A bill to be entitled         An act relating to public records; amending s.         119.07, F.S.; providing an exemption from         public records requirements for a videotaped         statement of a minor who is the victim of         specified crimes involving sexual battery, lewd         acts, or other sexual misconduct regarding such         offenses; authorizing access by certain         governmental agencies; providing for future         review and repeal; prohibiting a public         employee or officer from disclosing videotaped         information; providing a penalty; providing a         finding of public necessity; providing an         effective date.         section 1. Paragraph (s) of subsection (3) of section         119.07, Florida Statutes, is amended to read:         119.07, Thorea Statutes, is amended to read:         119.07 Inspection, examination, and duplication of         records; exemptions         (3)         (s)1_ Any document that which reveals the identity,         home or employment telephone number, home or employment         address, or personal assets of the victim of a crime and         identifies that person as the victim of a crime, which         document is received by any agency that regularly receives         information from or concerning the victims of crime, is exempt         <	-	
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30 the State Constitution. Any information not otherwise held	28	information from or concerning the victims of crime, is exempt
_	29	from the provisions of subsection (1) and s. 24(a), Art. I of
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1	which reveals the home or employment telephone number, home or
2	employment address, or personal assets of a person who has
3	been the victim of sexual battery, aggravated child abuse,
4	aggravated stalking, harassment, aggravated battery, or
5	domestic violence is exempt from the provisions of subsection
6	(1) and s. 24(a), Art. I of the State Constitution, upon
7	written request by the victim, which must include official
8	verification that an applicable crime has occurred. Such
9	information shall cease to be exempt 5 years after the receipt
10	of the written request. Any state or federal agency that which
11	is authorized to have access to such documents by any
12	provision of law shall be granted such access in the
13	furtherance of such agency's statutory duties, notwithstanding
14	the provisions of this section.
15	2. Any information in a videotaped statement of a
16	minor who is alleged to be or who is a victim of sexual
17	battery, lewd acts, or other sexual misconduct proscribed in
18	<u>chapter 800 or in s. 794.011, s. 827.071, s. 847.012, s.</u>
19	847.0125, s. 847.013, s. 847.0133, or s. 847.0145, which
20	reveals that minor's identity, including, but not limited to,
21	the minor's face; the minor's home, school, church, or
22	employment telephone number; the minor's home, school, church,
23	or employment address; the name of the minor's school, church,
24	or place of employment; or the personal assets of the minor;
25	and which identifies that minor as the victim of a crime
26	described in this subparagraph, is confidential and exempt
27	from subsection (1) and s. 24(a), Art. I of the State
28	Constitution. Any governmental agency that is authorized to
29	have access to such statements by any provision of law shall
30	be granted such access in the furtherance of the agency's
31	statutory duties, notwithstanding the provisions of this
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section. This subparagraph is subject to the Open Government 1 2 Sunset Review Act of 1995 in accordance with s. 119.15, and 3 shall stand repealed on October 2, 2003. 4 3. A public employee or officer who has access to the 5 videotaped statement of a minor who is alleged to be or who is 6 a victim of sexual battery, lewd acts, or other sexual 7 misconduct proscribed in chapter 800 or in s. 794.011, s. 8 827.071, s. 847.012, s. 847.0125, s. 847.013, s. 847.0133, or 9 s. 847.0145, may not willfully and knowingly disclose videotaped information that reveals that minor's identity to a 10 person who is not assisting in the investigation or 11 12 prosecution of the alleged offense or to any person other than 13 the defendant, the defendant's attorney, or a person specified 14 in an order entered by the court having jurisdiction of the 15 alleged offense. 16 4. A person who violates subparagraph 3. commits a 17 misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. 18 19 Section 2. The Legislature finds that there is a 20 public necessity to protect minors who are victims of sexual 21 crimes from having exposed to the public videotaped statements that contain the minor's statements regarding sexual abuse or 22 23 misconduct perpetrated against them. This protection is necessary to enable the state to prosecute effectively and 24 efficiently persons who commit such crimes and at the same 25 time to minimize the trauma to the minor victims and the 26 inhibitions that will result if the minors, or their 27 28 guardians, are fearful that such videotapes can be released 29 for public consumption during or after any court proceedings. If such videotapes were subject to release, the state's 30 ability to prosecute sexual crimes and abuse involving minor 31

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1	victims would be significantly impaired. The identity of
2	minors who are victims of sexual abuse or sexual crimes is
3	information of a sensitive personal nature. The release of
4	such information by the release of videotaped statements given
5	by these minors would compound the tragedy already visited
6	upon their lives and would be defamatory to or cause
7	unwarranted damage to the good name or reputations of the
8	minors. Accordingly, such information requires the protection
9	of this exemption.
10	Section 3. This act shall take effect upon becoming a
11	law.
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