

By Senator Perry

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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 the personal identifying and  
5       location information of current and former  
6       commissioners and specified commission personnel of  
7       the Florida Commission on Offender Review and the  
8       names and personal identifying and location  
9       information of the spouses and children of such  
10      personnel; providing for future review and repeal of  
11      the exemption; providing an exemption from public  
12      records requirements for the personal identifying and  
13      location information of school administrators and the  
14      names and personal identifying and location  
15      information of the spouses and children of school  
16      administrators; providing for future review and repeal  
17      of the exemption; providing statements of public  
18      necessity; providing an effective date.

19  
20 Be It Enacted by the Legislature of the State of Florida:

21  
22       Section 1. Paragraph (d) of subsection (4) of section  
23       119.071, Florida Statutes, is amended to read:

24       119.071 General exemptions from inspection or copying of  
25       public records.—

26       (4) AGENCY PERSONNEL INFORMATION.—

27       (d)1. For purposes of this paragraph, the term:

28       a. "Home addresses" means the dwelling location at which an  
29       individual resides and includes the physical address, mailing

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30 address, street address, parcel identification number, plot  
31 identification number, legal property description, neighborhood  
32 name and lot number, GPS coordinates, and any other descriptive  
33 property information that may reveal the home address.

34 b. "Telephone numbers" includes home telephone numbers,  
35 personal cellular telephone numbers, personal pager telephone  
36 numbers, and telephone numbers associated with personal  
37 communications devices.

38 2.a. The home addresses, telephone numbers, dates of birth,  
39 and photographs of active or former sworn law enforcement  
40 personnel or of active or former civilian personnel employed by  
41 a law enforcement agency, including correctional and  
42 correctional probation officers, personnel of the Department of  
43 Children and Families whose duties include the investigation of  
44 abuse, neglect, exploitation, fraud, theft, or other criminal  
45 activities, personnel of the Department of Health whose duties  
46 are to support the investigation of child abuse or neglect, and  
47 personnel of the Department of Revenue or local governments  
48 whose responsibilities include revenue collection and  
49 enforcement or child support enforcement; the names, home  
50 addresses, telephone numbers, photographs, 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.

56 b. The home addresses, telephone numbers, dates of birth,  
57 and photographs of current or former nonsworn investigative  
58 personnel of the Department of Financial Services whose duties

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59 include the investigation of fraud, theft, workers' compensation  
60 coverage requirements and compliance, other related criminal  
61 activities, or state regulatory requirement violations; the  
62 names, home addresses, telephone numbers, dates of birth, and  
63 places of employment of the spouses and children of such  
64 personnel; and the names and locations of schools and day care  
65 facilities attended by the children of such personnel are exempt  
66 from s. 119.07(1) and s. 24(a), Art. I of the State  
67 Constitution.

68 c. The home addresses, telephone numbers, dates of birth,  
69 and photographs of current or former nonsworn investigative  
70 personnel of the Office of Financial Regulation's Bureau of  
71 Financial Investigations whose duties include the investigation  
72 of fraud, theft, other related criminal activities, or state  
73 regulatory requirement violations; the names, home addresses,  
74 telephone numbers, dates of birth, and places of employment of  
75 the spouses and children of such personnel; and the names and  
76 locations of schools and day care facilities attended by the  
77 children of such personnel are exempt from s. 119.07(1) and s.  
78 24(a), Art. I of the State Constitution.

79 d. The home addresses, telephone numbers, dates of birth,  
80 and photographs of current or former firefighters certified in  
81 compliance with s. 633.408; the names, home addresses, telephone  
82 numbers, photographs, dates of birth, and places of employment  
83 of the spouses and children of such firefighters; and the names  
84 and locations of schools and day care facilities attended by the  
85 children of such firefighters are exempt from s. 119.07(1) and  
86 s. 24(a), Art. I of the State Constitution.

87 e. The home addresses, dates of birth, and telephone

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88 numbers of current or former justices of the Supreme Court,  
89 district court of appeal judges, circuit court judges, and  
90 county court judges; the names, home addresses, telephone  
91 numbers, dates of birth, and places of employment of the spouses  
92 and children of current or former justices and judges; and the  
93 names and locations of schools and day care facilities attended  
94 by the children of current or former justices and judges are  
95 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
96 Constitution.

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.

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

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

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

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146 employment, dates of birth, and photographs of current or former  
147 guardians ad litem, as defined in s. 39.820; the names, home  
148 addresses, telephone numbers, dates of birth, and places of  
149 employment of the spouses and children of such persons; and the  
150 names and locations of schools and day care facilities attended  
151 by the children of such persons are exempt from s. 119.07(1) and  
152 s. 24(a), Art. I of the State Constitution.

153 k. The home addresses, telephone numbers, dates of birth,  
154 and photographs of current or former juvenile probation  
155 officers, juvenile probation supervisors, detention  
156 superintendents, assistant detention superintendents, juvenile  
157 justice detention officers I and II, juvenile justice detention  
158 officer supervisors, juvenile justice residential officers,  
159 juvenile justice residential officer supervisors I and II,  
160 juvenile justice counselors, juvenile justice counselor  
161 supervisors, human services counselor administrators, senior  
162 human services counselor administrators, rehabilitation  
163 therapists, and social services counselors of the Department of  
164 Juvenile Justice; the names, home addresses, telephone numbers,  
165 dates of birth, and places of employment of spouses and children  
166 of such personnel; and the names and locations of schools and  
167 day care facilities attended by the children of such personnel  
168 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
169 Constitution.

170 l. The home addresses, telephone numbers, dates of birth,  
171 and photographs of current or former public defenders, assistant  
172 public defenders, criminal conflict and civil regional counsel,  
173 and assistant criminal conflict and civil regional counsel; the  
174 names, home addresses, telephone numbers, dates of birth, and

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175 places of employment of the spouses and children of current or  
176 former public defenders, assistant public defenders, criminal  
177 conflict and civil regional counsel, and assistant criminal  
178 conflict and civil regional counsel; and the names and locations  
179 of schools and day care facilities attended by the children of  
180 current or former public defenders, assistant public defenders,  
181 criminal conflict and civil regional counsel, and assistant  
182 criminal conflict and civil regional counsel are exempt from s.  
183 119.07(1) and s. 24(a), Art. I of the State Constitution.

184 m. The home addresses, telephone numbers, dates of birth,  
185 and photographs of current or former investigators or inspectors  
186 of the Department of Business and Professional Regulation; the  
187 names, home addresses, telephone numbers, dates of birth, and  
188 places of employment of the spouses and children of such current  
189 or former investigators and inspectors; and the names and  
190 locations of schools and day care facilities attended by the  
191 children of such current or former investigators and inspectors  
192 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
193 Constitution.

194 n. The home addresses, telephone numbers, and dates of  
195 birth of county tax collectors; the names, home addresses,  
196 telephone numbers, dates of birth, and places of employment of  
197 the spouses and children of such tax collectors; and the names  
198 and locations of schools and day care facilities attended by the  
199 children of such tax collectors are exempt from s. 119.07(1) and  
200 s. 24(a), Art. I of the State Constitution.

201 o. The home addresses, telephone numbers, dates of birth,  
202 and photographs of current or former personnel of the Department  
203 of Health whose duties include, or result in, the determination

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204 or adjudication of eligibility for social security disability  
205 benefits, the investigation or prosecution of complaints filed  
206 against health care practitioners, or the inspection of health  
207 care practitioners or health care facilities licensed by the  
208 Department of Health; the names, home addresses, telephone  
209 numbers, dates of birth, and places of employment of the spouses  
210 and children of such personnel; and the names and locations of  
211 schools and day care facilities attended by the children of such  
212 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of  
213 the State Constitution.

214 p. The home addresses, telephone numbers, dates of birth,  
215 and photographs of current or former impaired practitioner  
216 consultants who are retained by an agency or current or former  
217 employees of an impaired practitioner consultant whose duties  
218 result in a determination of a person's skill and safety to  
219 practice a licensed profession; the names, home addresses,  
220 telephone numbers, dates of birth, and places of employment of  
221 the spouses and children of such consultants or their employees;  
222 and the names and locations of schools and day care facilities  
223 attended by the children of such consultants or employees are  
224 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
225 Constitution.

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



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233 children of such emergency medical technicians or paramedics are  
234 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
235 Constitution.

236 r. The home addresses, telephone numbers, dates of birth,  
237 and photographs of current or former personnel employed in an  
238 agency's office of inspector general or internal audit  
239 department whose duties include auditing or investigating waste,  
240 fraud, abuse, theft, exploitation, or other activities that  
241 could lead to criminal prosecution or administrative discipline;  
242 the names, home addresses, telephone numbers, dates of birth,  
243 and places of employment of spouses and children of such  
244 personnel; and the names and locations of schools and day care  
245 facilities attended by the children of such personnel are exempt  
246 from s. 119.07(1) and s. 24(a), Art. I of the State  
247 Constitution.

248 s. The home addresses, telephone numbers, dates of birth,  
249 and photographs of current or former directors, managers,  
250 supervisors, nurses, and clinical employees of an addiction  
251 treatment facility; the home addresses, telephone numbers,  
252 photographs, dates of birth, and places of employment of the  
253 spouses and children of such personnel; and the names and  
254 locations of schools and day care facilities attended by the  
255 children of such personnel are exempt from s. 119.07(1) and s.  
256 24(a), Art. I of the State Constitution. For purposes of this  
257 sub-subparagraph, the term "addiction treatment facility" means  
258 a county government, or agency thereof, that is licensed  
259 pursuant to s. 397.401 and provides substance abuse prevention,  
260 intervention, or clinical treatment, including any licensed  
261 service component described in s. 397.311(26).

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262 t. The home addresses, telephone numbers, dates of birth,  
263 and photographs of current or former directors, managers,  
264 supervisors, and clinical employees of a child advocacy center  
265 that meets the standards of s. 39.3035(1) and fulfills the  
266 screening requirement of s. 39.3035(2), and the members of a  
267 Child Protection Team as described in s. 39.303 whose duties  
268 include supporting the investigation of child abuse or sexual  
269 abuse, child abandonment, child neglect, and child exploitation  
270 or to provide services as part of a multidisciplinary case  
271 review team; the names, home addresses, telephone numbers,  
272 photographs, dates of birth, and places of employment of the  
273 spouses and children of such personnel and members; and the  
274 names and locations of schools and day care facilities attended  
275 by the children of such personnel and members are exempt from s.  
276 119.07(1) and s. 24(a), Art. I of the State Constitution.

277 t. The home addresses, telephone numbers, dates of birth,  
278 and photographs of current or former commissioners of the  
279 Florida Commission on Offender Review or commission personnel  
280 whose duties include making a final decision on, holding a  
281 hearing for, or investigating a violation of post-incarceration  
282 supervised release; the names, home addresses, telephone  
283 numbers, dates of birth, photographs, and places of employment  
284 of the spouses and children of such current or former  
285 commissioners and commission personnel; and the names and  
286 locations of schools and day care facilities attended by the  
287 children of such current or former commissioners and commission  
288 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of  
289 the State Constitution. This sub-subparagraph is subject to the  
290 Open Government Sunset Review Act in accordance with s. 119.15

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291 and shall stand repealed on October 2, 2025, unless reviewed and  
292 saved from repeal through reenactment by the Legislature.

293 v. The home addresses, telephone numbers, and dates of  
294 birth of school administrators as described in s. 1012.01(3)(c);  
295 the names, home addresses, telephone numbers, dates of birth,  
296 and places of employment of the spouses and children of school  
297 administrators; and the names and locations of schools and day  
298 care facilities attended by the children of school  
299 administrators are exempt from s. 119.07(1) and s. 24(a), Art. I  
300 of the State Constitution. This sub-subparagraph is subject to  
301 the Open Government Sunset Review Act in accordance with s.  
302 119.15 and shall stand repealed on October 2, 2025, unless  
303 reviewed and saved from repeal through reenactment by the  
304 Legislature.

305 3. An agency that is the custodian of the information  
306 specified in subparagraph 2. and that is not the employer of the  
307 officer, employee, justice, judge, or other person specified in  
308 subparagraph 2. shall maintain the exempt status of that  
309 information only if the officer, employee, justice, judge, other  
310 person, or employing agency of the designated employee submits a  
311 written request for maintenance of the exemption to the  
312 custodial agency.

313 4. An officer, an employee, a justice, a judge, or other  
314 person specified in subparagraph 2. may submit a written request  
315 for the release of his or her exempt information to the  
316 custodial agency. The written request must be notarized and must  
317 specify the information to be released and the party that is  
318 authorized to receive the information. Upon receipt of the  
319 written request, the custodial agency shall release the

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320 specified information to the party authorized to receive such  
321 information.

322 5. 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 6. This paragraph is subject to the Open Government Sunset  
326 Review Act in accordance with s. 119.15 and shall stand repealed  
327 on October 2, 2024, unless reviewed and saved from repeal  
328 through reenactment by the Legislature.

329 Section 2. (1) (a) The Legislature finds that it is a public  
330 necessity to exempt from public records requirements the home  
331 addresses, telephone numbers, dates of birth, and photographs of  
332 current or former commissioners of the Florida Commission on  
333 Offender Review and commission personnel whose duties include  
334 making a final decision on, holding a hearing for, or  
335 investigating a violation of post-incarceration supervised  
336 release; the names, home addresses, telephone numbers, dates of  
337 birth, photographs, and places of employment of the spouses and  
338 children of such current or former commissioners and commission  
339 personnel; and the names and locations of schools and day care  
340 facilities attended by the children of such current or former  
341 commissioners and commission personnel.

342 (b) The efforts of commissioners and commission personnel  
343 can have a direct effect on which persons are placed on parole  
344 or released on conditional medical release; on the terms and  
345 conditions of those persons released on parole, conditional  
346 release, conditional medical release, or addiction recovery  
347 supervision; and on the determination of whether a releasee has  
348 violated the terms of his or her parole. The Legislature finds

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349 that the release of such personal identifying information and  
350 location information might place these personnel of the Florida  
351 Commission on Offender Review and their family members in danger  
352 of physical and emotional harm by disgruntled individuals who  
353 react contentiously to actions taken by such personnel. The  
354 Legislature further finds that the harm that may result from the  
355 release of such personal identifying and location information  
356 outweighs any public benefit that may be derived from the  
357 disclosure of such information.

358 (2) (a) The Legislature finds that it is a public necessity  
359 to exempt from public records requirements the home addresses,  
360 telephone numbers, and dates of birth of school administrators;  
361 the names, home addresses, telephone numbers, dates of birth,  
362 and the places of employment of the spouses and children of  
363 school administrators; and the names and locations of schools  
364 and day care facilities attended by the children of school  
365 administrators.

366 (b) School administrators are charged with making decisions  
367 related to the discipline, suspension, or expulsion of students;  
368 reporting the presence of illicit substances on campus;  
369 reporting attendance issues that may result in the suspension of  
370 a student's driving privileges; and sanctions against the  
371 parents of truant students. The efforts of school administrators  
372 affect the academic placement of students, their promotion  
373 between grades, and their graduation. Such efforts include the  
374 reporting of students' absences, incidents of misbehavior, and  
375 students' academic achievements to the district superintendent.  
376 The efforts of school administrators also affect the employment  
377 of school personnel and can result in the transfer or suspension

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378 of employees. The Legislature finds that the release of such  
379 personal identifying information and location information might  
380 place these school administrators and their family members in  
381 danger of physical and emotional harm by disgruntled individuals  
382 who react contentiously to actions taken by such personnel. The  
383 Legislature further finds that the harm that may result from the  
384 release of such personal identifying and location information  
385 outweighs any public benefit that may be derived from the  
386 disclosure of such information.

387 Section 3. This act shall take effect upon becoming a law.