

By Senator Garcia

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1                   A bill to be entitled  
2       An act relating to public records; amending s.  
3       119.071, F.S.; exempting personal identifying and  
4       location information of current and former staff and  
5       volunteers of domestic violence centers certified by  
6       the Department of Children and Families under ch. 39,  
7       F.S., and personal identifying and location  
8       information of spouses and children of such personnel,  
9       from public records requirements; providing for future  
10      legislative review and repeal of the exemption;  
11      providing a statement of public necessity; providing  
12      an effective date.

13  
14 Be It Enacted by the Legislature of the State of Florida:

15  
16       Section 1. Paragraph (d) of subsection (4) of section  
17       119.071, Florida Statutes, is amended to read:

18       119.071 General exemptions from inspection or copying of  
19       public records.—

20       (4) AGENCY PERSONNEL INFORMATION.—

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

22       a. "Home addresses" means the dwelling location at which an  
23       individual resides and includes the physical address, mailing  
24       address, street address, parcel identification number, plot  
25       identification number, legal property description, neighborhood  
26       name and lot number, GPS coordinates, and any other descriptive  
27       property information that may reveal the home address.

28       b. "Telephone numbers" includes home telephone numbers,  
29       personal cellular telephone numbers, personal pager telephone

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30 numbers, and telephone numbers associated with personal  
31 communications devices.

32 2.a. The home addresses, telephone numbers, dates of birth,  
33 and photographs of active or former sworn law enforcement  
34 personnel or of active or former civilian personnel employed by  
35 a law enforcement agency, including correctional and  
36 correctional probation officers, personnel of the Department of  
37 Children and Families whose duties include the investigation of  
38 abuse, neglect, exploitation, fraud, theft, or other criminal  
39 activities, personnel of the Department of Health whose duties  
40 are to support the investigation of child abuse or neglect, and  
41 personnel of the Department of Revenue or local governments  
42 whose responsibilities include revenue collection and  
43 enforcement or child support enforcement; the names, home  
44 addresses, telephone numbers, photographs, dates of birth, and  
45 places of employment of the spouses and children of such  
46 personnel; and the names and locations of schools and day care  
47 facilities attended by the children of such personnel are exempt  
48 from s. 119.07(1) and s. 24(a), Art. I of the State  
49 Constitution.

50 b. The home addresses, telephone numbers, dates of birth,  
51 and photographs of current or former nonsworn investigative  
52 personnel of the Department of Financial Services whose duties  
53 include the investigation of fraud, theft, workers' compensation  
54 coverage requirements and compliance, other related criminal  
55 activities, or state regulatory requirement violations; the  
56 names, home addresses, telephone numbers, dates of birth, and  
57 places of employment of the spouses and children of such  
58 personnel; and the names and locations of schools and day care

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59 facilities attended by the children of such personnel are exempt  
60 from s. 119.07(1) and s. 24(a), Art. I of the State  
61 Constitution.

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

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.

81 e. The home addresses, dates of birth, and telephone  
82 numbers of current or former justices of the Supreme Court,  
83 district court of appeal judges, circuit court judges, and  
84 county court judges; the names, home addresses, telephone  
85 numbers, dates of birth, and places of employment of the spouses  
86 and children of current or former justices and judges; and the  
87 names and locations of schools and day care facilities attended

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88 by the children of current or former justices and judges are  
89 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
90 Constitution.

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

103 g. The home addresses, dates of birth, and telephone  
104 numbers of general magistrates, special magistrates, judges of  
105 compensation claims, administrative law judges of the Division  
106 of Administrative Hearings, and child support enforcement  
107 hearing officers; the names, home addresses, telephone numbers,  
108 dates of birth, and places of employment of the spouses and  
109 children of general magistrates, special magistrates, judges of  
110 compensation claims, administrative law judges of the Division  
111 of Administrative Hearings, and child support enforcement  
112 hearing officers; and the names and locations of schools and day  
113 care facilities attended by the children of general magistrates,  
114 special magistrates, judges of compensation claims,  
115 administrative law judges of the Division of Administrative  
116 Hearings, and child support enforcement hearing officers are

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117 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
118 Constitution.

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

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

139 j. The home addresses, telephone numbers, places of  
140 employment, dates of birth, and photographs of current or former  
141 guardians ad litem, as defined in s. 39.820; the names, home  
142 addresses, telephone numbers, dates of birth, and places of  
143 employment of the spouses and children of such persons; and the  
144 names and locations of schools and day care facilities attended  
145 by the children of such persons are exempt from s. 119.07(1) and

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146 s. 24(a), Art. I of the State Constitution.

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

164 l. The home addresses, telephone numbers, dates of birth,  
165 and photographs of current or former public defenders, assistant  
166 public defenders, criminal conflict and civil regional counsel,  
167 and assistant criminal conflict and civil regional counsel; the  
168 names, home addresses, telephone numbers, dates of birth, and  
169 places of employment of the spouses and children of current or  
170 former public defenders, assistant public defenders, criminal  
171 conflict and civil regional counsel, and assistant criminal  
172 conflict and civil regional counsel; and the names and locations  
173 of schools and day care facilities attended by the children of  
174 current or former public defenders, assistant public defenders,

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175 criminal conflict and civil regional counsel, and assistant  
176 criminal conflict and civil regional counsel are exempt from s.  
177 119.07(1) and s. 24(a), Art. I of the State Constitution.

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

188 n. The home addresses, telephone numbers, and dates of  
189 birth of county tax collectors; the names, home addresses,  
190 telephone numbers, dates of birth, and places of employment of  
191 the spouses and children of such tax collectors; and the names  
192 and locations of schools and day care facilities attended by the  
193 children of such tax collectors are exempt from s. 119.07(1) and  
194 s. 24(a), Art. I of the State Constitution.

195 o. The home addresses, telephone numbers, dates of birth,  
196 and photographs of current or former personnel of the Department  
197 of Health whose duties include, or result in, the determination  
198 or adjudication of eligibility for social security disability  
199 benefits, the investigation or prosecution of complaints filed  
200 against health care practitioners, or the inspection of health  
201 care practitioners or health care facilities licensed by the  
202 Department of Health; the names, home addresses, telephone  
203 numbers, dates of birth, and places of employment of the spouses

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204 and children of such personnel; and the names and locations of  
205 schools and day care facilities attended by the children of such  
206 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of  
207 the State Constitution.

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

220 q. The home addresses, telephone numbers, dates of birth,  
221 and photographs of current or former emergency medical  
222 technicians or paramedics certified under chapter 401; the  
223 names, home addresses, telephone numbers, dates of birth, and  
224 places of employment of the spouses and children of such  
225 emergency medical technicians or paramedics; and the names and  
226 locations of schools and day care facilities attended by the  
227 children of such emergency medical technicians or paramedics are  
228 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
229 Constitution.

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



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233 department whose duties include auditing or investigating waste,  
234 fraud, abuse, theft, exploitation, or other activities that  
235 could lead to criminal prosecution or administrative discipline;  
236 the names, home addresses, telephone numbers, dates of birth,  
237 and places of employment of spouses and children of such  
238 personnel; and the names and locations of schools and day care  
239 facilities attended by the children of such personnel are exempt  
240 from s. 119.07(1) and s. 24(a), Art. I of the State  
241 Constitution.

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

256 t. The home addresses, telephone numbers, dates of birth,  
257 and photographs of current or former directors, managers,  
258 supervisors, and clinical employees of a child advocacy center  
259 that meets the standards of s. 39.3035(1) and fulfills the  
260 screening requirement of s. 39.3035(2), and the members of a  
261 Child Protection Team as described in s. 39.303 whose duties

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262 include supporting the investigation of child abuse or sexual  
263 abuse, child abandonment, child neglect, and child exploitation  
264 or to provide services as part of a multidisciplinary case  
265 review team; the names, home addresses, telephone numbers,  
266 photographs, dates of birth, and places of employment of the  
267 spouses and children of such personnel and members; and the  
268 names and locations of schools and day care facilities attended  
269 by the children of such personnel and members are exempt from s.  
270 119.07(1) and s. 24(a), Art. I of the State Constitution.

271 u. The home addresses, telephone numbers, places of  
272 employment, dates of birth, and photographs of current or former  
273 staff and volunteers of domestic violence centers certified by  
274 the Department of Children and Families under chapter 39; the  
275 names, home addresses, telephone numbers, places of employment,  
276 dates of birth, and photographs of the spouses and children of  
277 such personnel; and the names and locations of schools and day  
278 care facilities attended by the children of such personnel are  
279 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
280 Constitution.

281 3. An agency that is the custodian of the information  
282 specified in subparagraph 2. and that is not the employer of the  
283 officer, employee, justice, judge, or other person specified in  
284 subparagraph 2. shall maintain the exempt status of that  
285 information only if the officer, employee, justice, judge, other  
286 person, or employing agency of the designated employee submits a  
287 written request for maintenance of the exemption to the  
288 custodial agency.

289 4. An officer, an employee, a justice, a judge, or other  
290 person specified in subparagraph 2. may submit a written request

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291 for the release of his or her exempt information to the  
292 custodial agency. The written request must be notarized and must  
293 specify the information to be released and the party that is  
294 authorized to receive the information. Upon receipt of the  
295 written request, the custodial agency shall release the  
296 specified information to the party authorized to receive such  
297 information.

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

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

305 Section 2. The Legislature finds that it is a public  
306 necessity that the home addresses, telephone numbers, places of  
307 employment, dates of birth, and photographs of current or former  
308 staff and volunteers of domestic violence centers certified by  
309 the Department of Children and Families under chapter 39; the  
310 names, home addresses, telephone numbers, places of employment,  
311 dates of birth, and photographs of the spouses and children of  
312 such personnel; and the names and locations of schools and day  
313 care facilities attended by the children of such personnel be  
314 exempt from public records requirements. Such personnel and  
315 their family members are at a heightened risk of physical and  
316 emotional harm from perpetrators of domestic violence who have  
317 contentious reactions to actions taken by such personnel to  
318 house and protect victims of domestic violence and limit further  
319 harm to such victims. The Legislature further finds that it is

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320 necessary to provide safeguards to staff and volunteers who are  
321 offering their time to protect victims of domestic violence.  
322 Without such protection, individuals may be less willing to  
323 volunteer or work for such centers, thus reducing the pool of  
324 resources and assistance available to address the already  
325 significant needs of victims of domestic violence.

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