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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/07/2015	.	
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The Committee on Governmental Oversight and Accountability  
(Latvala) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 56 - 331  
and insert:

(IV) Residential addresses, personal e-mail addresses,  
license plate numbers, and banking and financial information of  
active or former sworn or civilian law enforcement personnel and  
the other specified agency personnel identified in sub-sub-  
subparagraph (I) and the home addresses, telephone numbers,  
photographs, dates of birth, and places of employment of the



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11 parents, siblings, and cohabitants of active or former sworn or  
12 civilian law enforcement personnel and the other specified  
13 agency personnel identified in sub-sub-subparagraph (I) are  
14 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
15 Constitution. The exemptions in this sub-sub-subparagraph apply  
16 to information held by an agency before, on, or after the  
17 effective date of the exemption. This sub-sub-subparagraph is  
18 subject to the Open Government Sunset Review Act in accordance  
19 with s. 119.15 and shall stand repealed on October 2, 2020,  
20 unless reviewed and saved from repeal through reenactment by the  
21 Legislature.

22       b. The home addresses, telephone numbers, dates of birth,  
23 and photographs of firefighters certified in compliance with s.  
24 633.408; the home addresses, telephone numbers, photographs,  
25 dates of birth, and places of employment of the spouses and  
26 children of such firefighters; and the names and locations of  
27 schools and day care facilities attended by the children of such  
28 firefighters are exempt from s. 119.07(1).

29       c. The home addresses, dates of birth, and telephone  
30 numbers of current or former justices of the Supreme Court,  
31 district court of appeal judges, circuit court judges, and  
32 county court judges; the home addresses, telephone numbers,  
33 dates of birth, and places of employment of the spouses and  
34 children of current or former justices and judges; and the names  
35 and locations of schools and day care facilities attended by the  
36 children of current or former justices and judges are exempt  
37 from s. 119.07(1).

38       d.(I) The home addresses, telephone numbers, social  
39 security numbers, dates of birth, and photographs of current or



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40 former state attorneys, assistant state attorneys, statewide  
41 prosecutors, or assistant statewide prosecutors; the home  
42 addresses, telephone numbers, social security numbers,  
43 photographs, dates of birth, and places of employment of the  
44 spouses and children of current or former state attorneys,  
45 assistant state attorneys, statewide prosecutors, or assistant  
46 statewide prosecutors; and the names and locations of schools  
47 and day care facilities attended by the children of current or  
48 former state attorneys, assistant state attorneys, statewide  
49 prosecutors, or assistant statewide prosecutors are exempt from  
50 s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

51 (II) The names of the spouses and children of current or  
52 former state attorneys, assistant state attorneys, statewide  
53 prosecutors, or assistant statewide prosecutors are exempt from  
54 s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

55 (III) Sub-sub-subparagraph (II) is subject to the Open  
56 Government Sunset Review Act in accordance with s. 119.15, and  
57 shall stand repealed on October 2, 2018, unless reviewed and  
58 saved from repeal through reenactment by the Legislature.

59 (IV) Residential addresses, personal e-mail addresses,  
60 license plate numbers, and banking and financial information of  
61 current or former state attorneys, assistant state attorneys,  
62 statewide prosecutors, or assistant statewide prosecutors and  
63 the home addresses, telephone numbers, photographs, dates of  
64 birth, and places of employment of the parents, siblings, and  
65 cohabitants of current or former state attorneys, assistant  
66 state attorneys, statewide prosecutors, or assistant statewide  
67 prosecutors are exempt from s. 119.07(1) and s. 24(a), Art. I of  
68 the State Constitution. The exemptions in this sub-sub-



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69 subparagraph apply to information held by an agency before, on,  
70 or after the effective date of the exemption. This sub-sub-  
71 subparagraph is subject to the Open Government Sunset Review Act  
72 in accordance with s. 119.15 and shall stand repealed on October  
73 2, 2020, unless reviewed and saved from repeal through  
74 reenactment by the Legislature.

75 e. The home addresses, dates of birth, and telephone  
76 numbers of general magistrates, special magistrates, judges of  
77 compensation claims, administrative law judges of the Division  
78 of Administrative Hearings, and child support enforcement  
79 hearing officers; the home addresses, telephone numbers, dates  
80 of birth, and places of employment of the spouses and children  
81 of general magistrates, special magistrates, judges of  
82 compensation claims, administrative law judges of the Division  
83 of Administrative Hearings, and child support enforcement  
84 hearing officers; and the names and locations of schools and day  
85 care facilities attended by the children of general magistrates,  
86 special magistrates, judges of compensation claims,  
87 administrative law judges of the Division of Administrative  
88 Hearings, and child support enforcement hearing officers are  
89 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
90 Constitution if the general magistrate, special magistrate,  
91 judge of compensation claims, administrative law judge of the  
92 Division of Administrative Hearings, or child support hearing  
93 officer provides a written statement that the general  
94 magistrate, special magistrate, judge of compensation claims,  
95 administrative law judge of the Division of Administrative  
96 Hearings, or child support hearing officer has made reasonable  
97 efforts to protect such information from being accessible



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98 through other means available to the public.

99 f. The home addresses, telephone numbers, dates of birth,  
100 and photographs of current or former human resource, labor  
101 relations, or employee relations directors, assistant directors,  
102 managers, or assistant managers of any local government agency  
103 or water management district whose duties include hiring and  
104 firing employees, labor contract negotiation, administration, or  
105 other personnel-related duties; the names, home addresses,  
106 telephone numbers, dates of birth, and places of employment of  
107 the spouses and children of such personnel; and the names and  
108 locations of schools and day care facilities attended by the  
109 children of such personnel are exempt from s. 119.07(1) and s.  
110 24(a), Art. I of the State Constitution.

111 g. The home addresses, telephone numbers, dates of birth,  
112 and photographs of current or former code enforcement officers;  
113 the names, home addresses, telephone numbers, dates of birth,  
114 and places of employment of the spouses and children of such  
115 personnel; and the names and locations of schools and day care  
116 facilities attended by the children of such personnel are exempt  
117 from s. 119.07(1) and s. 24(a), Art. I of the State  
118 Constitution.

119 h. The home addresses, telephone numbers, places of  
120 employment, dates of birth, and photographs of current or former  
121 guardians ad litem, as defined in s. 39.820; the names, home  
122 addresses, telephone numbers, dates of birth, and places of  
123 employment of the spouses and children of such persons; and the  
124 names and locations of schools and day care facilities attended  
125 by the children of such persons are exempt from s. 119.07(1) and  
126 s. 24(a), Art. I of the State Constitution, if the guardian ad



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127 litem provides a written statement that the guardian ad litem  
128 has made reasonable efforts to protect such information from  
129 being accessible through other means available to the public.

130 i. The home addresses, telephone numbers, dates of birth,  
131 and photographs of current or former juvenile probation  
132 officers, juvenile probation supervisors, detention  
133 superintendents, assistant detention superintendents, juvenile  
134 justice detention officers I and II, juvenile justice detention  
135 officer supervisors, juvenile justice residential officers,  
136 juvenile justice residential officer supervisors I and II,  
137 juvenile justice counselors, juvenile justice counselor  
138 supervisors, human services counselor administrators, senior  
139 human services counselor administrators, rehabilitation  
140 therapists, and social services counselors of the Department of  
141 Juvenile Justice; the names, home addresses, telephone numbers,  
142 dates of birth, and places of employment of spouses and children  
143 of such personnel; and the names and locations of schools and  
144 day care facilities attended by the children of such personnel  
145 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
146 Constitution.

147 j.(I) The home addresses, telephone numbers, dates of  
148 birth, and photographs of current or former public defenders,  
149 assistant public defenders, criminal conflict and civil regional  
150 counsel, ~~and~~ assistant criminal conflict and civil regional  
151 counsel, capital collateral regional counsel, and assistant  
152 capital collateral regional counsel; the home addresses,  
153 telephone numbers, dates of birth, and places of employment of  
154 the spouses and children of such defenders or counsel; and the  
155 names and locations of schools and day care facilities attended



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156 by the children of such defenders or counsel are exempt from s.  
157 119.07(1) and s. 24(a), Art. I of the State Constitution.

158 (II) The names of the spouses and children of the specified  
159 agency personnel identified in sub-sub-subparagraph (I) are  
160 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
161 Constitution. This sub-sub-subparagraph is subject to the Open  
162 Government Sunset Review Act in accordance with s. 119.15 and  
163 shall stand repealed on October 2, 2019, unless reviewed and  
164 saved from repeal through reenactment by the Legislature.

165 (III) Residential addresses, personal e-mail addresses,  
166 license plate numbers, and banking and financial information of  
167 current or former public defenders, assistant public defenders,  
168 criminal conflict and civil regional counsel, assistant criminal  
169 conflict and civil regional counsel, capital collateral regional  
170 counsel, and assistant capital collateral regional counsel, and  
171 the home addresses, telephone numbers, photographs, dates of  
172 birth, and places of employment of the parents, siblings, and  
173 cohabitants of current or former public defenders, assistant  
174 public defenders, criminal conflict and civil regional counsel,  
175 assistant criminal conflict and civil regional counsel, capital  
176 collateral regional counsel, and assistant capital collateral  
177 regional counsel are exempt from s. 24(a), Art. I of the State  
178 Constitution. The exemptions in this sub-sub-subparagraph apply  
179 to information held by an agency before, on, or after the  
180 effective date of the exemption. This sub-sub-subparagraph is  
181 subject to the Open Government Sunset Review Act in accordance  
182 with s. 119.15 and shall stand repealed on October 2, 2020,  
183 unless reviewed and saved from repeal through reenactment by the  
184 Legislature.



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185 k. The home addresses, telephone numbers, and photographs  
186 of current or former investigators or inspectors of the  
187 Department of Business and Professional Regulation; the names,  
188 home addresses, telephone numbers, and places of employment of  
189 the spouses and children of such current or former investigators  
190 and inspectors; and the names and locations of schools and day  
191 care facilities attended by the children of such current or  
192 former investigators and inspectors are exempt from s. 119.07(1)  
193 and s. 24(a), Art. I of the State Constitution if the  
194 investigator or inspector has made reasonable efforts to protect  
195 such information from being accessible through other means  
196 available to the public. This sub-subparagraph is subject to the  
197 Open Government Sunset Review Act in accordance with s. 119.15  
198 and shall stand repealed on October 2, 2017, unless reviewed and  
199 saved from repeal through reenactment by the Legislature.

200 1. The home addresses and telephone numbers of county tax  
201 collectors; the names, home addresses, telephone numbers, and  
202 places of employment of the spouses and children of such tax  
203 collectors; and the names and locations of schools and day care  
204 facilities attended by the children of such tax collectors are  
205 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
206 Constitution if the county tax collector has made reasonable  
207 efforts to protect such information from being accessible  
208 through other means available to the public. This sub-  
209 subparagraph is subject to the Open Government Sunset Review Act  
210 in accordance with s. 119.15 and shall stand repealed on October  
211 2, 2017, unless reviewed and saved from repeal through  
212 reenactment by the Legislature.

213 m. The home addresses, telephone numbers, dates of birth,





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214 and photographs of current or former personnel of the Department  
215 of Health whose duties include, or result in, the determination  
216 or adjudication of eligibility for social security disability  
217 benefits, the investigation or prosecution of complaints filed  
218 against health care practitioners, or the inspection of health  
219 care practitioners or health care facilities licensed by the  
220 Department of Health; the names, home addresses, telephone  
221 numbers, dates of birth, and places of employment of the spouses  
222 and children of such personnel; and the names and locations of  
223 schools and day care facilities attended by the children of such  
224 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of  
225 the State Constitution if the personnel have made reasonable  
226 efforts to protect such information from being accessible  
227 through other means available to the public. This sub-  
228 subparagraph is subject to the Open Government Sunset Review Act  
229 in accordance with s. 119.15 and shall stand repealed on October  
230 2, 2019, unless reviewed and saved from repeal through  
231 reenactment by the Legislature.

232         3. An agency that is the custodian of the information  
233 specified in subparagraph 2. and that is not the employer of the  
234 officer, employee, justice, judge, or other person specified in  
235 subparagraph 2. shall maintain the exempt status of that  
236 information only if the officer, employee, justice, judge, other  
237 person, or employing agency of the designated employee submits a  
238 written request for maintenance of the exemption to the  
239 custodial agency.

240         4. The exemptions in this paragraph apply to information  
241 held by an agency before, on, or after the effective date of the  
242 exemption.



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243           5. Except as otherwise expressly provided in this  
244 paragraph, this paragraph is subject to the Open Government  
245 Sunset Review Act in accordance with s. 119.15, and shall stand  
246 repealed on October 2, 2017, unless reviewed and saved from  
247 repeal through reenactment by the Legislature.

248           Section 2. (1) The Legislature finds that it is a public  
249 necessity that the home addresses, telephone numbers, dates of  
250 birth, and photographs of current or former capital collateral  
251 regional counsel and assistant capital collateral regional  
252 counsel be exempt from s. 119.07(1) and s. 24(a), Art. I of the  
253 State Constitution. The Legislature finds that current or former  
254 capital collateral regional counsel and assistant capital  
255 collateral regional counsel are entitled to the same protections  
256 that are afforded to public defenders, assistant public  
257 defenders, criminal conflict and civil regional counsel, and  
258 assistant criminal conflict and civil regional counsel. The  
259 public disclosure of the information places current or former  
260 capital collateral regional counsel and assistant capital  
261 collateral regional counsel in danger of physical and emotional  
262 harm from disgruntled individuals who have contentious reactions  
263 to actions carried out by such counsel.

264           (2) The Legislature also finds that it is a public  
265 necessity that the residential addresses, personal e-mail  
266 addresses, license plate numbers, and banking and financial  
267 information of active or former sworn or civilian law  
268 enforcement personnel, including correctional and correctional  
269 probation officers, personnel of the Department of Children and  
270 Families whose duties include the investigation of abuse,  
271 neglect, exploitation, fraud, theft, or other criminal



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272 activities, personnel of the Department of Health whose duties  
273 are to support the investigation of child abuse or neglect,  
274 personnel of the Department of Revenue or local governments  
275 whose responsibilities include revenue collection and  
276 enforcement or child support enforcement, current or former  
277 state attorneys, assistant state attorneys, statewide  
278 prosecutors, assistant statewide prosecutors, public defenders,  
279 assistant public defenders, criminal conflict and civil regional  
280 counsel, assistant criminal conflict and civil regional counsel,  
281 capital collateral regional counsel, and assistant capital  
282 collateral regional counsel be made exempt from s. 119.07(1),  
283 Florida Statutes, and s. 24(a), Article I of the State  
284 Constitution. The Legislature further finds that it is a public  
285 necessity that the home addresses, telephone numbers,  
286 photographs, dates of birth, and places of employment of the  
287 parents, siblings, and cohabitants of such persons be made  
288 exempt from s. 119.07(1), Florida Statutes, and s. 24(a),  
289 Article I of the State Constitution. The Legislature finds that  
290 the release of such identifying and location information places  
291 the person, or a parent, sibling, or cohabitant of the person,  
292 in danger of being physically and emotionally harmed or being  
293 stalked by a defendant or other person. The Legislature finds  
294 that the harm that may result from the release of such  
295 identifying and location information outweighs any public  
296 benefit that may be derived from the disclosure of the  
297 information.

298  
299 ===== T I T L E   A M E N D M E N T =====

300 And the title is amended as follows:



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301           Delete line 14  
302 and insert:  
303           their parents, siblings, or cohabitants; providing for  
304           retroactive application; providing for