



1 A bill to be entitled
 2 An act relating to public records; amending s.
 3 119.071, F.S.; providing an exemption from public
 4 records requirements for certain identifying and
 5 location information of child advocacy center
 6 personnel or child protection team members, and their
 7 spouses and children; providing for retroactive
 8 application; providing for future legislative review
 9 and repeal of the exemption; providing a statement of
 10 public necessity; providing an effective date.

11
 12 Be It Enacted by the Legislature of the State of Florida:

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 14 Section 1. Paragraph (d) of subsection (4) of section
 15 119.071, Florida Statutes, is amended to read:

16 119.071 General exemptions from inspection or copying of
 17 public records.—

18 (4) AGENCY PERSONNEL INFORMATION.—

19 (d)1. For purposes of this paragraph, the term "telephone
 20 numbers" includes home telephone numbers, personal cellular
 21 telephone numbers, personal pager telephone numbers, and
 22 telephone numbers associated with personal communications
 23 devices.

24 2.a. The home addresses, telephone numbers, dates of
 25 birth, and photographs of active or former sworn or civilian law



26 enforcement personnel, including correctional and correctional
27 probation officers, personnel of the Department of Children and
28 Families whose duties include the investigation of abuse,
29 neglect, exploitation, fraud, theft, or other criminal
30 activities, personnel of the Department of Health whose duties
31 are to support the investigation of child abuse or neglect, and
32 personnel of the Department of Revenue or local governments
33 whose responsibilities include revenue collection and
34 enforcement or child support enforcement; the names, home
35 addresses, telephone numbers, photographs, dates of birth, and
36 places of employment of the spouses and children of such
37 personnel; and the names and locations of schools and day care
38 facilities attended by the children of such personnel are exempt
39 from s. 119.07(1) and s. 24(a), Art. I of the State
40 Constitution. This sub-subparagraph is subject to the Open
41 Government Sunset Review Act in accordance with s. 119.15 and
42 shall stand repealed on October 2, 2022, unless reviewed and
43 saved from repeal through reenactment by the Legislature.

44 b. The home addresses, telephone numbers, dates of birth,
45 and photographs of current or former nonsworn investigative
46 personnel of the Department of Financial Services whose duties
47 include the investigation of fraud, theft, workers' compensation
48 coverage requirements and compliance, other related criminal
49 activities, or state regulatory requirement violations; the
50 names, home addresses, telephone numbers, dates of birth, and



51 places of employment of the spouses and children of such
52 personnel; and the names and locations of schools and day care
53 facilities attended by the children of such personnel are exempt
54 from s. 119.07(1) and s. 24(a), Art. I of the State
55 Constitution. This sub-subparagraph is subject to the Open
56 Government Sunset Review Act in accordance with s. 119.15 and
57 shall stand repealed on October 2, 2021, unless reviewed and
58 saved from repeal through reenactment by the Legislature.

59 c. The home addresses, telephone numbers, dates of birth,
60 and photographs of current or former nonsworn investigative
61 personnel of the Office of Financial Regulation's Bureau of
62 Financial Investigations whose duties include the investigation
63 of fraud, theft, other related criminal activities, or state
64 regulatory requirement violations; the names, home addresses,
65 telephone numbers, dates of birth, and places of employment of
66 the spouses and children of such personnel; and the names and
67 locations of schools and day care facilities attended by the
68 children of such personnel are exempt from s. 119.07(1) and s.
69 24(a), Art. I of the State Constitution. This sub-subparagraph
70 is subject to the Open Government Sunset Review Act in
71 accordance with s. 119.15 and shall stand repealed on October 2,
72 2022, unless reviewed and saved from repeal through reenactment
73 by the Legislature.

74 d. The home addresses, telephone numbers, dates of birth,
75 and photographs of current or former firefighters certified in



76 | compliance with s. 633.408; the names, home addresses, telephone
77 | numbers, photographs, dates of birth, and places of employment
78 | of the spouses and children of such firefighters; and the names
79 | and locations of schools and day care facilities attended by the
80 | children of such firefighters are exempt from s. 119.07(1) and
81 | s. 24(a), Art. I of the State Constitution. This sub-
82 | subparagraph is subject to the Open Government Sunset Review Act
83 | in accordance with s. 119.15, and shall stand repealed on
84 | October 2, 2022, unless reviewed and saved from repeal through
85 | reenactment by the Legislature.

86 | e. The home addresses, dates of birth, and telephone
87 | numbers of current or former justices of the Supreme Court,
88 | district court of appeal judges, circuit court judges, and
89 | county court judges; the names, home addresses, telephone
90 | numbers, dates of birth, and places of employment of the spouses
91 | and children of current or former justices and judges; and the
92 | names and locations of schools and day care facilities attended
93 | by the children of current or former justices and judges are
94 | exempt from s. 119.07(1) and s. 24(a), Art. I of the State
95 | Constitution. This sub-subparagraph is subject to the Open
96 | Government Sunset Review Act in accordance with s. 119.15 and
97 | shall stand repealed on October 2, 2022, unless reviewed and
98 | saved from repeal through reenactment by the Legislature.

99 | f. The home addresses, telephone numbers, dates of birth,
100 | and photographs of current or former state attorneys, assistant



101 state attorneys, statewide prosecutors, or assistant statewide
102 prosecutors; the names, home addresses, telephone numbers,
103 photographs, dates of birth, and places of employment of the
104 spouses and children of current or former state attorneys,
105 assistant state attorneys, statewide prosecutors, or assistant
106 statewide prosecutors; and the names and locations of schools
107 and day care facilities attended by the children of current or
108 former state attorneys, assistant state attorneys, statewide
109 prosecutors, or assistant statewide prosecutors are exempt from
110 s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

111 g. The home addresses, dates of birth, and telephone
112 numbers of general magistrates, special magistrates, judges of
113 compensation claims, administrative law judges of the Division
114 of Administrative Hearings, and child support enforcement
115 hearing officers; the names, home addresses, telephone numbers,
116 dates of birth, and places of employment of the spouses and
117 children of general magistrates, special magistrates, judges of
118 compensation claims, administrative law judges of the Division
119 of Administrative Hearings, and child support enforcement
120 hearing officers; and the names and locations of schools and day
121 care facilities attended by the children of general magistrates,
122 special magistrates, judges of compensation claims,
123 administrative law judges of the Division of Administrative
124 Hearings, and child support enforcement hearing officers are
125 exempt from s. 119.07(1) and s. 24(a), Art. I of the State



126 Constitution. This sub-subparagraph is subject to the Open
127 Government Sunset Review Act in accordance with s. 119.15 and
128 shall stand repealed on October 2, 2022, unless reviewed and
129 saved from repeal through reenactment by the Legislature.

130 h. The home addresses, telephone numbers, dates of birth,
131 and photographs of current or former human resource, labor
132 relations, or employee relations directors, assistant directors,
133 managers, or assistant managers of any local government agency
134 or water management district whose duties include hiring and
135 firing employees, labor contract negotiation, administration, or
136 other personnel-related duties; the names, home addresses,
137 telephone numbers, dates of birth, and places of employment of
138 the spouses and children of such personnel; and the names and
139 locations of schools and day care facilities attended by the
140 children of such personnel are exempt from s. 119.07(1) and s.
141 24(a), Art. I of the State Constitution.

142 i. The home addresses, telephone numbers, dates of birth,
143 and photographs of current or former code enforcement officers;
144 the names, home addresses, telephone numbers, dates of birth,
145 and places of employment of the spouses and children of such
146 personnel; and the names and locations of schools and day care
147 facilities attended by the children of such personnel are exempt
148 from s. 119.07(1) and s. 24(a), Art. I of the State
149 Constitution.

150 j. The home addresses, telephone numbers, places of



151 employment, dates of birth, and photographs of current or former
152 guardians ad litem, as defined in s. 39.820; the names, home
153 addresses, telephone numbers, dates of birth, and places of
154 employment of the spouses and children of such persons; and the
155 names and locations of schools and day care facilities attended
156 by the children of such persons are exempt from s. 119.07(1) and
157 s. 24(a), Art. I of the State Constitution. This sub-
158 subparagraph is subject to the Open Government Sunset Review Act
159 in accordance with s. 119.15 and shall stand repealed on October
160 2, 2022, unless reviewed and saved from repeal through
161 reenactment by the Legislature.

162 k. The home addresses, telephone numbers, dates of birth,
163 and photographs of current or former juvenile probation
164 officers, juvenile probation supervisors, detention
165 superintendents, assistant detention superintendents, juvenile
166 justice detention officers I and II, juvenile justice detention
167 officer supervisors, juvenile justice residential officers,
168 juvenile justice residential officer supervisors I and II,
169 juvenile justice counselors, juvenile justice counselor
170 supervisors, human services counselor administrators, senior
171 human services counselor administrators, rehabilitation
172 therapists, and social services counselors of the Department of
173 Juvenile Justice; the names, home addresses, telephone numbers,
174 dates of birth, and places of employment of spouses and children
175 of such personnel; and the names and locations of schools and



176 day care facilities attended by the children of such personnel
177 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State
178 Constitution.

179 1. The home addresses, telephone numbers, dates of birth,
180 and photographs of current or former public defenders, assistant
181 public defenders, criminal conflict and civil regional counsel,
182 and assistant criminal conflict and civil regional counsel; the
183 names, home addresses, telephone numbers, dates of birth, and
184 places of employment of the spouses and children of such
185 defenders or counsel; and the names and locations of schools and
186 day care facilities attended by the children of such defenders
187 or counsel are exempt from s. 119.07(1) and s. 24(a), Art. I of
188 the State Constitution.

189 m. The home addresses, telephone numbers, dates of birth,
190 and photographs of current or former investigators or inspectors
191 of the Department of Business and Professional Regulation; the
192 names, home addresses, telephone numbers, dates of birth, and
193 places of employment of the spouses and children of such current
194 or former investigators and inspectors; and the names and
195 locations of schools and day care facilities attended by the
196 children of such current or former investigators and inspectors
197 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State
198 Constitution. This sub-subparagraph is subject to the Open
199 Government Sunset Review Act in accordance with s. 119.15 and
200 shall stand repealed on October 2, 2022, unless reviewed and



201 saved from repeal through reenactment by the Legislature.

202 n. The home addresses, telephone numbers, and dates of
203 birth of county tax collectors; the names, home addresses,
204 telephone numbers, dates of birth, and places of employment of
205 the spouses and children of such tax collectors; and the names
206 and locations of schools and day care facilities attended by the
207 children of such tax collectors are exempt from s. 119.07(1) and
208 s. 24(a), Art. I of the State Constitution. 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, 2022, unless reviewed and saved from repeal through
212 reenactment by the Legislature.

213 o. The home addresses, telephone numbers, dates of birth,
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. This sub-subparagraph is subject to the



226 Open Government Sunset Review Act in accordance with s. 119.15
227 and shall stand repealed on October 2, 2019, unless reviewed and
228 saved from repeal through reenactment by the Legislature.

229 p. The home addresses, telephone numbers, dates of birth,
230 and photographs of current or former impaired practitioner
231 consultants who are retained by an agency or current or former
232 employees of an impaired practitioner consultant whose duties
233 result in a determination of a person's skill and safety to
234 practice a licensed profession; the names, home addresses,
235 telephone numbers, dates of birth, and places of employment of
236 the spouses and children of such consultants or their employees;
237 and the names and locations of schools and day care facilities
238 attended by the children of such consultants or employees are
239 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
240 Constitution. This sub-subparagraph is subject to the Open
241 Government Sunset Review Act in accordance with s. 119.15 and
242 shall stand repealed on October 2, 2020, unless reviewed and
243 saved from repeal through reenactment by the Legislature.

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



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

257 r. The home addresses, telephone numbers, dates of birth,
258 and photographs of current or former personnel employed in an
259 agency's office of inspector general or internal audit
260 department whose duties include auditing or investigating waste,
261 fraud, abuse, theft, exploitation, or other activities that
262 could lead to criminal prosecution or administrative discipline;
263 the names, home addresses, telephone numbers, dates of birth,
264 and places of employment of spouses and children of such
265 personnel; and the names and locations of schools and day care
266 facilities attended by the children of such personnel are exempt
267 from s. 119.07(1) and s. 24(a), Art. I of the State
268 Constitution. This sub-subparagraph is subject to the Open
269 Government Sunset Review Act in accordance with s. 119.15 and
270 shall stand repealed on October 2, 2021, unless reviewed and
271 saved from repeal through reenactment by the Legislature.

272 s. The home addresses, telephone numbers, dates of birth,
273 and photographs of current or former directors, managers,
274 supervisors, and clinical employees of a child advocacy center
275 that meets the requirements of s. 39.3035 and the members of a



276 child protection team as provided in s. 39.303 whose duties
277 include supporting the investigation of child abuse or sexual
278 abuse, child abandonment, child neglect, or child exploitation
279 or to provide services as part of a multidisciplinary case
280 review team; the home addresses, telephone numbers, photographs,
281 dates of birth, and places of employment of the spouses and
282 children of such personnel; and the names and locations of
283 schools and day care facilities attended by the children of such
284 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of
285 the State Constitution. This sub-subparagraph is subject to the
286 Open Government Sunset Review Act in accordance with s. 119.15
287 and shall stand repealed on October 2, 2023, unless reviewed and
288 saved from repeal through reenactment by the Legislature.

289 3. An agency that is the custodian of the information
290 specified in subparagraph 2. and that is not the employer of the
291 officer, employee, justice, judge, or other person specified in
292 subparagraph 2. shall maintain the exempt status of that
293 information only if the officer, employee, justice, judge, other
294 person, or employing agency of the designated employee submits a
295 written request for maintenance of the exemption to the
296 custodial agency.

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

300 Section 2. (1) The Legislature finds that it is a public



301 necessity that the following identifying and location
302 information be exempt from s. 119.07(1), Florida Statutes, and
303 s. 24(a), Article I of the State Constitution:

304 (a) The home addresses, telephone numbers, dates of birth,
305 and photographs of current or former directors, managers,
306 supervisors, and clinical employees of a child advocacy center
307 that meets the requirements of s. 39.3035, Florida Statutes.

308 (b) The home addresses, telephone numbers, dates of birth,
309 and photographs of current or former members of a child
310 protection team as provided in s. 39.303, Florida Statutes,
311 whose duties include supporting the investigation of child abuse
312 or sexual abuse, child abandonment, child neglect, or child
313 exploitation or to provide services as part of a
314 multidisciplinary case review team.

315 (c) The home addresses, telephone numbers, photographs,
316 dates of birth, and places of employment of the spouses and
317 children of personnel identified in paragraphs (a) and (b).

318 (d) The names and locations of schools and day care
319 facilities attended by the children of such personnel.

320 (2) The Legislature finds that the release of such
321 identifying and location information has placed current and
322 former directors, managers, supervisors, and clinical employees
323 of a child advocacy center that meets the requirements of s.
324 39.3035, Florida Statutes, and the members of a child protection
325 team as provided in s. 39.303, Florida Statutes, whose duties



326 include supporting the investigation of child abuse or sexual
327 abuse, child abandonment, child neglect, or child exploitation
328 or to provide services as part of a multidisciplinary case
329 review team, and the family members of such personnel, in danger
330 of physical and emotional harm from disgruntled individuals who
331 may react inappropriately and violently to actions taken by such
332 personnel. These personnel provide necessary and appropriate
333 support services to abused, abandoned, neglected, and exploited
334 children who are some of the state's most vulnerable residents.
335 Despite the value of these services, an individual may become
336 dissatisfied with the assistance provided, or the
337 recommendations or decisions these personnel make, which may
338 result in a director, manager, supervisor, or clinical employee
339 of a child advocacy center, a member of a child protection team,
340 or a family member of such personnel becoming a potential target
341 for an act of revenge. The risk continues after such personnel
342 concludes his or her service because a disgruntled individual
343 may wait to commit an act of revenge until such personnel no
344 longer holds a position at a child advocacy center or on a child
345 protection team. The harm that may result from the release of
346 such personal identifying and location information outweighs any
347 public benefit that may be derived from the disclosure of the
348 information.

349 Section 3. This act shall take effect July 1, 2018.