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1 A bill to be entitled

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

20
21 Be It Enacted by the Legislature of the State of Florida:

22
23 Section 1. Paragraph (i) of subsection (3) of section
24 119.07, Florida Statutes, is amended to read:

25 119.07 Inspection, examination, and duplication of
26 records; exemptions.--

27 (3)

28 (i)1. The home addresses, telephone numbers, social
29 security numbers, and photographs of active or former law

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

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

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

86 3. The home addresses, telephone numbers, social security
87 numbers, and photographs of current or former code enforcement

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116 officers; the names, home addresses, telephone numbers, social
117 security numbers, photographs, and places of employment of the
118 spouses and children of such persons; and the names and
119 locations of schools and day care facilities attended by the
120 children of such persons are exempt from subsection (1) and s.
121 24(a), Art. I of the State Constitution. This subparagraph is
122 subject to the Open Government Sunset Review Act of 1995 in
123 accordance with s. 119.15, and shall stand repealed on October
124 2, 2006, unless reviewed and saved from repeal through
125 reenactment by the Legislature.

126 4.a. The home addresses, telephone numbers, social
127 security numbers, and photographs of current or former personnel
128 of a crime laboratory or medical examiner's office; the names,
129 home addresses, telephone numbers, social security numbers,
130 photographs, and places of employment of spouses and children of
131 current or former personnel of a crime laboratory or medical
132 examiner's office; and the names and locations of schools and
133 day care facilities attended by children of current or former
134 personnel of a crime laboratory or medical examiner's office are
135 exempt from subsection (1) and s. 24(a), Art. I of the State
136 Constitution, upon written request by the current or former
137 personnel of a crime laboratory or medical examiner's office,
138 which must include official verification that the person has
139 received a work-related threat to his or her life, health, or
140 safety or to the life, health, or safety of a member of his or
141 her family. For purposes of this sub-subparagraph, personnel of
142 a crime laboratory or medical examiner's office are defined as
143 personnel whose primary duties or responsibilities include
144 performing laboratory and analytical work in criminal

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117 identification and investigation; photographing crime scenes;
118 classifying, evaluating, and identifying fingerprints; or
119 supervising one or more persons who have those duties or
120 responsibilities.

121 b. Sub-subparagraph a. is subject to the Open Government
122 Sunset Review Act of 1995 in accordance with s. 119.15, and
123 shall stand repealed on October 2, 2009, unless reviewed and
124 saved from repeal through reenactment by the Legislature.

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

135 Section 2. The Legislature finds that the exemption from
136 public records requirements provided by this act for the home
137 addresses, telephone numbers, social security numbers, and
138 photographs of current or former personnel of a crime laboratory
139 or medical examiner's office, the names, home addresses,
140 telephone numbers, social security numbers, photographs, and
141 places of employment of the spouses and children of such
142 personnel, and the names and locations of schools and day care
143 facilities attended by the children of such personnel, when a
144 written request for such exemption is made by the current or
145 former personnel of a crime laboratory or medical examiner's

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146 office that includes official verification that the person has
147 received a work-related threat to his or her life, health, or
148 safety or to the life, health, or safety of a member of his or
149 her family, is a public necessity. This act is justified
150 because, if such information were not confidential, personnel of
151 a crime laboratory or medical examiner's office or their family
152 members could be harmed or threatened with harm by a criminal
153 defendant or by a friend or family member of a criminal
154 defendant.

155 Section 3. This act shall take effect October 1, 2004.