

HB 1785, Engrossed 1

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1 A bill to be entitled

2 An act relating to a public records exemption; amending s.
3 119.07, F.S.; creating an exemption from public records
4 requirements for the home addresses, telephone numbers,
5 social security numbers, and photographs of active or
6 former emergency medical technicians or paramedics
7 certified in compliance with chapter 401, the home
8 addresses, telephone numbers, social security numbers,
9 photographs, and places of employment of the spouses and
10 children of such emergency medical technicians and
11 paramedics, and the names and locations of schools and day
12 care facilities attended by the children of such emergency
13 medical technicians and paramedics, upon written request
14 by the emergency medical technician or paramedic, which
15 must include official verification that the emergency
16 medical technician or paramedic has received a work-
17 related threat to his or her life, health, or safety or to
18 the life, health, or safety of a member of his or her
19 family; providing for future review and repeal; providing
20 a statement of public necessity; providing an effective
21 date.

22
23 Be It Enacted by the Legislature of the State of Florida:

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25 Section 1. Paragraph (i) of subsection (3) of section
26 119.07, Florida Statutes, is amended to read:

27 119.07 Inspection, examination, and duplication of
28 records; exemptions.--

29 (3)

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30 (i)1. The home addresses, telephone numbers, social
31 security numbers, and photographs of active or former law
32 enforcement personnel, including correctional and correctional
33 probation officers, personnel of the Department of Children and
34 Family Services whose duties include the investigation of abuse,
35 neglect, exploitation, fraud, theft, or other criminal
36 activities, personnel of the Department of Health whose duties
37 are to support the investigation of child abuse or neglect, and
38 personnel of the Department of Revenue or local governments
39 whose responsibilities include revenue collection and
40 enforcement or child support enforcement; the home addresses,
41 telephone numbers, social security numbers, photographs, and
42 places of employment of the spouses and children of such
43 personnel; and the names and locations of schools and day care
44 facilities attended by the children of such personnel are exempt
45 from the provisions of subsection (1). The home addresses,
46 telephone numbers, and photographs of firefighters certified in
47 compliance with s. 633.35; the home addresses, telephone
48 numbers, photographs, and places of employment of the spouses
49 and children of such firefighters; and the names and locations
50 of schools and day care facilities attended by the children of
51 such firefighters are exempt from subsection (1). The home
52 addresses and telephone numbers of justices of the Supreme
53 Court, district court of appeal judges, circuit court judges,
54 and county court judges; the home addresses, telephone numbers,
55 and places of employment of the spouses and children of justices
56 and judges; and the names and locations of schools and day care
57 facilities attended by the children of justices and judges are
58 exempt from the provisions of subsection (1). The home

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59 addresses, telephone numbers, social security numbers, and
60 photographs of current or former state attorneys, assistant
61 state attorneys, statewide prosecutors, or assistant statewide
62 prosecutors; the home addresses, telephone numbers, social
63 security numbers, photographs, and places of employment of the
64 spouses and children of current or former state attorneys,
65 assistant state attorneys, statewide prosecutors, or assistant
66 statewide prosecutors; and the names and locations of schools
67 and day care facilities attended by the children of current or
68 former state attorneys, assistant state attorneys, statewide
69 prosecutors, or assistant statewide prosecutors are exempt from
70 subsection (1) and s. 24(a), Art. I of the State Constitution.

71 2. The home addresses, telephone numbers, social security
72 numbers, and photographs of current or former human resource,
73 labor relations, or employee relations directors, assistant
74 directors, managers, or assistant managers of any local
75 government agency or water management district whose duties
76 include hiring and firing employees, labor contract negotiation,
77 administration, or other personnel-related duties; the names,
78 home addresses, telephone numbers, social security numbers,
79 photographs, and places of employment of the spouses and
80 children of such personnel; and the names and locations of
81 schools and day care facilities attended by the children of such
82 personnel are exempt from subsection (1) and s. 24(a), Art. I of
83 the State Constitution. This subparagraph is subject to the Open
84 Government Sunset Review Act of 1995 in accordance with s.
85 119.15, and shall stand repealed on October 2, 2006, unless
86 reviewed and saved from repeal through reenactment by the
87 Legislature.

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88 3. The home addresses, telephone numbers, social security
89 numbers, and photographs of current or former code enforcement
90 officers; the names, home addresses, telephone numbers, social
91 security numbers, photographs, and places of employment of the
92 spouses and children of such persons; and the names and
93 locations of schools and day care facilities attended by the
94 children of such persons are exempt from subsection (1) and s.
95 24(a), Art. I of the State Constitution. This subparagraph is
96 subject to the Open Government Sunset Review Act of 1995 in
97 accordance with s. 119.15, and shall stand repealed on October
98 2, 2006, unless reviewed and saved from repeal through
99 reenactment by the Legislature.

100 4.a. The home addresses, telephone numbers, social
101 security numbers, and photographs of active or former emergency
102 medical technicians or paramedics certified in compliance with
103 chapter 401; the home addresses, telephone numbers, social
104 security numbers, photographs, and places of employment of the
105 spouses and children of such emergency medical technicians and
106 paramedics; and the names and locations of schools and day care
107 facilities attended by children of such emergency medical
108 technicians and paramedics are exempt from subsection (1) and s.
109 24(a), Art. I of the State Constitution upon written request by
110 the emergency medical technician or paramedic, which must
111 include official verification that the emergency medical
112 technician or paramedic has received a work-related threat to
113 his or her life, health, or safety or to the life, health, or
114 safety of a member of his or her family.

115 b. This subparagraph is subject to the Open Government
116 Sunset Review Act of 1995 in accordance with s. 119.15 and shall

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117 stand repealed on October 2, 2009, unless reviewed and saved
118 from repeal through reenactment by the Legislature.

119 5.4. An agency that is the custodian of the personal
120 information specified in subparagraph 1., subparagraph 2., ~~or~~
121 subparagraph 3., or subparagraph 4. and that is not the employer
122 of the officer, employee, justice, judge, or other person
123 specified in subparagraph 1., subparagraph 2., ~~or~~ subparagraph
124 3., or subparagraph 4. shall maintain the confidentiality of the
125 personal information only if the officer, employee, justice,
126 judge, other person, or employing agency of the designated
127 employee submits a written request for confidentiality to the
128 custodial agency.

129 Section 2. The Legislature finds that it is a public
130 necessity that the home addresses, telephone numbers, social
131 security numbers, and photographs of active or former emergency
132 medical technicians or paramedics certified in compliance with
133 chapter 401, Florida Statutes, the home addresses, telephone
134 numbers, social security numbers, photographs, and places of
135 employment of the spouses and the children of such emergency
136 medical technicians and paramedics, and the names and locations
137 of schools and day care facilities attended by children of such
138 emergency medical technicians and paramedics be held exempt from
139 public disclosure upon written request by the emergency medical
140 technician or paramedic, which must include official
141 verification that the emergency medical technician or paramedic
142 has received a work-related threat to his or her life, health,
143 or safety or to the life, health, or safety of a member of his
144 or her family. Emergency medical technicians and paramedics
145 provide a valuable service to the community. They interact with

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146 victims of illness or violence every day of their careers.
147 Emergency medical technicians and paramedics must respond to all
148 types of emergencies and are required to provide services to
149 varying populations at varying locales. The capacity in which
150 they work with injured or ill victims does not always create
151 good will. A victim who experiences a negative outcome due to
152 medical treatment could feel ill will towards an emergency
153 medical technician or paramedic. An ill or injured person might
154 not agree with the course of treatment such person receives from
155 an emergency medical technician or paramedic. As such,
156 emergency medical technicians or paramedics, or the spouses and
157 children of such technicians or paramedics, could become
158 potential targets for acts of revenge. In addition, emergency
159 medical technicians and paramedics are called as witnesses in
160 court proceedings for crimes such as arson. The testimony of a
161 technician or paramedic could create a safety risk. Therefore,
162 if the information specified in this act continues to be
163 available to the public, the safety and welfare of emergency
164 medical technicians and paramedics, and their spouses and
165 children, could be seriously jeopardized. Accordingly, it is a
166 public necessity that identifying and location information of
167 such technicians and paramedics, and their spouses and children,
168 be made exempt from public disclosure upon written request by
169 the emergency medical technician or paramedic and official
170 verification that the emergency medical technician or paramedic
171 has received a work-related threat to his or her life, health,
172 or safety or to the life, health, or safety of a member of his
173 or her family.

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

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