

By Representative Kottkamp

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 or  
6           water management district human resource, labor  
7           relations, or employee relations directors,  
8           assistant directors, managers, or assistant  
9           managers and their spouses and children;  
10          providing for future review and repeal;  
11          providing a finding of public necessity;  
12          providing an effective date.

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

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16           Section 1. Paragraph (i) of subsection (3) of section  
17 119.07, Florida Statutes, is amended to read:

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

20           (3)

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

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

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

5 2. The home addresses, telephone numbers, social  
6 security numbers, and photographs of current or former human  
7 resource, labor relations, or employee relations directors,  
8 assistant directors, managers, or assistant managers of any  
9 local government agency or water management district whose  
10 duties include hiring and firing employees, labor contract  
11 negotiation, administration, or other personnel-related  
12 duties; the names, home addresses, telephone numbers, social  
13 security numbers, photographs, and places of employment of the  
14 spouses and children of such personnel; and the names and  
15 locations of schools and day care facilities attended by the  
16 children of such personnel are exempt from subsection (1) and  
17 s. 24(a), Art. I of the State Constitution. This subparagraph  
18 is subject to the Open Government Sunset Review Act of 1995 in  
19 accordance with s. 119.15, and shall stand repealed on October  
20 2, 2006, unless reviewed and saved from repeal through  
21 reenactment by the Legislature.

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

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1           Section 2. The Legislature finds that the exemption  
2 from public records requirements provided by this act for  
3 identifying information relating to current and former human  
4 resource, labor relations, or employee relations directors,  
5 assistant directors, managers, or assistant managers of local  
6 government agencies or water management districts and their  
7 families is justified because, if such information were not  
8 confidential, a human resource, labor relations, or employee  
9 relations director, assistant director, manager, or assistant  
10 manager or such person's family could be harmed or threatened  
11 with harm by a current or former employee or a friend or  
12 family member of a current or former employee.

13           Section 3. This act shall take effect October 1, 2001.

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HOUSE SUMMARY

Provides exemptions from public records requirements for specified identifying information relating to local government or water management district human resource, labor relations, or employee relations directors, assistant directors, managers, or assistant managers and their spouses and children. Provides for future review and repeal.