

By Senator Oelrich

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1 A bill to be entitled

2 An act relating to 911 emergency telephone calls;
3 amending s. 365.171, F.S.; providing that any release
4 of an oral recording of a 911 emergency transmission
5 be digitally modified in order to protect the personal
6 identity of any person requesting emergency services
7 or reporting an emergency; providing an effective
8 date.

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

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12 Section 1. Subsection (12) of section 365.171, Florida
13 Statutes, is amended to read:

14 365.171 Emergency communications number E911 state plan.—

15 (12) CONFIDENTIALITY OF RECORDS.—Any record, recording, or
16 information, or portions thereof, obtained by a public agency or
17 a public safety agency for the purpose of providing services in
18 an emergency and which reveals the name, address, telephone
19 number, or personal information about, or information which may
20 identify any person requesting emergency service or reporting an
21 emergency by accessing an emergency communications E911 system
22 is confidential and exempt from the provisions of s. 119.07(1)
23 and s. 24(a), Art. I of the State Constitution, except that such
24 record or information may be disclosed to a public safety
25 agency. The exemption applies only to the name, address,
26 telephone number or personal information about, or information
27 which may identify any person requesting emergency services or
28 reporting an emergency while such information is in the custody
29 of the public agency or public safety agency providing emergency

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30 services. If an oral recording of a 911 emergency transmission
31 is requested, the recording shall be digitally modified in order
32 to protect the personal identity of any person requesting
33 emergency services or reporting an emergency. A
34 telecommunications company or commercial mobile radio service
35 provider shall not be liable for damages to any person resulting
36 from or in connection with such telephone company's or
37 commercial mobile radio service provider's provision of any
38 lawful assistance to any investigative or law enforcement
39 officer of the State of Florida or political subdivisions
40 thereof, of the United States, or of any other state or
41 political subdivision thereof, in connection with any lawful
42 investigation or other law enforcement activity by such law
43 enforcement officer unless the telecommunications company or
44 commercial mobile radio service provider acted in a wanton and
45 willful manner.

46 Section 2. This act shall take effect July 1, 2011.