

**FOR CONSIDERATION** By the Committee on Health Policy

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1 A bill to be entitled

2 An act relating to a review under the Open Government  
3 Sunset Review Act; amending s. 119.071, F.S., relating  
4 to an exemption from the public records requirements  
5 for personal identifying and location information and  
6 photographs of certain Department of Health personnel;  
7 removing the scheduled repeal of the exemption;  
8 providing an effective date.

9  
10 Be It Enacted by the Legislature of the State of Florida:

11  
12 Section 1. Paragraph (d) of subsection (4) of section  
13 119.071, Florida Statutes, is amended to read:

14 119.071 General exemptions from inspection or copying of  
15 public records.—

16 (4) AGENCY PERSONNEL INFORMATION.—

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

22 2.a. The home addresses, telephone numbers, dates of birth,  
23 and photographs of active or former sworn or civilian law  
24 enforcement personnel, including correctional and correctional  
25 probation officers, personnel of the Department of Children and  
26 Families whose duties include the investigation of abuse,  
27 neglect, exploitation, fraud, theft, or other criminal  
28 activities, personnel of the Department of Health whose duties  
29 are to support the investigation of child abuse or neglect, and

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40 shall stand repealed on October 2, 2022, unless reviewed and  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

42 b. The home addresses, telephone numbers, dates of birth,  
43 and photographs of current or former nonsworn investigative  
44 personnel of the Department of Financial Services whose duties  
45 include the investigation of fraud, theft, workers' compensation  
46 coverage requirements and compliance, other related criminal  
47 activities, or state regulatory requirement violations; the  
48 names, home addresses, telephone numbers, dates of birth, and  
49 places of employment of the spouses and children of such  
50 personnel; and the names and locations of schools and day care  
51 facilities attended by the children of such personnel are exempt  
52 from s. 119.07(1) and s. 24(a), Art. I of the State  
53 Constitution. This sub-subparagraph is subject to the Open  
54 Government Sunset Review Act in accordance with s. 119.15 and  
55 shall stand repealed on October 2, 2021, unless reviewed and  
56 saved from repeal through reenactment by the Legislature.

57 c. The home addresses, telephone numbers, dates of birth,  
58 and photographs of current or former nonsworn investigative

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

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

84 e. The home addresses, dates of birth, and telephone  
85 numbers of current or former justices of the Supreme Court,  
86 district court of appeal judges, circuit court judges, and  
87 county court judges; the names, home addresses, telephone

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

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

109 g. The home addresses, dates of birth, and telephone  
110 numbers of general magistrates, special magistrates, judges of  
111 compensation claims, administrative law judges of the Division  
112 of Administrative Hearings, and child support enforcement  
113 hearing officers; the names, home addresses, telephone numbers,  
114 dates of birth, and places of employment of the spouses and  
115 children of general magistrates, special magistrates, judges of  
116 compensation claims, administrative law judges of the Division

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117 of Administrative Hearings, and child support enforcement  
118 hearing officers; and the names and locations of schools and day  
119 care facilities attended by the children of general magistrates,  
120 special magistrates, judges of compensation claims,  
121 administrative law judges of the Division of Administrative  
122 Hearings, and child support enforcement hearing officers are  
123 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
124 Constitution. This sub-subparagraph is subject to the Open  
125 Government Sunset Review Act in accordance with s. 119.15 and  
126 shall stand repealed on October 2, 2022, unless reviewed and  
127 saved from repeal through reenactment by the Legislature.

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

140 i. The home addresses, telephone numbers, dates of birth,  
141 and photographs of current or former code enforcement officers;  
142 the names, home addresses, telephone numbers, dates of birth,  
143 and places of employment of the spouses and children of such  
144 personnel; and the names and locations of schools and day care  
145 facilities attended by the children of such personnel are exempt

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146 from s. 119.07(1) and s. 24(a), Art. I of the State  
147 Constitution.

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

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

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175 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
176 Constitution.

177 1. The home addresses, telephone numbers, dates of birth,  
178 and photographs of current or former public defenders, assistant  
179 public defenders, criminal conflict and civil regional counsel,  
180 and assistant criminal conflict and civil regional counsel; the  
181 names, home addresses, telephone numbers, dates of birth, and  
182 places of employment of the spouses and children of current or  
183 former public defenders, assistant public defenders, criminal  
184 conflict and civil regional counsel, and assistant criminal  
185 conflict and civil regional counsel; and the names and locations  
186 of schools and day care facilities attended by the children of  
187 current or former public defenders, assistant public defenders,  
188 criminal conflict and civil regional counsel, and assistant  
189 criminal conflict and civil regional counsel are exempt from s.  
190 119.07(1) and s. 24(a), Art. I of the State Constitution.

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

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204 n. The home addresses, telephone numbers, and dates of  
205 birth of county tax collectors; the names, home addresses,  
206 telephone numbers, dates of birth, and places of employment of  
207 the spouses and children of such tax collectors; and the names  
208 and locations of schools and day care facilities attended by the  
209 children of such tax collectors are exempt from s. 119.07(1) and  
210 s. 24(a), Art. I of the State Constitution. This sub-  
211 subparagraph is subject to the Open Government Sunset Review Act  
212 in accordance with s. 119.15 and shall stand repealed on October  
213 2, 2022, unless reviewed and saved from repeal through  
214 reenactment by the Legislature.

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

231 p. The home addresses, telephone numbers, dates of birth,  
232 and photographs of current or former impaired practitioner



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

246 q. The home addresses, telephone numbers, dates of birth,  
247 and photographs of current or former emergency medical  
248 technicians or paramedics certified under chapter 401; the  
249 names, home addresses, telephone numbers, dates of birth, and  
250 places of employment of the spouses and children of such  
251 emergency medical technicians or paramedics; and the names and  
252 locations of schools and day care facilities attended by the  
253 children of such emergency medical technicians or paramedics are  
254 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
255 Constitution. This sub-subparagraph is subject to the Open  
256 Government Sunset Review Act in accordance with s. 119.15 and  
257 shall stand repealed on October 2, 2021, unless reviewed and  
258 saved from repeal through reenactment by the Legislature.

259 r. The home addresses, telephone numbers, dates of birth,  
260 and photographs of current or former personnel employed in an  
261 agency's office of inspector general or internal audit

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

274 s. The home addresses, telephone numbers, dates of birth,  
275 and photographs of current or former directors, managers,  
276 supervisors, nurses, and clinical employees of an addiction  
277 treatment facility; the home addresses, telephone numbers,  
278 photographs, dates of birth, and places of employment of the  
279 spouses and children of such personnel; and the names and  
280 locations of schools and day care facilities attended by the  
281 children of such personnel are exempt from s. 119.07(1) and s.  
282 24(a), Art. I of the State Constitution. For purposes of this  
283 sub-subparagraph, the term "addiction treatment facility" means  
284 a county government, or agency thereof, that is licensed  
285 pursuant to s. 397.401 and provides substance abuse prevention,  
286 intervention, or clinical treatment, including any licensed  
287 service component described in s. 397.311(26). This sub-  
288 subparagraph is subject to the Open Government Sunset Review Act  
289 in accordance with s. 119.15 and shall stand repealed on October  
290 2, 2023, unless reviewed and saved from repeal through

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291 reenactment by the Legislature.

292 t. The home addresses, telephone numbers, dates of birth,  
293 and photographs of current or former directors, managers,  
294 supervisors, and clinical employees of a child advocacy center  
295 that meets the standards of s. 39.3035(1) and fulfills the  
296 screening requirement of s. 39.3035(2), and the members of a  
297 child protection team as described in s. 39.303 whose duties  
298 include supporting the investigation of child abuse or sexual  
299 abuse, child abandonment, child neglect, and child exploitation  
300 or to provide services as part of a multidisciplinary case  
301 review team; the names, home addresses, telephone numbers,  
302 photographs, dates of birth, and places of employment of the  
303 spouses and children of such personnel and members; and the  
304 names and locations of schools and day care facilities attended  
305 by the children of such personnel and members are exempt from s.  
306 119.07(1) and s. 24(a), Art. I of the State Constitution. This  
307 sub-subparagraph is subject to the Open Government Sunset Review  
308 Act in accordance with s. 119.15 and shall stand repealed on  
309 October 2, 2023, unless reviewed and saved from repeal through  
310 reenactment by the Legislature.

311 3. An agency that is the custodian of the information  
312 specified in subparagraph 2. and that is not the employer of the  
313 officer, employee, justice, judge, or other person specified in  
314 subparagraph 2. shall maintain the exempt status of that  
315 information only if the officer, employee, justice, judge, other  
316 person, or employing agency of the designated employee submits a  
317 written request for maintenance of the exemption to the  
318 custodial agency.

319 4. The exemptions in this paragraph apply to information

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320 held by an agency before, on, or after the effective date of the  
321 exemption.

322 Section 2. This act shall take effect October 1, 2019.