

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          expanding the exemption for code enforcement  
11          officers to include additional information and  
12          to include such officers' spouses and children;  
13          providing for future review and repeal;  
14          providing findings of public necessity;  
15          providing an effective date.

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

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19           Section 1. Paragraph (i) of subsection (3) of section  
20           119.07, Florida Statutes, is amended to read:

21           119.07 Inspection, examination, and duplication of  
22           records; exemptions.--

23           (3)

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

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

1 state attorneys, assistant state attorneys, statewide  
2 prosecutors, or assistant statewide prosecutors are exempt  
3 from subsection (1) and s. 24(a), Art. I of the State  
4 Constitution. ~~The home addresses and home telephone numbers of~~  
5 ~~county and municipal code inspectors and code enforcement~~  
6 ~~officers are confidential and exempt from the provisions of~~  
7 ~~subsection (1) and s. 24(a), Art. I of the State Constitution.~~

8 2. The home addresses, telephone numbers, social  
9 security numbers, and photographs of current or former human  
10 resource, labor relations, or employee relations directors,  
11 assistant directors, managers, or assistant managers of any  
12 local government agency or water management district whose  
13 duties include hiring and firing employees, labor contract  
14 negotiation, administration, or other personnel-related  
15 duties; the names, home addresses, telephone numbers, social  
16 security numbers, photographs, and places of employment of the  
17 spouses and children of such personnel; and the names and  
18 locations of schools and day care facilities attended by the  
19 children of such personnel are exempt from subsection (1) and  
20 s. 24(a), Art. I of the State Constitution. This subparagraph  
21 is subject to the Open Government Sunset Review Act of 1995 in  
22 accordance with s. 119.15, and shall stand repealed on October  
23 2, 2006, unless reviewed and saved from repeal through  
24 reenactment by the Legislature.

25 3. The home addresses, telephone numbers, social  
26 security numbers, and photographs of current or former code  
27 enforcement officers; the names, home addresses, telephone  
28 numbers, social security numbers, photographs, and places of  
29 employment of the spouses and children of such persons; and  
30 the names and locations of schools and day care facilities  
31 attended by the children of such persons are exempt from

1 subsection (1) and s. 24(a), Art. I of the State Constitution.  
2 This subparagraph is subject to the Open Government Sunset  
3 Review Act of 1995 in accordance with s. 119.15, and shall  
4 stand repealed on October 2, 2006, unless reviewed and saved  
5 from repeal through reenactment by the Legislature.

6 ~~4.2.~~ An agency that is the custodian of the personal  
7 information specified in subparagraph 1., subparagraph 2., or  
8 subparagraph 3.and that is not the employer of the officer,  
9 employee, justice, judge, or other person specified in  
10 subparagraph 1., subparagraph 2., or subparagraph 3.shall  
11 maintain the confidentiality of the personal information only  
12 if the officer, employee, justice, judge, other person, or  
13 employing agency of the designated employee submits a written  
14 request for confidentiality to the custodial agency.

15 Section 2. The Legislature finds that the exemption  
16 from public records requirements provided by this act for  
17 identifying information relating to current and former human  
18 resource, labor relations, or employee relations directors,  
19 assistant directors, managers, or assistant managers of local  
20 government agencies or water management districts and their  
21 families is justified because, if such information were not  
22 confidential, a human resource, labor relations, or employee  
23 relations director, assistant director, manager, or assistant  
24 manager or such person's family could be harmed or threatened  
25 with harm by a current or former employee or a friend or  
26 family member of a current or former employee.

27 Section 3. The Legislature finds that the exemption  
28 from public records requirements provided for by this act for  
29 identifying information relating to current and former code  
30 enforcement officers and their families is a public necessity.  
31 The current exemption of names and addresses has not

1 completely shielded the identities of county and municipal  
2 code enforcement officers. The responsibilities of these  
3 employees regularly take them into areas of neglect, abuse,  
4 and personal danger. Citations issued in response to  
5 violations that they encounter often lead to retribution by  
6 the offenders. Their personnel files are reviewed on numerous  
7 occasions by code violators seeking information relating to  
8 the code enforcement officers and their families. The  
9 disclosure of this personal information has led to threats,  
10 acts of violence, and unwarranted risk to the officers and  
11 their families.

12           Section 4. This act shall take effect October 1, 2001.  
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