COMMITTEE ON STATE GOVERNMENT, HOUSE OF REPRESENTATIVES, AS AMENDED, SEPTEMBER 25, 2018

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," in
10 preliminary provisions, further providing for definitions;
11 and, in procedure, further providing for exceptions for
12 public records.

13 The General Assembly of the Commonwealth of Pennsylvania
14 hereby enacts as follows:

15 Section 1. The definition of "personal financial
16 information" in section 102 of the act of February 14, 2008
17 (P.L.6, No.3), known as the Right-to-Know Law, is amended to
18 read:

19 Section 102. Definitions.

20 The following words and phrases when used in this act shall
21 have the meanings given to them in this section unless the
22 context clearly indicates otherwise:

1 * * *

2 "Personal financial information." An individual's personal
3 credit, charge or debit card information; bank or other
4 financial institution account information; bank, credit or
5 financial statements; account, routing or PIN numbers; account
6 passwords; forms required to be filed with Federal ~~or State,~~ <--
7 STATE OR LOCAL taxing authorities; employee benefit election
8 information and other information relating to an individual's
9 personal finances.

10 * * *

11 Section 2. Section 708(c) of the act is amended and
12 subsection (b) is amended by adding a paragraph to read:
13 Section 708. Exceptions for public records.

14 * * *

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

18 * * *

19 (31) An agency's financial institution account numbers,
20 routing numbers, credit card numbers and account passwords.

21 (c) Financial records.--The exceptions set forth in
22 subsection (b) shall not apply to financial records, except that
23 an agency may redact that portion of a financial record
24 protected under subsection (b) (1), (2), (3), (4), (5), (6), (16)
25 [or], (17) or (31). An agency shall not disclose the identity of
26 an individual performing an undercover or covert law enforcement
27 activity.

28 * * *

29 Section 3. This act shall take effect in 60 days.