

By the Committee on Criminal Justice; and 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       domestic violence advocates of domestic violence  
6       centers certified by the Department of Children and  
7       Families under ch. 39, F.S., and personal identifying  
8       and location information of spouses and children of  
9       such personnel, from public records requirements;  
10      providing for retroactive application; providing for  
11      future legislative review and repeal of the exemption;  
12      providing a statement of public necessity; providing  
13      an effective date.

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

16  
17       Section 1. Paragraph (d) of subsection (4) of section  
18       119.071, Florida Statutes, is amended to read:

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

21       (4) AGENCY PERSONNEL INFORMATION.—

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

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

29       b. "Telephone numbers" includes home telephone numbers,

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

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

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

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

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

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

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

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88 names and locations of schools and day care facilities attended  
89 by the children of current or former justices and judges are  
90 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
91 Constitution.

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

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

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117 Hearings, and child support enforcement hearing officers are  
118 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
119 Constitution.

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

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

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

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146 by the children of such persons are exempt from s. 119.07(1) and  
147 s. 24(a), Art. I of the State Constitution.

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

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

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175 current or former public defenders, assistant public defenders,  
176 criminal conflict and civil regional counsel, and assistant  
177 criminal conflict and civil regional counsel are exempt from s.  
178 119.07(1) and s. 24(a), Art. I of the State Constitution.

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

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

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

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

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

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

231 r. The home addresses, telephone numbers, dates of birth,  
232 and photographs of current or former personnel employed in an

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

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

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

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262 Child Protection Team as described in s. 39.303 whose duties  
263 include supporting the investigation of child abuse or sexual  
264 abuse, child abandonment, child neglect, and child exploitation  
265 or to provide services as part of a multidisciplinary case  
266 review team; the names, home addresses, telephone numbers,  
267 photographs, dates of birth, and places of employment of the  
268 spouses and children of such personnel and members; and the  
269 names and locations of schools and day care facilities attended  
270 by the children of such personnel and members are exempt from s.  
271 119.07(1) and s. 24(a), Art. I of the State Constitution.

272 u. The home addresses, telephone numbers, places of  
273 employment, dates of birth, and photographs of current or former  
274 staff and domestic violence advocates, as defined in s.  
275 90.5036(1)(b), of domestic violence centers certified by the  
276 Department of Children and Families under chapter 39; the names,  
277 home addresses, telephone numbers, places of employment, dates  
278 of birth, and photographs of the spouses and children of such  
279 personnel; and the names and locations of schools and day care  
280 facilities attended by the children of such personnel are exempt  
281 from s. 119.07(1) and s. 24(a), Art. I of the State  
282 Constitution.

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

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291 4. An officer, an employee, a justice, a judge, or other  
292 person specified in subparagraph 2. may submit a written request  
293 for the release of his or her exempt information to the  
294 custodial agency. The written request must be notarized and must  
295 specify the information to be released and the party that is  
296 authorized to receive the information. Upon receipt of the  
297 written request, the custodial agency shall release the  
298 specified information to the party authorized to receive such  
299 information.

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

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

307 Section 2. The Legislature finds that it is a public  
308 necessity that the home addresses, telephone numbers, places of  
309 employment, dates of birth, and photographs of current or former  
310 staff and domestic violence advocates, as defined in s.  
311 90.5036(1)(b), Florida Statutes, of domestic violence centers  
312 certified by the Department of Children and Families under  
313 chapter 39, Florida Statutes; the names, home addresses,  
314 telephone numbers, places of employment, dates of birth, and  
315 photographs of the spouses and children of such personnel; and  
316 the names and locations of schools and day care facilities  
317 attended by the children of such personnel be exempt from public  
318 records requirements. Such personnel and their family members  
319 are at a heightened risk of physical and emotional harm from

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320 perpetrators of domestic violence who have contentious reactions  
321 to actions taken by such personnel to house and protect victims  
322 of domestic violence and limit further harm to such victims. The  
323 Legislature further finds that it is necessary to provide  
324 safeguards to staff and domestic violence advocates who are  
325 offering their time to protect victims of domestic violence.  
326 Without such protection, individuals may be less willing to  
327 volunteer or work for such centers, thus reducing the pool of  
328 resources and assistance available to address the already  
329 significant needs of victims of domestic violence.

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