

HB 0619

2004

A bill to be entitled

An act relating to a public records exemption; amending s. 119.07; providing an exemption from public records requirements for the home addresses, telephone numbers, social security numbers, and photographs of active or former emergency medical technicians or paramedics certified in compliance with chapter 401, the home addresses, telephone numbers, social security numbers, photographs, and places of employment of the spouses and the children of such emergency medical technicians and paramedics, and the names and locations of schools and day care facilities attended by children of such emergency medical technicians and paramedics; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

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

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

(3)

(i)1. The home addresses, telephone numbers, social security numbers, and photographs of active or former law enforcement personnel, including correctional and correctional probation officers, personnel of the Department of Children and Family Services whose duties include the investigation of abuse, neglect, exploitation, fraud, theft, or other criminal

HB 0619

2004

30 activities, personnel of the Department of Health whose duties  
 31 are to support the investigation of child abuse or neglect, and  
 32 personnel of the Department of Revenue or local governments  
 33 whose responsibilities include revenue collection and  
 34 enforcement or child support enforcement; the home addresses,  
 35 telephone numbers, social security numbers, photographs, and  
 36 places of employment of the spouses and children of such  
 37 personnel; and the names and locations of schools and day care  
 38 facilities attended by the children of such personnel are exempt  
 39 from the provisions of subsection (1). The home addresses,  
 40 telephone numbers, and photographs of firefighters certified in  
 41 compliance with s. 633.35; the home addresses, telephone  
 42 numbers, photographs, and places of employment of the spouses  
 43 and children of such firefighters; and the names and locations  
 44 of schools and day care facilities attended by the children of  
 45 such firefighters are exempt from subsection (1). The home  
 46 addresses, telephone numbers, social security numbers, and  
 47 photographs of active or former emergency medical technicians or  
 48 paramedics certified in compliance with chapter 401; the home  
 49 addresses, telephone numbers, social security numbers,  
 50 photographs, and places of employment of the spouses and  
 51 children of such emergency medical technicians and paramedics;  
 52 and the names and locations of schools and day care facilities  
 53 attended by children of such emergency medical technicians and  
 54 paramedics are exempt from subsection (1) and s. 24(a), Art. I  
 55 of the State Constitution. The home addresses and telephone  
 56 numbers of justices of the Supreme Court, district court of  
 57 appeal judges, circuit court judges, and county court judges;  
 58 the home addresses, telephone numbers, and places of employment

HB 0619

2004

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

75 2. The home addresses, telephone numbers, social security  
76 numbers, and photographs of current or former human resource,  
77 labor relations, or employee relations directors, assistant  
78 directors, managers, or assistant managers of any local  
79 government agency or water management district whose duties  
80 include hiring and firing employees, labor contract negotiation,  
81 administration, or other personnel-related duties; the names,  
82 home addresses, telephone numbers, social security numbers,  
83 photographs, and places of employment of the spouses and  
84 children of such personnel; and the names and locations of  
85 schools and day care facilities attended by the children of such  
86 personnel are exempt from subsection (1) and s. 24(a), Art. I of  
87 the State Constitution. This subparagraph is subject to the Open

HB 0619

2004

88 Government Sunset Review Act of 1995 in accordance with s.  
 89 119.15, and shall stand repealed on October 2, 2006, unless  
 90 reviewed and saved from repeal through reenactment by the  
 91 Legislature.

92 3. The home addresses, telephone numbers, social security  
 93 numbers, and photographs of current or former code enforcement  
 94 officers; the names, home addresses, telephone numbers, social  
 95 security numbers, photographs, and places of employment of the  
 96 spouses and children of such persons; and the names and  
 97 locations of schools and day care facilities attended by the  
 98 children of such persons are exempt from subsection (1) and s.  
 99 24(a), Art. I of the State Constitution. This subparagraph is  
 100 subject to the Open Government Sunset Review Act of 1995 in  
 101 accordance with s. 119.15, and shall stand repealed on October  
 102 2, 2006, unless reviewed and saved from repeal through  
 103 reenactment by the Legislature.

104 4. An agency that is the custodian of the personal  
 105 information specified in subparagraph 1., subparagraph 2., or  
 106 subparagraph 3. and that is not the employer of the officer,  
 107 employee, justice, judge, or other person specified in  
 108 subparagraph 1., subparagraph 2., or subparagraph 3. shall  
 109 maintain the confidentiality of the personal information only if  
 110 the officer, employee, justice, judge, other person, or  
 111 employing agency of the designated employee submits a written  
 112 request for confidentiality to the custodial agency.

113 Section 2. Subparagraph 1. of paragraph (i) of subsection  
 114 (3) of section 119.07, Florida Statutes, is subject to the Open  
 115 Government Sunset Review Act of 1995 in accordance with s.  
 116 119.15, Florida Statutes, and shall stand repealed on October 2,

HB 0619

2004

117 2009, unless reviewed and saved from repeal through reenactment  
118 by the Legislature.

119 Section 3. The Legislature finds that the exemption from  
120 public records requirements provided for by this act for the  
121 home addresses, telephone numbers, social security numbers, and  
122 photographs of active or former emergency medical technicians or  
123 paramedics certified in compliance with chapter 401, Florida  
124 Statutes, the home addresses, telephone numbers, social security  
125 numbers, photographs, and places of employment of the spouses  
126 and the children of such emergency medical technicians and  
127 paramedics, and the names and locations of schools and day care  
128 facilities attended by children of such emergency medical  
129 technicians and paramedics is a public necessity. This exemption  
130 is justified because if such information were not confidential,  
131 an emergency medical technician or paramedic or a member or  
132 members of his or her family could be harmed or threatened with  
133 harm by an individual, or a family member of such individual,  
134 who was provided emergency medical care which resulted in a  
135 negative outcome.

136 Section 4. This act shall take effect upon becoming a law.