

1                                   A bill to be entitled  
 2           An act relating to public records; amending s.  
 3           119.071, F.S.; providing an exemption from public  
 4           records requirements for certain identifying and  
 5           location information of child advocacy center  
 6           personnel or child protection team members, and their  
 7           spouses and children; providing for retroactive  
 8           application; providing for future legislative review  
 9           and repeal of the exemption; providing a statement of  
 10          public necessity; providing an effective date.

11  
 12 Be It Enacted by the Legislature of the State of Florida:

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 14           Section 1. Paragraph (d) of subsection (4) of section  
 15           119.071, Florida Statutes, is amended to read:

16           119.071 General exemptions from inspection or copying of  
 17           public records.—

18           (4) AGENCY PERSONNEL INFORMATION.—

19           (d)1. For purposes of this paragraph, the term "telephone  
 20           numbers" includes home telephone numbers, personal cellular  
 21           telephone numbers, personal pager telephone numbers, and  
 22           telephone numbers associated with personal communications  
 23           devices.

24           2.a. The home addresses, telephone numbers, dates of  
 25           birth, and photographs of active or former sworn or civilian law

26 enforcement personnel, including correctional and correctional  
27 probation officers, personnel of the Department of Children and  
28 Families whose duties include the investigation of abuse,  
29 neglect, exploitation, fraud, theft, or other criminal  
30 activities, personnel of the Department of Health whose duties  
31 are to support the investigation of child abuse or neglect, and  
32 personnel of the Department of Revenue or local governments  
33 whose responsibilities include revenue collection and  
34 enforcement or child support enforcement; the names, home  
35 addresses, telephone numbers, photographs, dates of birth, and  
36 places of employment of the spouses and children of such  
37 personnel; and the names and locations of schools and day care  
38 facilities attended by the children of such personnel are exempt  
39 from s. 119.07(1) and s. 24(a), Art. I of the State  
40 Constitution. This sub-subparagraph is subject to the Open  
41 Government Sunset Review Act in accordance with s. 119.15 and  
42 shall stand repealed on October 2, 2022, unless reviewed and  
43 saved from repeal through reenactment by the Legislature.

44 b. The home addresses, telephone numbers, dates of birth,  
45 and photographs of current or former nonsworn investigative  
46 personnel of the Department of Financial Services whose duties  
47 include the investigation of fraud, theft, workers' compensation  
48 coverage requirements and compliance, other related criminal  
49 activities, or state regulatory requirement violations; the  
50 names, home addresses, telephone numbers, dates of birth, and

51 places of employment of the spouses and children of such  
52 personnel; and the names and locations of schools and day care  
53 facilities attended by the children of such personnel are exempt  
54 from s. 119.07(1) and s. 24(a), Art. I of the State  
55 Constitution. This sub-subparagraph is subject to the Open  
56 Government Sunset Review Act in accordance with s. 119.15 and  
57 shall stand repealed on October 2, 2021, unless reviewed and  
58 saved from repeal through reenactment by the Legislature.

59 c. The home addresses, telephone numbers, dates of birth,  
60 and photographs of current or former nonsworn investigative  
61 personnel of the Office of Financial Regulation's Bureau of  
62 Financial Investigations whose duties include the investigation  
63 of fraud, theft, other related criminal activities, or state  
64 regulatory requirement violations; the names, home addresses,  
65 telephone numbers, dates of birth, and places of employment of  
66 the spouses and children of such personnel; and the names and  
67 locations of schools and day care facilities attended by the  
68 children of such personnel are exempt from s. 119.07(1) and s.  
69 24(a), Art. I of the State Constitution. This sub-subparagraph  
70 is subject to the Open Government Sunset Review Act in  
71 accordance with s. 119.15 and shall stand repealed on October 2,  
72 2022, unless reviewed and saved from repeal through reenactment  
73 by the Legislature.

74 d. The home addresses, telephone numbers, dates of birth,  
75 and photographs of current or former firefighters certified in

76 | compliance with s. 633.408; the names, home addresses, telephone  
77 | numbers, photographs, dates of birth, and places of employment  
78 | of the spouses and children of such firefighters; and the names  
79 | and locations of schools and day care facilities attended by the  
80 | children of such firefighters are exempt from s. 119.07(1) and  
81 | s. 24(a), Art. I of the State Constitution. This sub-  
82 | subparagraph is subject to the Open Government Sunset Review Act  
83 | in accordance with s. 119.15, and shall stand repealed on  
84 | October 2, 2022, unless reviewed and saved from repeal through  
85 | reenactment by the Legislature.

86 | e. The home addresses, dates of birth, and telephone  
87 | numbers of current or former justices of the Supreme Court,  
88 | district court of appeal judges, circuit court judges, and  
89 | county court judges; the names, home addresses, telephone  
90 | numbers, dates of birth, and places of employment of the spouses  
91 | and children of current or former justices and judges; and the  
92 | names and locations of schools and day care facilities attended  
93 | by the children of current or former justices and judges are  
94 | exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
95 | Constitution. This sub-subparagraph is subject to the Open  
96 | Government Sunset Review Act in accordance with s. 119.15 and  
97 | shall stand repealed on October 2, 2022, unless reviewed and  
98 | saved from repeal through reenactment by the Legislature.

99 | f. The home addresses, telephone numbers, dates of birth,  
100 | and photographs of current or former state attorneys, assistant

101 state attorneys, statewide prosecutors, or assistant statewide  
102 prosecutors; the names, home addresses, telephone numbers,  
103 photographs, dates of birth, and places of employment of the  
104 spouses and children of current or former state attorneys,  
105 assistant state attorneys, statewide prosecutors, or assistant  
106 statewide prosecutors; and the names and locations of schools  
107 and day care facilities attended by the children of current or  
108 former state attorneys, assistant state attorneys, statewide  
109 prosecutors, or assistant statewide prosecutors are exempt from  
110 s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

111 g. The home addresses, dates of birth, and telephone  
112 numbers of general magistrates, special magistrates, judges of  
113 compensation claims, administrative law judges of the Division  
114 of Administrative Hearings, and child support enforcement  
115 hearing officers; the names, home addresses, telephone numbers,  
116 dates of birth, and places of employment of the spouses and  
117 children of general magistrates, special magistrates, judges of  
118 compensation claims, administrative law judges of the Division  
119 of Administrative Hearings, and child support enforcement  
120 hearing officers; and the names and locations of schools and day  
121 care facilities attended by the children of general magistrates,  
122 special magistrates, judges of compensation claims,  
123 administrative law judges of the Division of Administrative  
124 Hearings, and child support enforcement hearing officers are  
125 exempt from s. 119.07(1) and s. 24(a), Art. I of the State

126 Constitution. This sub-subparagraph is subject to the Open  
127 Government Sunset Review Act in accordance with s. 119.15 and  
128 shall stand repealed on October 2, 2022, unless reviewed and  
129 saved from repeal through reenactment by the Legislature.

130 h. The home addresses, telephone numbers, dates of birth,  
131 and photographs of current or former human resource, labor  
132 relations, or employee relations directors, assistant directors,  
133 managers, or assistant managers of any local government agency  
134 or water management district whose duties include hiring and  
135 firing employees, labor contract negotiation, administration, or  
136 other personnel-related duties; the names, home addresses,  
137 telephone numbers, dates of birth, and places of employment of  
138 the spouses and children of such personnel; and the names and  
139 locations of schools and day care facilities attended by the  
140 children of such personnel are exempt from s. 119.07(1) and s.  
141 24(a), Art. I of the State Constitution.

142 i. The home addresses, telephone numbers, dates of birth,  
143 and photographs of current or former code enforcement officers;  
144 the names, home addresses, telephone numbers, dates of birth,  
145 and places of employment of the spouses and children of such  
146 personnel; and the names and locations of schools and day care  
147 facilities attended by the children of such personnel are exempt  
148 from s. 119.07(1) and s. 24(a), Art. I of the State  
149 Constitution.

150 j. The home addresses, telephone numbers, places of

151 employment, dates of birth, and photographs of current or former  
152 guardians ad litem, as defined in s. 39.820; the names, home  
153 addresses, telephone numbers, dates of birth, and places of  
154 employment of the spouses and children of such persons; and the  
155 names and locations of schools and day care facilities attended  
156 by the children of such persons are exempt from s. 119.07(1) and  
157 s. 24(a), Art. I of the State Constitution. This sub-  
158 subparagraph is subject to the Open Government Sunset Review Act  
159 in accordance with s. 119.15 and shall stand repealed on October  
160 2, 2022, unless reviewed and saved from repeal through  
161 reenactment by the Legislature.

162 k. The home addresses, telephone numbers, dates of birth,  
163 and photographs of current or former juvenile probation  
164 officers, juvenile probation supervisors, detention  
165 superintendents, assistant detention superintendents, juvenile  
166 justice detention officers I and II, juvenile justice detention  
167 officer supervisors, juvenile justice residential officers,  
168 juvenile justice residential officer supervisors I and II,  
169 juvenile justice counselors, juvenile justice counselor  
170 supervisors, human services counselor administrators, senior  
171 human services counselor administrators, rehabilitation  
172 therapists, and social services counselors of the Department of  
173 Juvenile Justice; the names, home addresses, telephone numbers,  
174 dates of birth, and places of employment of spouses and children  
175 of such personnel; and the names and locations of schools and

176 day care facilities attended by the children of such personnel  
177 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
178 Constitution.

179       1. The home addresses, telephone numbers, dates of birth,  
180 and photographs of current or former public defenders, assistant  
181 public defenders, criminal conflict and civil regional counsel,  
182 and assistant criminal conflict and civil regional counsel; the  
183 names, home addresses, telephone numbers, dates of birth, and  
184 places of employment of the spouses and children of such  
185 defenders or counsel; and the names and locations of schools and  
186 day care facilities attended by the children of such defenders  
187 or counsel are exempt from s. 119.07(1) and s. 24(a), Art. I of  
188 the State Constitution.

189       m. The home addresses, telephone numbers, dates of birth,  
190 and photographs of current or former investigators or inspectors  
191 of the Department of Business and Professional Regulation; the  
192 names, home addresses, telephone numbers, dates of birth, and  
193 places of employment of the spouses and children of such current  
194 or former investigators and inspectors; and the names and  
195 locations of schools and day care facilities attended by the  
196 children of such current or former investigators and inspectors  
197 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
198 Constitution. This sub-subparagraph is subject to the Open  
199 Government Sunset Review Act in accordance with s. 119.15 and  
200 shall stand repealed on October 2, 2022, unless reviewed and



201 saved from repeal through reenactment by the Legislature.

202 n. The home addresses, telephone numbers, and dates of  
203 birth of county tax collectors; the names, home addresses,  
204 telephone numbers, dates of birth, and places of employment of  
205 the spouses and children of such tax collectors; and the names  
206 and locations of schools and day care facilities attended by the  
207 children of such tax collectors are exempt from s. 119.07(1) and  
208 s. 24(a), Art. I of the State Constitution. This sub-  
209 subparagraph is subject to the Open Government Sunset Review Act  
210 in accordance with s. 119.15 and shall stand repealed on October  
211 2, 2022, unless reviewed and saved from repeal through  
212 reenactment by the Legislature.

213 o. The home addresses, telephone numbers, dates of birth,  
214 and photographs of current or former personnel of the Department  
215 of Health whose duties include, or result in, the determination  
216 or adjudication of eligibility for social security disability  
217 benefits, the investigation or prosecution of complaints filed  
218 against health care practitioners, or the inspection of health  
219 care practitioners or health care facilities licensed by the  
220 Department of Health; the names, home addresses, telephone  
221 numbers, dates of birth, and places of employment of the spouses  
222 and children of such personnel; and the names and locations of  
223 schools and day care facilities attended by the children of such  
224 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of  
225 the State Constitution. This sub-subparagraph is subject to the

226 Open Government Sunset Review Act in accordance with s. 119.15  
227 and shall stand repealed on October 2, 2019, unless reviewed and  
228 saved from repeal through reenactment by the Legislature.

229 p. The home addresses, telephone numbers, dates of birth,  
230 and photographs of current or former impaired practitioner  
231 consultants who are retained by an agency or current or former  
232 employees of an impaired practitioner consultant whose duties  
233 result in a determination of a person's skill and safety to  
234 practice a licensed profession; the names, home addresses,  
235 telephone numbers, dates of birth, and places of employment of  
236 the spouses and children of such consultants or their employees;  
237 and the names and locations of schools and day care facilities  
238 attended by the children of such consultants or employees are  
239 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
240 Constitution. This sub-subparagraph is subject to the Open  
241 Government Sunset Review Act in accordance with s. 119.15 and  
242 shall stand repealed on October 2, 2020, unless reviewed and  
243 saved from repeal through reenactment by the Legislature.

244 q. The home addresses, telephone numbers, dates of birth,  
245 and photographs of current or former emergency medical  
246 technicians or paramedics certified under chapter 401; the  
247 names, home addresses, telephone numbers, dates of birth, and  
248 places of employment of the spouses and children of such  
249 emergency medical technicians or paramedics; and the names and  
250 locations of schools and day care facilities attended by the

251 children of such emergency medical technicians or paramedics are  
252 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
253 Constitution. This sub-subparagraph is subject to the Open  
254 Government Sunset Review Act in accordance with s. 119.15 and  
255 shall stand repealed on October 2, 2021, unless reviewed and  
256 saved from repeal through reenactment by the Legislature.

257 r. The home addresses, telephone numbers, dates of birth,  
258 and photographs of current or former personnel employed in an  
259 agency's office of inspector general or internal audit  
260 department whose duties include auditing or investigating waste,  
261 fraud, abuse, theft, exploitation, or other activities that  
262 could lead to criminal prosecution or administrative discipline;  
263 the names, home addresses, telephone numbers, dates of birth,  
264 and places of employment of spouses and children of such  
265 personnel; and the names and locations of schools and day care  
266 facilities attended by the children of such personnel are exempt  
267 from s. 119.07(1) and s. 24(a), Art. I of the State  
268 Constitution. This sub-subparagraph is subject to the Open  
269 Government Sunset Review Act in accordance with s. 119.15 and  
270 shall stand repealed on October 2, 2021, unless reviewed and  
271 saved from repeal through reenactment by the Legislature.

272 s. The home addresses, telephone numbers, dates of birth,  
273 and photographs of current or former directors, managers,  
274 supervisors, and clinical employees of a child advocacy center  
275 that meets the requirements of s. 39.3035 and the members of a

276 child protection team as provided in s. 39.303 whose duties  
277 include supporting the investigation of child abuse or sexual  
278 abuse, child abandonment, child neglect, or child exploitation  
279 or to provide services as part of a multidisciplinary case  
280 review team; the home addresses, telephone numbers, photographs,  
281 dates of birth, and places of employment of the spouses and  
282 children of such personnel; and the names and locations of  
283 schools and day care facilities attended by the children of such  
284 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of  
285 the State Constitution. This sub-subparagraph is subject to the  
286 Open Government Sunset Review Act in accordance with s. 119.15  
287 and shall stand repealed on October 2, 2023, unless reviewed and  
288 saved from repeal through reenactment by the Legislature.

289       3. An agency that is the custodian of the information  
290 specified in subparagraph 2. and that is not the employer of the  
291 officer, employee, justice, judge, or other person specified in  
292 subparagraph 2. shall maintain the exempt status of that  
293 information only if the officer, employee, justice, judge, other  
294 person, or employing agency of the designated employee submits a  
295 written request for maintenance of the exemption to the  
296 custodial agency.

297       4. The exemptions in this paragraph apply to information  
298 held by an agency before, on, or after the effective date of the  
299 exemption.

300       Section 2. (1) The Legislature finds that it is a public

301 necessity that the following identifying and location  
302 information be exempt from s. 119.07(1), Florida Statutes, and  
303 s. 24(a), Article I of the State Constitution:

304 (a) The home addresses, telephone numbers, dates of birth,  
305 and photographs of current or former directors, managers,  
306 supervisors, and clinical employees of a child advocacy center  
307 that meets the requirements of s. 39.3035, Florida Statutes.

308 (b) The home addresses, telephone numbers, dates of birth,  
309 and photographs of current or former members of a child  
310 protection team as provided in s. 39.303, Florida Statutes,  
311 whose duties include supporting the investigation of child abuse  
312 or sexual abuse, child abandonment, child neglect, or child  
313 exploitation or to provide services as part of a  
314 multidisciplinary case review team.

315 (c) The home addresses, telephone numbers, photographs,  
316 dates of birth, and places of employment of the spouses and  
317 children of personnel identified in paragraphs (a) and (b).

318 (d) The names and locations of schools and day care  
319 facilities attended by the children of such personnel.

320 (2) The Legislature finds that the release of such  
321 identifying and location information may place current or former  
322 directors, managers, supervisors, and clinical employees of a  
323 child advocacy center that meets the requirements of s. 39.3035,  
324 Florida Statutes, and the members of a child protection team as  
325 provided in s. 39.303, Florida Statutes, whose duties include

326 supporting the investigation of child abuse or sexual abuse,  
327 child abandonment, child neglect, or child exploitation or to  
328 provide services as part of a multidisciplinary case review  
329 team, and the family members of such personnel, in danger of  
330 physical and emotional harm from disgruntled individuals who may  
331 react inappropriately and violently to actions taken by such  
332 personnel. These personnel provide necessary and appropriate  
333 support services to abused, abandoned, neglected, and exploited  
334 children who are some of the state's most vulnerable residents.  
335 Despite the value of these services, an individual may become  
336 dissatisfied with the assistance provided, or the  
337 recommendations or decisions these personnel make, which may  
338 result in a director, manager, supervisor, or clinical employee  
339 of a child advocacy center, a member of a child protection team,  
340 or a family member of such personnel becoming a potential target  
341 for an act of revenge. The risk continues after such personnel  
342 concludes his or her service because a disgruntled individual  
343 may wait to commit an act of revenge until such personnel no  
344 longer holds a position at a child advocacy center or on a child  
345 protection team. The harm that may result from the release of  
346 such personal identifying and location information outweighs any  
347 public benefit that may be derived from the disclosure of the  
348 information.

349 Section 3. This act shall take effect July 1, 2018.