



196616

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/16/2012	.	
	.	
	.	
	.	

The Committee on Governmental Oversight and Accountability
(Benacquisto) recommended the following:

Senate Amendment (with title amendment)

Delete lines 59 - 222
and insert:
personnel of the Department of Revenue, county tax collectors,
or local governments whose responsibilities include revenue
collection and enforcement or child support enforcement; the
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 s. 119.07(1). This sub-subparagraph is



196616

13 subject to the Open Government Sunset Review Act in accordance
14 with s. 119.15 and shall stand repealed on October 2, 2017,
15 unless reviewed and saved from repeal through reenactment by the
16 Legislature.

17 b. The home addresses, telephone numbers, and photographs
18 of firefighters certified in compliance with s. 633.35; the home
19 addresses, telephone numbers, photographs, and places of
20 employment of the spouses and children of such firefighters; and
21 the names and locations of schools and day care facilities
22 attended by the children of such firefighters are exempt from s.
23 119.07(1).

24 c. The home addresses and telephone numbers of justices of
25 the Supreme Court, district court of appeal judges, circuit
26 court judges, and county court judges; the home addresses,
27 telephone numbers, and places of employment of the spouses and
28 children of justices and judges; and the names and locations of
29 schools and day care facilities attended by the children of
30 justices and judges are exempt from s. 119.07(1).

31 d. The home addresses, telephone numbers, social security
32 numbers, and photographs of current or former state attorneys,
33 assistant state attorneys, statewide prosecutors, or assistant
34 statewide prosecutors; the home addresses, telephone numbers,
35 social security numbers, photographs, and places of employment
36 of the spouses and children of current or former state
37 attorneys, assistant state attorneys, statewide prosecutors, or
38 assistant statewide prosecutors; and the names and locations of
39 schools and day care facilities attended by the children of
40 current or former state attorneys, assistant state attorneys,
41 statewide prosecutors, or assistant statewide prosecutors are



196616

42 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
43 Constitution.

44 e. The home addresses and telephone numbers of general
45 magistrates, special magistrates, judges of compensation claims,
46 administrative law judges of the Division of Administrative
47 Hearings, and child support enforcement hearing officers; the
48 home addresses, telephone numbers, and places of employment of
49 the spouses and children of general magistrates, special
50 magistrates, judges of compensation claims, administrative law
51 judges of the Division of Administrative Hearings, and child
52 support enforcement hearing officers; and the names and
53 locations of schools and day care facilities attended by the
54 children of general magistrates, special magistrates, judges of
55 compensation claims, administrative law judges of the Division
56 of Administrative Hearings, and child support enforcement
57 hearing officers are exempt from s. 119.07(1) and s. 24(a), Art.
58 I of the State Constitution if the general magistrate, special
59 magistrate, judge of compensation claims, administrative law
60 judge of the Division of Administrative Hearings, or child
61 support hearing officer provides a written statement that the
62 general magistrate, special magistrate, judge of compensation
63 claims, administrative law judge of the Division of
64 Administrative Hearings, or child support hearing officer has
65 made reasonable efforts to protect such information from being
66 accessible through other means available to the public. This
67 sub-subparagraph is subject to the Open Government Sunset Review
68 Act in accordance with s. 119.15, and shall stand repealed on
69 October 2, 2013, unless reviewed and saved from repeal through
70 reenactment by the Legislature.



196616

71 f. The home addresses, telephone numbers, and photographs
72 of current or former human resource, labor relations, or
73 employee relations directors, assistant directors, managers, or
74 assistant managers of any local government agency or water
75 management district whose duties include hiring and firing
76 employees, labor contract negotiation, administration, or other
77 personnel-related duties; the names, home addresses, telephone
78 numbers, and places of employment of the spouses and children of
79 such personnel; and the names and locations of schools and day
80 care facilities attended by the children of such personnel are
81 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
82 Constitution.

83 g. The home addresses, telephone numbers, and photographs
84 of current or former code enforcement officers; the names, home
85 addresses, telephone numbers, and places of employment of the
86 spouses and children of such personnel; and the names and
87 locations of schools and day care facilities attended by the
88 children of such personnel are exempt from s. 119.07(1) and s.
89 24(a), Art. I of the State Constitution.

90 h. The home addresses, telephone numbers, places of
91 employment, and photographs of current or former guardians ad
92 litem, as defined in s. 39.820; the names, home addresses,
93 telephone numbers, and places of employment of the spouses and
94 children of such persons; and the names and locations of schools
95 and day care facilities attended by the children of such persons
96 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State
97 Constitution, if the guardian ad litem provides a written
98 statement that the guardian ad litem has made reasonable efforts
99 to protect such information from being accessible through other



196616

100 means available to the public. This sub-subparagraph is subject
101 to the Open Government Sunset Review Act in accordance with s.
102 119.15 and shall stand repealed on October 2, 2015, unless
103 reviewed and saved from repeal through reenactment by the
104 Legislature.

105 i. The home addresses, telephone numbers, and photographs
106 of current or former juvenile probation officers, juvenile
107 probation supervisors, detention superintendents, assistant
108 detention superintendents, juvenile justice detention officers I
109 and II, juvenile justice detention officer supervisors, juvenile
110 justice residential officers, juvenile justice residential
111 officer supervisors I and II, juvenile justice counselors,
112 juvenile justice counselor supervisors, human services counselor
113 administrators, senior human services counselor administrators,
114 rehabilitation therapists, and social services counselors of the
115 Department of Juvenile Justice; the names, home addresses,
116 telephone numbers, and places of employment of spouses and
117 children of such personnel; and the names and locations of
118 schools and day care facilities attended by the children of such
119 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of
120 the State Constitution.

121 j. The home addresses, telephone numbers, and photographs
122 of current or former public defenders, assistant public
123 defenders, criminal conflict and civil regional counsel, and
124 assistant criminal conflict and civil regional counsel; the home
125 addresses, telephone numbers, and places of employment of the
126 spouses and children of such defenders or counsel; and the names
127 and locations of schools and day care facilities attended by the
128 children of such defenders or counsel are exempt from s.



196616

129 119.07(1) and s. 24(a), Art. I of the State Constitution. This
130 sub-subparagraph is subject to the Open Government Sunset Review
131 Act in accordance with s. 119.15 and shall stand repealed on
132 October 2, 2015, unless reviewed and saved from repeal through
133 reenactment by the Legislature.

134 k. The home addresses, telephone numbers, and photographs
135 of current or former investigators or inspectors of the
136 Department of Business and Professional Regulation; the names,
137 home addresses, telephone numbers, and places of employment of
138 the spouses and children of such current or former investigators
139 and inspectors; and the names and locations of schools and day
140 care facilities attended by the children of such current or
141 former investigators and inspectors are exempt from s. 119.07(1)
142 and s. 24(a), Art. I of the State Constitution if the
143 investigator or inspector has made reasonable efforts to protect
144 such information from being accessible through other means
145 available to the public. This sub-subparagraph is subject to the
146 Open Government Sunset Review Act in accordance with s. 119.15
147 and shall stand repealed on October 2, 2017, unless reviewed and
148 saved from repeal through reenactment by the Legislature.

149 2. An agency that is the custodian of the information
150 specified in subparagraph 1. and that is not the employer of the
151 officer, employee, justice, judge, or other person specified in
152 subparagraph 1. shall maintain the exempt status of that
153 information only if the officer, employee, justice, judge, other
154 person, or employing agency of the designated employee submits a
155 written request for maintenance of the exemption to the
156 custodial agency.

157 Section 2. The Legislature finds that it is a public



196616

158 necessity that the home addresses, telephone numbers, and
159 photographs of personnel of county tax collectors whose
160 responsibilities include revenue collection and enforcement or
161 child support enforcement, the names, home addresses, telephone
162 numbers, and places of employment of the spouses and children of
163 such personnel, and the names and locations of schools and day
164 care facilities attended by the children of such personnel be
165 made exempt from public records requirements. It is also the
166 finding of the Legislature that it is a public necessity that
167 the home addresses, telephone numbers, and photographs of
168 current and former investigators and inspectors of the
169 Department of Business and Professional Regulation, the names,
170 home addresses, telephone numbers, and places of employment of
171 the spouses and children of such current or former investigators
172 and inspectors, and the names and locations of schools and day
173 care facilities attended by the children of such current or
174 former investigators and inspectors be made exempt from public
175 records requirements. The Legislature finds that the release of
176 such identifying and location information might place personnel
177 of county tax collectors and investigators and inspectors of the
178 Department of Business and Professional Regulation and their
179 family members in danger of physical and emotional harm from
180 disgruntled individuals who have contentious reactions to
181 revenue collection or enforcement actions or child support
182 enforcement actions of a county tax collector, or whose business
183 or professional practices have come under the scrutiny of
184 investigators and inspectors of the Department of Business and
185 Professional Regulation. The Legislature further finds that the
186 harm that



196616

187
188
189
190
191
192
193
194
195
196
197
198

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete line 3

and insert:

119.071, F.S.; exempting from public record requirements identifying information relating to certain personnel of county tax collectors and their spouses and children; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; exempting from public record