



588452

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/31/2021	.	
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The Committee on Governmental Oversight and Accountability  
(Stargel) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Paragraph (1) is added to subsection (5) of  
section 119.071, Florida Statutes, to read:

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

(5) OTHER PERSONAL INFORMATION.—

(1)1. For purposes of this paragraph, "identification and



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11 location information" means:

12 a. The home address and telephone number of a current  
13 member of the Senate or House of Representatives;

14 b. The name, home address, telephone number, and place of  
15 employment of the spouse or child of a current legislator;

16 c. The name and location of a school or day care facility  
17 attended by the child of a current legislator.

18 2. Identification and location information held by an  
19 agency is exempt from s. 119.07(1) and s. 24(a), Art. I of the  
20 State Constitution if such legislator submits to an agency that  
21 has custody of the identification and location information:

22 a. A written request to exempt such information from public  
23 disclosure; and

24 b. A written statement that he or she has made a reasonable  
25 effort to protect the identification and location information  
26 from being accessible through other means available to the  
27 public.

28 3. This paragraph is subject to the Open Government Sunset  
29 Review Act in accordance with s. 119.15 and shall stand repealed  
30 on October 2, 2026, unless reviewed and saved from repeal  
31 through reenactment by the Legislature.

32 Section 2. The Legislature finds that it is a public  
33 necessity that the home addresses and telephone numbers of  
34 current members of the Senate and the House of Representatives;  
35 the names, home addresses, telephone numbers, and places of  
36 employment of the spouses and children of such legislators; and  
37 the names and location of schools and day care facilities  
38 attended by the children of such legislators be made exempt from  
39 s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the



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40 State Constitution. Members of the Legislature often have to  
41 make difficult and impactful policy decisions. As a result,  
42 legislators and their family members may receive threats,  
43 including, but not limited to, verbal threats, harassment, and  
44 intimidation, as a result of carrying out their official duties.  
45 Vulnerability to such threats may discourage residents of this  
46 state from seeking elected office in order to protect themselves  
47 and their families. The Legislature further finds that the harm  
48 that may result from the release of such personal identifying  
49 and location information outweighs any public benefit that may  
50 be derived from the disclosure of the information.

51 Section 3. This act shall take effect July 1, 2021.

52  
53 ===== T I T L E A M E N D M E N T =====

54 And the title is amended as follows:

55 Delete everything before the enacting clause  
56 and insert:

57 A bill to be entitled  
58 An act relating to public records; amending s.  
59 119.071, F.S.; providing an exemption from public  
60 records requirements for certain identifying and  
61 location information of current members of the  
62 Legislature and the spouses and children of such  
63 legislators; providing for future legislative review  
64 and repeal of the exemption under the Open Government  
65 Sunset Review Act; providing a statement of public  
66 necessity; providing an effective date.