By the Committee on Criminal Justice; and Senator Crist

## 591-1848-05

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1	A bill to be entitled
2	An act relating to public records; amending s.
3	119.07, F.S.; creating an exemption from
4	public-records requirements for personal
5	identifying information contained in records
6	concerning current or former juvenile probation
7	officers, juvenile probation supervisors,
8	detention superintendents, assistant detention
9	superintendents, senior juvenile detention
10	officers, juvenile detention officer
11	supervisors, and juvenile detention officers of
12	the Department of Juvenile Justice; providing
13	for future repeal and legislative review under
14	the Open Government Sunset Review Act of 1995;
15	providing a statement of public necessity;
16	providing an effective date.
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18	Be It Enacted by the Legislature of the State of Florida:
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20	Section 1. Paragraph (i) of subsection (6) of section
21	119.07, Florida Statutes, is amended to read:
22	119.07 Inspection and copying of records;
23	photographing public records; fees; exemptions
24	(6)
25	(i)1. The home addresses, telephone numbers, social
26	security numbers, and photographs of active or former law
27	enforcement personnel, including correctional and correctional
28	probation officers, personnel of the Department of Children
29	and Family Services whose duties include the investigation of
30	abuse, neglect, exploitation, fraud, theft, or other criminal
31	activities, personnel of the Department of Health whose duties

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CODING: Words stricken are deletions; words underlined are additions.

are to support the investigation of child abuse or neglect, 2 and personnel of the Department of Revenue or local governments whose responsibilities include revenue collection 3 and enforcement or child support enforcement; the home 4 addresses, telephone numbers, social security numbers, 5 6 photographs, and places of employment of the spouses and 7 children of such personnel; and the names and locations of 8 schools and day care facilities attended by the children of 9 such personnel are exempt from the provisions of subsection (1). The home addresses, telephone numbers, and photographs of 10 firefighters certified in compliance with s. 633.35; the home 11 12 addresses, telephone numbers, photographs, and places of 13 employment of the spouses and children of such firefighters; and the names and locations of schools and day care facilities 14 attended by the children of such firefighters are exempt from 15 subsection (1). The home addresses and telephone numbers of 16 17 justices of the Supreme Court, district court of appeal 18 judges, circuit court judges, and county court judges; the home addresses, telephone numbers, and places of employment of 19 the spouses and children of justices and judges; and the names 20 21 and locations of schools and day care facilities attended by 22 the children of justices and judges are exempt from the 23 provisions of subsection (1). The home addresses, telephone numbers, social security numbers, and photographs of current 2.4 25 or former state attorneys, assistant state attorneys, 26 statewide prosecutors, or assistant statewide prosecutors; the 27 home addresses, telephone numbers, social security numbers, 2.8 photographs, and places of employment of the spouses and 29 children of current or former state attorneys, assistant state attorneys, statewide prosecutors, or assistant statewide 30 prosecutors; and the names and locations of schools and day

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

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

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

- 4. The home addresses, telephone numbers, social security numbers, and photographs of current or former judges of United States Courts of Appeal, United States district judges, and United States magistrate judges; the home addresses, telephone numbers, social security numbers, photographs, and places of employment of the spouses and children of current or former judges of United States Courts of Appeal, United States district judges, and United States magistrate judges; and the names and locations of schools and day care facilities attended by the children of current or former judges of United States Courts of Appeal, United States district judges, and United States magistrate judges are exempt from subsection (1) and s. 24(a), Art. I of the State Constitution. This subparagraph is subject to the Open Government Sunset Review Act of 1995 in accordance with s. 119.15, and shall stand repealed on October 2, 2009, unless reviewed and saved from repeal through reenactment by the Legislature.
- 5. The home addresses, telephone numbers, social security numbers, and photographs of current or former code enforcement officers; the names, home addresses, telephone numbers, social security numbers, photographs, and places of employment of the spouses and children of such persons; and the names and locations of schools and day care facilities attended by the children of such persons are exempt from

subsection (1) and s. 24(a), Art. I of the State Constitution. 2 This subparagraph is subject to the Open Government Sunset Review Act of 1995 in accordance with s. 119.15, and shall 3 stand repealed on October 2, 2006, unless reviewed and saved 4 5 from repeal through reenactment by the Legislature. 6 6. The home addresses, telephone numbers, and 7 photographs of current or former juvenile probation officers, 8 juvenile probation supervisors, detention superintendents, assistant detention superintendents, senior juvenile detention 9 10 officers, juvenile detention officer supervisors, and juvenile detention officers of the Department of Juvenile Justice are 11 12 exempt from subsection (1) and s. 24(a), Art. I of the State Constitution. This subparagraph is subject to the Open 13 Government Sunset Review Act of 1995 in accordance with s. 14 119.15, and shall stand repealed on October 2, 2010, unless 15 reviewed and saved from repeal through reenactment by the 16 17 Legislature. 18 7.6. An agency that is the custodian of the personal information specified in subparagraph 1., subparagraph 2., 19 20 subparagraph 3., subparagraph 4., or subparagraph 5., or 21 subparagraph 6., and that is not the employer of the officer, 22 employee, justice, judge, or other person specified in 23 subparagraph 1., subparagraph 2., subparagraph 3., subparagraph 4., or subparagraph 5., or subparagraph 6., shall 2.4 maintain the exempt status of the personal information only if 25 the officer, employee, justice, judge, other person, or 26 27 employing agency of the designated employee submits a written 2.8 request for maintenance of the exemption to the custodial 29 agency. 30 Section 2. The Legislature finds that the exemption

from public-records requirements provided in this act for

1	identifying information relating to current and former
2	juvenile probation officers, juvenile probation supervisors,
3	detention superintendents, assistant detention
4	superintendents, senior juvenile detention officers, juvenile
5	detention officer supervisors, and juvenile detention officers
6	of the Department of Juvenile Justice is a public necessity.
7	This act is justified because, if such information were not
8	confidential, a juvenile probation officer, a juvenile
9	probation supervisor, a juvenile detention officer, a
10	detention superintendent, an assistant detention
11	superintendent, a senior juvenile detention officer, or a
12	juvenile detention officer supervisor could be harmed or
13	threatened with harm by a juvenile defendant or by a friend or
14	family member of a juvenile defendant.
15	Section 3. This act shall take effect October 1, 2005.
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STATEMENT OF SUBSTANTIAL CHANGES CONTAIN COMMITTEE SUBSTITUTE FOR Senate Bill 1628	STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
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20	- Deletes the public records exemption for spouses and children of DJJ probation and detention officers.
21	- Includes detention superintendents, assistant detention
	juvenile detention officer supervisors in the public records exemption.
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25	<ul> <li>Deletes social security numbers from the public records exemption.</li> </ul>
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