

By Senator Constantine

9-747A-01

1 A bill to be entitled
2 An act relating to public records; amending s.
3 119.07, F.S.; exempting from disclosure
4 specified information concerning employees of
5 law enforcement agencies; providing a finding
6 of public necessity; providing an effective
7 date.

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

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11 Section 1. Paragraph (i) of subsection (3) of section
12 119.07, Florida Statutes, is amended to read:

13 119.07 Inspection, examination, and duplication of
14 records; exemptions.--

15 (3)

16 (i)1. The home addresses, telephone numbers, social
17 security numbers, and photographs of active or former law
18 enforcement personnel, including nonsworn employees of law
19 enforcement agencies who are designated by the sheriff or
20 chief of police as being in positions in which there is
21 significant contact with criminal defendants or suspects
22 involved in criminal activities, 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. An agency that is the custodian of the personal
5 information specified in subparagraph 1. and that is not the
6 employer of the officer, employee, justice, judge, or other
7 person specified in subparagraph 1. shall maintain the
8 confidentiality of the personal information only if the
9 officer, employee, justice, judge, other person, or employing
10 agency of the designated employee submits a written request
11 for confidentiality to the custodial agency.

12 Section 2. The Legislature finds that it is a public
13 necessity that the home addresses, telephone numbers, social
14 security numbers, and photographs of nonsworn employees of law
15 enforcement agencies who are designated by the sheriff or
16 chief of police as being in positions in which there is
17 significant contact with criminal defendants or suspects
18 involved in criminal activities be held confidential and
19 exempt from public records requirements in order to protect
20 those employees from harassment and injury by persons who have
21 been investigated by the law enforcement agency. Furthermore,
22 the Legislature finds that it would be an invasion of privacy
23 for those records to be revealed to the public.

24 Section 3. This act shall take effect upon becoming a
25 law.

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28 SENATE SUMMARY

29 Exempts from public records disclosure certain
30 information concerning employees of law enforcement
31 agencies. Provides a finding of public necessity.