

By the Committee on Family Law & Children and
 Representatives Roberts, Crow, Wallace, Effman and Detert

1 A bill to be entitled
 2 An act relating to public records; creating s.
 3 753.06, F.S.; providing an exemption from
 4 public records requirements for certain
 5 information held by the Clearinghouse on
 6 Supervised Visitation and the supervised
 7 visitation centers which facilitate safe
 8 contact between nonresidential parents and
 9 their children; providing for future review and
 10 repeal; providing a finding of public
 11 necessity; providing a contingent effective
 12 date.

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

16 Section 1. Section 753.06, Florida Statutes, is
 17 created to read:

18 753.06 The home addresses, telephone numbers, social
 19 security numbers, and photographs of employees and volunteers
 20 of any certified supervised visitation program; the home
 21 addresses, telephone numbers, social security numbers,
 22 photographs, and places of employment of the spouses and
 23 children of such persons; and the names and locations of
 24 schools and day care facilities attended by the children of
 25 such persons, held by the Clearinghouse on Supervised
 26 Visitation and supervised visitation centers, are confidential
 27 and exempt from s. 119.07(1) and s. 24(a), Art. I of the State
 28 Constitution. However, any governmental agency that is
 29 authorized to have access to such information by any provision
 30 of law shall be granted such access in the furtherance of its
 31 statutory duties, notwithstanding the provisions of this

1 section, and shall retain the confidentiality of such
2 information as provided herein. This section is subject to
3 the Open Government Sunset Review Act of 1995 in accordance
4 with s. 119.15, and shall stand repealed on October 2, 2005,
5 unless reviewed and saved from repeal through reenactment by
6 the Legislature.

7 Section 2. The Legislature finds that it is a public
8 necessity that personal information about employees and
9 volunteers of certified supervised visitation programs be held
10 confidential and exempt from the public records laws of this
11 state because employees and volunteers in such programs
12 encounter clients who may at times become angry or upset with
13 the order of supervised visitation or the circumstances under
14 which it is required. If any of these individuals gains
15 access to the personal information specified in this act, the
16 individual could use that information to threaten, intimidate,
17 harass, or cause physical harm or other injury to the
18 employees and volunteers, or to their families. This concern
19 is not mere speculation. Incidents have occurred in which
20 clients of supervised visitation programs have threatened,
21 intimidated, and harassed employees of a supervised visitation
22 program. Therefore, the Legislature finds that it is a public
23 necessity that the personal information of employees and
24 volunteers of certified supervised visitation programs be held
25 confidential and exempt from disclosure pursuant to the open
26 records laws of this state, in order to protect the health,
27 safety, and welfare of these employees and volunteers and
28 their families. In addition, the Legislature finds that it is
29 a public necessity that personal information about employees
30 and volunteers of certified supervised visitation programs be
31 held confidential and exempt from public records laws of this

1 state because, without such an exemption, certified supervised
2 visitation programs may be unable to obtain qualified
3 employees or volunteers due to safety concerns, thus impeding
4 the effective and efficient administration of the programs.
5 These exemptions are consistent with the long-standing policy
6 of the state under s. 119.07(3)(i), Florida Statutes.

7 Section 3. This act shall take effect on the same date
8 that House Bill or similar legislation takes effect, if
9 such legislation is adopted in the same legislative session or
10 an extension thereof.

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13 HOUSE SUMMARY

14 Provides an exemption from public records requirements
15 for information held by the Clearinghouse on Supervised
16 Visitation and supervised visitation centers, relating to
17 employees and volunteers of such programs and the persons
18 they serve in facilitating safe contact between
19 nonresidential parents and their children. Provides for
20 future review and repeal.
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