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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; providing for the confidentiality of
 5 personal identifying information contained in records for
 6 United States attorneys, assistant United States
 7 attorneys, judges of the United States Courts of Appeal,
 8 United States district judges, United States magistrate
 9 judges, and their spouses and children; providing for
 10 future repeal and legislative review under the Open
 11 Government Sunset Review Act of 1995; providing a
 12 statement of public necessity; providing an effective
 13 date.

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

16
 17 Section 1. Paragraph (i) of subsection (3) of section
 18 119.07, Florida Statutes, is amended to read:

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

21 (3)

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

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

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59 facilities attended by the children of current or former state
 60 attorneys, assistant state attorneys, statewide prosecutors, or
 61 assistant statewide prosecutors are exempt from subsection (1)
 62 and s. 24(a), Art. I of the State Constitution.

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

80 3. The home addresses, telephone numbers, social security
 81 numbers, and photographs of current or former United States
 82 attorneys and assistant United States attorneys; the home
 83 addresses, telephone numbers, social security numbers,
 84 photographs, and places of employment of the spouses and
 85 children of current or former United States attorneys and
 86 assistant United States attorneys; and the names and locations
 87 of schools and day care facilities attended by the children of

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88 current or former United States attorneys and assistant United
 89 States attorneys are exempt from subsection (1) and s. 24(a),
 90 Art. I of the State Constitution. This subparagraph is subject
 91 to the Open Government Sunset Review Act of 1995 in accordance
 92 with s. 119.15 and shall stand repealed on October 2, 2009,
 93 unless reviewed and saved from repeal through reenactment by the
 94 Legislature.

95 4. The home addresses, telephone numbers, social security
 96 numbers, and photographs of current or former judges of the
 97 United States Courts of Appeal, United States district judges,
 98 and United States magistrate judges; the home addresses,
 99 telephone numbers, social security numbers, photographs, and
 100 places of employment of the spouses and children of current or
 101 former judges of United States Courts of Appeal, United States
 102 district judges, and United States magistrate judges; and the
 103 names and locations of schools and day care facilities attended
 104 by the children of current or former judges of United States
 105 Courts of Appeal, United States district judges, and United
 106 States magistrate judges are exempt from subsection (1) and s.
 107 24(a), Art. I of the State Constitution. This subparagraph is
 108 subject to the Open Government Sunset Review Act of 1995 in
 109 accordance with s. 119.15, and shall stand repealed on October
 110 2, 2009, unless reviewed and saved from repeal through
 111 reenactment by the Legislature.

112 ~~5.3-~~ The home addresses, telephone numbers, social
 113 security numbers, and photographs of current or former code
 114 enforcement officers; the names, home addresses, telephone
 115 numbers, social security numbers, photographs, and places of
 116 employment of the spouses and children of such persons; and the

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

124 6.4. An agency that is the custodian of the personal
 125 information specified in subparagraph 1., subparagraph 2.,~~or~~
 126 subparagraph 3., subparagraph 4., or subparagraph 5., and that
 127 is not the employer of the officer, employee, justice, judge, or
 128 other person specified in subparagraph 1., subparagraph 2.,~~or~~
 129 subparagraph 3., subparagraph 4., or subparagraph 5., shall
 130 maintain the confidentiality of the personal information only if
 131 the officer, employee, justice, judge, other person, or
 132 employing agency of the designated employee submits a written
 133 request for confidentiality to the custodial agency.

134 Section 2. The Legislature finds that the exemption from
 135 public records requirements provided for by this act for
 136 identifying and locating information relating to current and
 137 former United States attorneys, assistant United States
 138 attorneys, judges of the United States Courts of Appeal, United
 139 States district judges, United States magistrate judges, and
 140 their families is a public necessity. This act is justified
 141 because, if such information were not confidential, a United
 142 States attorney, an assistant United States attorney, a judge of
 143 the United States Court of Appeal, a United States district
 144 judge, a United States magistrate judge, or his or her family

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145 could be harmed or threatened with harm by a criminal defendant
146 or by a friend or family member of a criminal defendant.

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