



793684

LEGISLATIVE ACTION

Senate

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House

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Floor: WD

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02/10/2016 08:54 AM

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Senator Richter moved the following:

**Senate Amendment (with title amendment)**

Delete lines 256 - 303

and insert:

o. The home addresses, telephone numbers, dates of birth, and photographs of current or former emergency medical technicians or paramedics certified under chapter 401; the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of such emergency medical technicians or paramedics; and the names and locations of schools and day care facilities attended by the



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12 children of such emergency medical technicians or paramedics are  
13 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
14 Constitution. This sub-subparagraph is subject to the Open  
15 Government Sunset Review Act in accordance with s. 119.15 and  
16 shall stand repealed on October 2, 2021, unless reviewed and  
17 saved from repeal through reenactment by the Legislature.

18       3. An agency that is the custodian of the information  
19 specified in subparagraph 2. and that is not the employer of the  
20 officer, employee, justice, judge, or other person specified in  
21 subparagraph 2. shall maintain the exempt status of that  
22 information only if the officer, employee, justice, judge, other  
23 person, or employing agency of the designated employee submits a  
24 written request for maintenance of the exemption to the  
25 custodial agency.

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

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32 repealed on October 2, 2017, unless reviewed and saved from  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

34       Section 2. The Legislature finds that it is a public  
35 necessity to exempt from public records requirements the home  
36 addresses, telephone numbers, dates of birth, and photographs of  
37 current or former nonsworn investigative personnel of the  
38 Department of Financial Services whose duties include the  
39 investigation of fraud, theft, workers' compensation coverage  
40 requirements and compliance, other related criminal activities,



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41 or state regulatory requirement violations; the names, home  
42 addresses, telephone numbers, dates of birth, and places of  
43 employment of the spouses and children of such personnel; and  
44 the names and locations of schools and day care facilities  
45 attended by the children of such personnel. The efforts of such  
46 personnel can lead to arrests and prosecutions for crimes up to  
47 and including first degree felony violations and can also result  
48 in the loss of commerce and property, the assessment of monetary  
49 finances, or the suspension or loss of professional licenses. The  
50 department has documented numerous instances of personnel who  
51 have been threatened and who have feared repercussions as a  
52 result of carrying out their duties. These threats have included  
53 weapons being brandished, verbal threats made to harm them or  
54 their family members, harassment, and intimidation. The  
55 Legislature finds that the release of such personal identifying  
56 and location information might place these nonsworn  
57 investigative personnel of the department and their family  
58 members in danger of physical and emotional harm from  
59 disgruntled individuals who have contentious reactions to  
60 actions taken by such personnel, or whose business or  
61 professional practices have come under the scrutiny of such  
62 personnel. The Legislature further finds that the harm that may  
63 result from the release of such personal identifying and  
64 location information outweighs any public benefit that may be  
65 derived from the disclosure of the information.

66 Section 3. The Legislature finds that it is a public  
67 necessity that the home addresses, telephone numbers, dates of  
68 birth, and photographs of current or former emergency medical  
69 technicians or paramedics certified under chapter 401, Florida



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70 Statutes; the names, home addresses, telephone numbers, dates of  
71 birth, and places of employment of the spouses and children of  
72 such emergency medical technicians or paramedics; and the names  
73 and locations of schools and day care facilities attended by the  
74 children of such emergency medical technicians or paramedics be  
75 made confidential and exempt from public records requirements.  
76 The Legislature finds that the release of such identifying and  
77 location information may place such emergency medical  
78 technicians or paramedics and their family members in danger of  
79 physical and emotional harm from disgruntled individuals who  
80 have contentious reactions to actions carried out by the  
81 emergency medical technicians or paramedics. The Legislature  
82 further finds that the harm that may result from the release of  
83 such identifying and location information outweighs any public  
84 benefit derived from disclosure of such information.

85  
86 ===== T I T L E A M E N D M E N T =====

87 And the title is amended as follows:

88 Delete lines 9 - 11

89 and insert:

90 personnel; providing an exemption from public records  
91 requirements for certain identifying information of  
92 current or former emergency medical technicians or  
93 paramedics certified under ch. 401, F.S., and the  
94 spouses and children of such medical technicians or  
95 paramedics; providing for future review and repeal of  
96 the exemptions; providing statements of public  
97 necessity; providing an effective date.