

By the Committee on Governmental Operations and  
Representative Gay

1                                   A bill to be entitled  
2           An act relating to public records; amending s.  
3           119.07, F.S.; providing exemptions from public  
4           records requirements for specified identifying  
5           information relating to local government human  
6           resource, labor relations, or employee  
7           relations directors, assistant directors,  
8           managers, or assistant managers and their  
9           spouses and children; providing for future  
10          review and repeal; providing a finding of  
11          public necessity; providing an effective date.

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13 Be It Enacted by the Legislature of the State of Florida:

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15           Section 1. Paragraph (i) of subsection (3) of section  
16          119.07, Florida Statutes, is amended to read:

17           119.07 Inspection, examination, and duplication of  
18          records; exemptions.--

19           (3)

20           (i)1. The home addresses, telephone numbers, social  
21          security numbers, and photographs of active or former law  
22          enforcement personnel, including correctional and correctional  
23          probation officers, personnel of the Department of Children  
24          and Family Services whose duties include the investigation of  
25          abuse, neglect, exploitation, fraud, theft, or other criminal  
26          activities, personnel of the Department of Health whose duties  
27          are to support the investigation of child abuse or neglect,  
28          and personnel of the Department of Revenue or local  
29          governments whose responsibilities include revenue collection  
30          and enforcement or child support enforcement; the home  
31          addresses, telephone numbers, social security numbers,

1 photographs, and places of employment of the spouses and  
2 children of such personnel; and the names and locations of  
3 schools and day care facilities attended by the children of  
4 such personnel are exempt from the provisions of subsection  
5 (1). The home addresses, telephone numbers, and photographs of  
6 firefighters certified in compliance with s. 633.35; the home  
7 addresses, telephone numbers, photographs, and places of  
8 employment of the spouses and children of such firefighters;  
9 and the names and locations of schools and day care facilities  
10 attended by the children of such firefighters are exempt from  
11 subsection (1). The home addresses and telephone numbers of  
12 justices of the Supreme Court, district court of appeal  
13 judges, circuit court judges, and county court judges; the  
14 home addresses, telephone numbers, and places of employment of  
15 the spouses and children of justices and judges; and the names  
16 and locations of schools and day care facilities attended by  
17 the children of justices and judges are exempt from the  
18 provisions of subsection (1). The home addresses, telephone  
19 numbers, social security numbers, and photographs of current  
20 or former state attorneys, assistant state attorneys,  
21 statewide prosecutors, or assistant statewide prosecutors; the  
22 home addresses, telephone numbers, social security numbers,  
23 photographs, and places of employment of the spouses and  
24 children of current or former state attorneys, assistant state  
25 attorneys, statewide prosecutors, or assistant statewide  
26 prosecutors; and the names and locations of schools and day  
27 care facilities attended by the children of current or former  
28 state attorneys, assistant state attorneys, statewide  
29 prosecutors, or assistant statewide prosecutors are exempt  
30 from subsection (1) and s. 24(a), Art. I of the State  
31 Constitution. The home addresses and home telephone numbers of

1 county and municipal code inspectors and code enforcement  
2 officers are confidential and exempt from the provisions of  
3 subsection (1) and s. 24(a), Art. I of the State Constitution.

4 2. The home addresses, telephone numbers, social  
5 security numbers, and photographs of current or former human  
6 resource, labor relations, or employee relations directors,  
7 assistant directors, managers, or assistant managers of any  
8 local government agency whose duties include hiring and firing  
9 employees, labor contract negotiation, administration, or  
10 other personnel-related duties; the names, home addresses,  
11 telephone numbers, social security numbers, photographs, and  
12 places of employment of the spouses and children of such  
13 personnel; and the names and locations of schools and day care  
14 facilities attended by the children of such personnel are  
15 exempt from subsection (1) and s. 24(a), Art. I of the State  
16 Constitution. This subparagraph is subject to the Open  
17 Government Sunset Review Act of 1995 in accordance with s.  
18 119.15, and shall stand repealed on October 2, 2005, unless  
19 reviewed and saved from repeal through reenactment by the  
20 Legislature.

21 3.2. An agency that is the custodian of the personal  
22 information specified in subparagraph 1. or subparagraph 2.  
23 and that is not the employer of the officer, employee,  
24 justice, judge, or other person specified in subparagraph 1.  
25 or subparagraph 2. shall maintain the confidentiality of the  
26 personal information only if the officer, employee, justice,  
27 judge, other person, or employing agency of the designated  
28 employee submits a written request for confidentiality to the  
29 custodial agency.

30 Section 2. The Legislature finds that the exemption  
31 from public records requirements provided by this act for

1 identifying information relating to current and former human  
2 resource, labor relations, or employee relations directors,  
3 assistant directors, managers, or assistant managers of local  
4 government agencies and their families is justified because,  
5 if such information were not confidential, a human resource,  
6 labor relations, or employee relations director, assistant  
7 director, manager, or assistant manager or the such person's  
8 family could be harmed or threatened with harm by a current or  
9 former employee or a friend or family member of a current or  
10 former employee.

11 Section 3. This act shall take effect October 1, 2000.

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