

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 or former inspectors  
 6           or investigators of the Department of Agriculture and  
 7           Consumer Services and the spouses and children of the  
 8           current or former inspectors or investigators;  
 9           providing for retroactive application; providing for  
 10          future 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:

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

32 2.a. The home addresses, telephone numbers, dates of  
 33 birth, 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  
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  
 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  
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  
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 1. 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,  
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  
 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  
 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(2) and fulfills the  
260 screening requirement of s. 39.3035(3), and the members of a  
261 Child Protection Team as described in s. 39.303 whose duties  
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 domestic violence advocates, as defined in s.  
274 90.5036(1)(b), of domestic violence centers certified by the  
275 Department of Children and Families under chapter 39; the names,

276 home addresses, telephone numbers, places of employment, dates  
 277 of birth, and photographs of the spouses and children of such  
 278 personnel; and the names and locations of schools and day care  
 279 facilities attended by the children of such personnel are exempt  
 280 from s. 119.07(1) and s. 24(a), Art. I of the State  
 281 Constitution.

282 v. The home addresses, telephone numbers, dates of birth,  
 283 and photographs of current or former inspectors or investigators  
 284 of the Department of Agriculture and Consumer Services; the  
 285 names, home addresses, telephone numbers, dates of birth, and  
 286 places of employment of the spouses and children of current or  
 287 former inspectors or investigators; and the names and locations  
 288 of schools and day care facilities attended by the children of  
 289 current or former inspectors or investigators are exempt from s.  
 290 119.07(1) and s. 24(a), Art. I of the State Constitution. This  
 291 sub-subparagraph is subject to the Open Government Sunset Review  
 292 Act in accordance with s. 119.15 and shall stand repealed on  
 293 October 2, 2028, unless reviewed and saved from repeal through  
 294 reenactment by the Legislature.

295 3. An agency that is the custodian of the information  
 296 specified in subparagraph 2. and that is not the employer of the  
 297 officer, employee, justice, judge, or other person specified in  
 298 subparagraph 2. must maintain the exempt status of that  
 299 information only if the officer, employee, justice, judge, other  
 300 person, or employing agency of the designated employee submits a

301 written and notarized request for maintenance of the exemption  
302 to the custodial agency. The request must state under oath the  
303 statutory basis for the individual's exemption request and  
304 confirm the individual's status as a party eligible for exempt  
305 status.

306 4.a. A county property appraiser, as defined in s.  
307 192.001(3), or a county tax collector, as defined in s.  
308 192.001(4), who receives a written and notarized request for  
309 maintenance of the exemption pursuant to subparagraph 3. must  
310 comply by removing the name of the individual with exempt status  
311 and the instrument number or Official Records book and page  
312 number identifying the property with the exempt status from all  
313 publicly available records maintained by the property appraiser  
314 or tax collector. For written requests received on or before  
315 July 1, 2021, a county property appraiser or county tax  
316 collector must comply with this sub-subparagraph by October 1,  
317 2021. A county property appraiser or county tax collector may  
318 not remove the street address, legal description, or other  
319 information identifying real property within the agency's  
320 records so long as a name or personal information otherwise  
321 exempt from inspection and copying pursuant to this section are  
322 not associated with the property or otherwise displayed in the  
323 public records of the agency.

324 b. Any information restricted from public display,  
325 inspection, or copying under sub-subparagraph a. must be

326 provided to the individual whose information was removed.

327         5. An officer, an employee, a justice, a judge, or other  
328 person specified in subparagraph 2. may submit a written request  
329 for the release of his or her exempt information to the  
330 custodial agency. The written request must be notarized and must  
331 specify the information to be released and the party authorized  
332 to receive the information. Upon receipt of the written request,  
333 the custodial agency must release the specified information to  
334 the party authorized to receive such information.

335         6. The exemptions in this paragraph apply to information  
336 held by an agency before, on, or after the effective date of the  
337 exemption.

338         7. Information made exempt under this paragraph may be  
339 disclosed pursuant to s. 28.2221 to a title insurer authorized  
340 pursuant to s. 624.401 and its affiliates as defined in s.  
341 624.10; a title insurance agent or title insurance agency as  
342 defined in s. 626.841(1) or (2), respectively; or an attorney  
343 duly admitted to practice law in this state and in good standing  
344 with The Florida Bar.

345         8. The exempt status of a home address contained in the  
346 Official Records is maintained only during the period when a  
347 protected party resides at the dwelling location. Upon  
348 conveyance of real property after October 1, 2021, and when such  
349 real property no longer constitutes a protected party's home  
350 address as defined in sub-subparagraph 1.a., the protected party

351 must submit a written request to release the removed information  
352 to the county recorder. The written request to release the  
353 removed information must be notarized, must confirm that a  
354 protected party's request for release is pursuant to a  
355 conveyance of his or her dwelling location, and must specify the  
356 Official Records book and page, instrument number, or clerk's  
357 file number for each document containing the information to be  
358 released.

359 9. Upon the death of a protected party as verified by a  
360 certified copy of a death certificate or court order, any party  
361 can request the county recorder to release a protected  
362 decedent's removed information unless there is a related request  
363 on file with the county recorder for continued removal of the  
364 decedent's information or unless such removal is otherwise  
365 prohibited by statute or by court order. The written request to  
366 release the removed information upon the death of a protected  
367 party must attach the certified copy of a death certificate or  
368 court order and must be notarized, must confirm the request for  
369 release is due to the death of a protected party, and must  
370 specify the Official Records book and page number, instrument  
371 number, or clerk's file number for each document containing the  
372 information to be released. A fee may not be charged for the  
373 release of any document pursuant to such request.

374 10. Except as otherwise expressly provided in this  
375 paragraph, this paragraph is subject to the Open Government

376 Sunset Review Act in accordance with s. 119.15 and shall stand  
377 repealed on October 2, 2024, unless reviewed and saved from  
378 repeal through reenactment by the Legislature.

379       Section 2. The Legislature finds that it is a public  
380 necessity that the home addresses, telephone numbers, dates of  
381 birth, and photographs of current or former inspectors or  
382 investigators of the Department of Agriculture and Consumer  
383 Services; the names, home addresses, telephone numbers, dates of  
384 birth, and places of employment of the spouses and children of  
385 current or former inspectors or investigators; and the names and  
386 locations of schools and day care facilities attended by the  
387 children of current or former inspectors or investigators be  
388 made exempt from s. 119.07(1), Florida Statutes, and s. 24(a),  
389 Article I of the State Constitution. The Legislature finds that  
390 the release of such personal identifying and location  
391 information might place the department's current or former  
392 inspectors or investigators and their family members in danger  
393 of physical and emotional harm from disgruntled individuals  
394 whose businesses or professional practices have come under the  
395 scrutiny of the department. In addition, such personnel may be  
396 subject to threats or acts of revenge because of the duties they  
397 perform. The Legislature further finds that the harm that may  
398 result from the release of such personal identifying and  
399 location information outweighs any public benefit that may be  
400 derived from the disclosure of the information.



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2023

401 | Section 3. This act shall take effect July 1, 2023. |