

By the Committee on Security, Select and Representatives
Gelber, Ball, Green, Cusack, Cantens, Hart and Machek

1 A bill to be entitled
2 An act relating to public records; amending s.
3 119.07, F.S.; providing that cellular telephone
4 numbers of law enforcement officers and former
5 law enforcement officers used in the course of
6 their employment and the billing records of
7 such telephone numbers are exempt from public
8 records requirements; providing for future
9 review and repeal; providing a statement of
10 public necessity; providing an effective date.

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

13
14 Section 1. Paragraph (ee) is added to subsection (3)
15 of section 119.07, Florida Statutes, to read:

16 119.07 Inspection, examination, and duplication of
17 records; exemptions.--

18 (3)

19 (ee) The cellular telephone number of a law
20 enforcement officer or former law enforcement officer used in
21 the course of the officer's employment in this state and the
22 billing records of such telephone number are exempt from the
23 requirements of subsection (1) and s. 24(a), Art. I of the
24 State Constitution. This paragraph is subject to the Open
25 Government Sunset Review Act of 1995, in accordance with s.
26 119.15, and shall stand repealed on October 2, 2003, unless
27 reviewed and saved from repeal through reenactment by the
28 Legislature.

29 Section 2. The Legislature finds that the exemption
30 from public records requirements provided by this act is a
31 public necessity because law enforcement officers or former

1 law enforcement officers can be identified as such by
2 connecting them with the cellular telephone numbers that are
3 or have been used in the course of their employment. The
4 identification of law enforcement officers through cellular
5 telephone numbers and the billing records of such telephone
6 numbers can compromise investigations, undermine those
7 officers' ability to apprehend suspects, and compromise the
8 physical safety of law enforcement officers. Cellular
9 telephone numbers of former law enforcement officers which
10 were used in the course of their employment and the billing
11 records of such telephone numbers, if made public, could also
12 jeopardize ongoing investigations, law enforcement informers
13 and contacts, as well as the safety of former law enforcement
14 officers because such numbers could be used to connect a
15 former law enforcement officer with an investigation.
16 Consequently, the Legislature finds that cellular telephone
17 numbers of law enforcement officers and former law enforcement
18 officers that are or have been used in the course of their
19 employment and the billing records of such telephone numbers
20 must be kept exempt.

21 Section 3. This act shall take effect upon becoming a
22 law.

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24 HOUSE SUMMARY

25 Provides an exemption from public records requirements
26 for the cellular telephone numbers of current and former
27 law enforcement officers used in the course of their
28 employment and the billing records of such telephone
29 numbers. Provides a statement of public necessity and for
30 future review and repeal of the exemption.
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