

By Senator Wright

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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 current and former judicial  
6       assistants and their spouses and children; providing  
7       for future legislative review and repeal of the  
8       exemption; providing a statement of public necessity;  
9       providing an effective date.

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

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

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

17       (4) AGENCY PERSONNEL INFORMATION.—

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

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

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41 shall stand repealed on October 2, 2022, unless reviewed and  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

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

58       c. The home addresses, telephone numbers, dates of birth,

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

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

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

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88 county court judges, and judicial assistants; the names, home  
89 addresses, telephone numbers, dates of birth, and places of  
90 employment of the spouses and children of current or former  
91 justices, ~~and judges,~~ and judicial assistants; and the names and  
92 locations of schools and day care facilities attended by the  
93 children of current or former justices, ~~and judges,~~ and judicial  
94 assistants are exempt from s. 119.07(1) and s. 24(a), Art. I of  
95 the State Constitution. This sub-subparagraph is subject to the  
96 Open Government Sunset Review Act in accordance with s. 119.15  
97 and shall stand repealed on October 2, 2024 ~~2022~~, unless  
98 reviewed and saved from repeal through reenactment by the  
99 Legislature.

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

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

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

131 h. The home addresses, telephone numbers, dates of birth,  
132 and photographs of current or former human resource, labor  
133 relations, or employee relations directors, assistant directors,  
134 managers, or assistant managers of any local government agency  
135 or water management district whose duties include hiring and  
136 firing employees, labor contract negotiation, administration, or  
137 other personnel-related duties; the names, home addresses,  
138 telephone numbers, dates of birth, and places of employment of  
139 the spouses and children of such personnel; and the names and  
140 locations of schools and day care facilities attended by the  
141 children of such personnel are exempt from s. 119.07(1) and s.  
142 24(a), Art. I of the State Constitution.

143 i. The home addresses, telephone numbers, dates of birth,  
144 and photographs of current or former code enforcement officers;  
145 the names, home addresses, telephone numbers, dates of birth,

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146 and places of employment of the spouses and children of such  
147 personnel; and the names and locations of schools and day care  
148 facilities attended by the children of such personnel are exempt  
149 from s. 119.07(1) and s. 24(a), Art. I of the State  
150 Constitution.

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

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

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175 dates of birth, and places of employment of spouses and children  
176 of such personnel; and the names and locations of schools and  
177 day care facilities attended by the children of such personnel  
178 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
179 Constitution.

180 1. The home addresses, telephone numbers, dates of birth,  
181 and photographs of current or former public defenders, assistant  
182 public defenders, criminal conflict and civil regional counsel,  
183 and assistant criminal conflict and civil regional counsel; the  
184 names, home addresses, telephone numbers, dates of birth, and  
185 places of employment of the spouses and children of current or  
186 former public defenders, assistant public defenders, criminal  
187 conflict and civil regional counsel, and assistant criminal  
188 conflict and civil regional counsel; and the names and locations  
189 of schools and day care facilities attended by the children of  
190 current or former public defenders, assistant public defenders,  
191 criminal conflict and civil regional counsel, and assistant  
192 criminal conflict and civil regional counsel are exempt from s.  
193 119.07(1) and s. 24(a), Art. I of the State Constitution.

194 m. The home addresses, telephone numbers, dates of birth,  
195 and photographs of current or former investigators or inspectors  
196 of the Department of Business and Professional Regulation; the  
197 names, home addresses, telephone numbers, dates of birth, and  
198 places of employment of the spouses and children of such current  
199 or former investigators and inspectors; and the names and  
200 locations of schools and day care facilities attended by the  
201 children of such current or former investigators and inspectors  
202 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
203 Constitution. This sub-subparagraph is subject to the Open

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204 Government Sunset Review Act in accordance with s. 119.15 and  
205 shall stand repealed on October 2, 2022, unless reviewed and  
206 saved from repeal through reenactment by the Legislature.

207 n. The home addresses, telephone numbers, and dates of  
208 birth of county tax collectors; the names, home addresses,  
209 telephone numbers, dates of birth, and places of employment of  
210 the spouses and children of such tax collectors; and the names  
211 and locations of schools and day care facilities attended by the  
212 children of such tax collectors are exempt from s. 119.07(1) and  
213 s. 24(a), Art. I of the State Constitution. This sub-  
214 subparagraph is subject to the Open Government Sunset Review Act  
215 in accordance with s. 119.15 and shall stand repealed on October  
216 2, 2022, unless reviewed and saved from repeal through  
217 reenactment by the Legislature.

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

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233 saved from repeal through reenactment by the Legislature.

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

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

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

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

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291 subparagraph is subject to the Open Government Sunset Review Act  
292 in accordance with s. 119.15 and shall stand repealed on October  
293 2, 2023, unless reviewed and saved from repeal through  
294 reenactment by the Legislature.

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

314 3. An agency that is the custodian of the information  
315 specified in subparagraph 2. and that is not the employer of the  
316 officer, employee, justice, judge, or other person specified in  
317 subparagraph 2. shall maintain the exempt status of that  
318 information only if the officer, employee, justice, judge, other  
319 person, or employing agency of the designated employee submits a

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320 written request for maintenance of the exemption to the  
321 custodial agency.

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

325 Section 2. The Legislature finds that it is a public  
326 necessity that the home addresses, dates of birth, and telephone  
327 numbers of current or former judicial assistants; the names,  
328 home addresses, telephone numbers, dates of birth, and places of  
329 employment of the spouses and children of such judicial  
330 assistants; and the names and locations of schools and day care  
331 facilities attended by the children of such judicial assistants  
332 be made exempt from s. 119.07(1), Florida Statutes, and s.  
333 24(a), Article I of the State Constitution. Such identifying and  
334 location information can be used as a tool to perpetuate fraud  
335 against an individual and to acquire sensitive personal,  
336 financial, medical, and familial information, the release of  
337 which could cause great financial harm to the individual. In the  
338 course of assisting in making rulings, entering judgments,  
339 imposing sentences, or reviewing cases, judicial assistants  
340 frequently do not create good will with litigants, the accused,  
341 the convicted, and their associates and families, thus making  
342 the judicial assistants, and their spouses and children, targets  
343 for acts of revenge. This risk continues after judicial  
344 assistants complete their public service. Disgruntled  
345 individuals may wait to commit an act of revenge until the  
346 employment of a judicial assistant ends. If such identifying and  
347 location information were released, the safety of current or  
348 former judicial assistants and their spouses and children could

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349 be seriously jeopardized. For these reasons, the Legislature  
350 finds that it is a public necessity that such information be  
351 made exempt from public records requirements.

352 Section 3. This act shall take effect July 1, 2019.