

By Senator Rouson

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1                   A bill to be entitled  
2       An act relating to public records; amending s.  
3       119.071, F.S.; defining the term "appellate court";  
4       providing an exemption from public records  
5       requirements for the personal identifying and location  
6       information of current appellate court clerks and the  
7       spouses and children of such appellate court clerks;  
8       providing for future legislative review and repeal of  
9       the exemption; providing for retroactive application  
10      of the exemption; amending s. 744.21031, F.S.;  
11      conforming a cross-reference; providing a statement of  
12      public necessity; providing 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. "Appellate court" means the Florida Supreme Court or a  
23       district court of appeal.

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

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30 c.b. "Judicial assistant" means a court employee assigned  
31 to the following class codes: 8140, 8150, 8310, and 8320.

32 d.e. "Telephone numbers" includes home telephone numbers,  
33 personal cellular telephone numbers, personal pager telephone  
34 numbers, and telephone numbers associated with personal  
35 communications devices.

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

54 b. The home addresses, telephone numbers, dates of birth,  
55 and photographs of current or former nonsworn investigative  
56 personnel of the Department of Financial Services whose duties  
57 include the investigation of fraud, theft, workers' compensation  
58 coverage requirements and compliance, other related criminal

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59 activities, or state regulatory requirement violations; the  
60 names, home addresses, telephone numbers, dates of birth, and  
61 places of employment of the spouses and children of such  
62 personnel; and the names and locations of schools and day care  
63 facilities attended by the children of such personnel are exempt  
64 from s. 119.07(1) and s. 24(a), Art. I of the State  
65 Constitution.

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

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

85 e. The home addresses, dates of birth, and telephone  
86 numbers of current or former justices of the Supreme Court,  
87 district court of appeal judges, circuit court judges, and

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88 county court judges and current judicial assistants; the names,  
89 home addresses, telephone numbers, dates of birth, and places of  
90 employment of the spouses and children of current or former  
91 justices and judges and current judicial assistants; and the  
92 names and locations of schools and day care facilities attended  
93 by the children of current or former justices and judges and  
94 current judicial assistants are exempt from s. 119.07(1) and s.  
95 24(a), Art. I of the State Constitution. This sub-subparagraph  
96 is subject to the Open Government Sunset Review Act in  
97 accordance with s. 119.15 and shall stand repealed on October 2,  
98 2028, unless reviewed and saved from repeal through reenactment  
99 by the Legislature.

100 f. The home addresses, telephone numbers, dates of birth,  
101 and photographs of current or former state attorneys, assistant  
102 state attorneys, statewide prosecutors, or assistant statewide  
103 prosecutors; the names, home addresses, telephone numbers,  
104 photographs, dates of birth, and places of employment of the  
105 spouses and children of current or former state attorneys,  
106 assistant state attorneys, statewide prosecutors, or assistant  
107 statewide prosecutors; and the names and locations of schools  
108 and day care facilities attended by the children of current or  
109 former state attorneys, assistant state attorneys, statewide  
110 prosecutors, or assistant statewide prosecutors are exempt from  
111 s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

112 g. The home addresses, dates of birth, and telephone  
113 numbers of general magistrates, special magistrates, judges of  
114 compensation claims, administrative law judges of the Division  
115 of Administrative Hearings, and child support enforcement  
116 hearing officers; the names, home addresses, telephone numbers,

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117 dates of birth, and places of employment of the spouses and  
118 children of general magistrates, special magistrates, judges of  
119 compensation claims, administrative law judges of the Division  
120 of Administrative Hearings, and child support enforcement  
121 hearing officers; and the names and locations of schools and day  
122 care facilities attended by the children of general magistrates,  
123 special magistrates, judges of compensation claims,  
124 administrative law judges of the Division of Administrative  
125 Hearings, and child support enforcement hearing officers are  
126 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
127 Constitution.

128 h. The home addresses, telephone numbers, dates of birth,  
129 and photographs of current or former human resource, labor  
130 relations, or employee relations directors, assistant directors,  
131 managers, or assistant managers of any local government agency  
132 or water management district whose duties include hiring and  
133 firing employees, labor contract negotiation, administration, or  
134 other personnel-related duties; the names, home addresses,  
135 telephone numbers, dates of birth, and places of employment of  
136 the spouses and children of such personnel; and the names and  
137 locations of schools and day care facilities attended by the  
138 children of such personnel are exempt from s. 119.07(1) and s.  
139 24(a), Art. I of the State Constitution.

140 i. The home addresses, telephone numbers, dates of birth,  
141 and photographs of current or former code enforcement officers;  
142 the names, home addresses, telephone numbers, dates of birth,  
143 and places of employment of the spouses and children of such  
144 personnel; and the names and locations of schools and day care  
145 facilities attended by the children of such personnel are exempt

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146 from s. 119.07(1) and s. 24(a), Art. I of the State  
147 Constitution.

148 j. The home addresses, telephone numbers, places of  
149 employment, dates of birth, and photographs of current or former  
150 guardians ad litem, as defined in s. 39.01; the names, home  
151 addresses, telephone numbers, dates of birth, and places of  
152 employment of the spouses and children of such persons; and the  
153 names and locations of schools and day care facilities attended  
154 by the children of such persons are exempt from s. 119.07(1) and  
155 s. 24(a), Art. I of the State Constitution.

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

173 l. The home addresses, telephone numbers, dates of birth,  
174 and photographs of current or former public defenders, assistant

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175 public defenders, criminal conflict and civil regional counsel,  
176 and assistant criminal conflict and civil regional counsel; the  
177 names, home addresses, telephone numbers, dates of birth, and  
178 places of employment of the spouses and children of current or  
179 former public defenders, assistant public defenders, criminal  
180 conflict and civil regional counsel, and assistant criminal  
181 conflict and civil regional counsel; and the names and locations  
182 of schools and day care facilities attended by the children of  
183 current or former public defenders, assistant public defenders,  
184 criminal conflict and civil regional counsel, and assistant  
185 criminal conflict and civil regional counsel are exempt from s.  
186 119.07(1) and s. 24(a), Art. I of the State Constitution.

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

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

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

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

229           q. The home addresses, telephone numbers, dates of birth,  
230 and photographs of current or former emergency medical  
231 technicians or paramedics certified under chapter 401; the  
232 names, home addresses, telephone numbers, dates of birth, and



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233 places of employment of the spouses and children of such  
234 emergency medical technicians or paramedics; and the names and  
235 locations of schools and day care facilities attended by the  
236 children of such emergency medical technicians or paramedics are  
237 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
238 Constitution.

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

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

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262 pursuant to s. 397.401 and provides substance abuse prevention,  
263 intervention, or clinical treatment, including any licensed  
264 service component described in s. 397.311(27).

265 t. The home addresses, telephone numbers, dates of birth,  
266 and photographs of current or former directors, managers,  
267 supervisors, and clinical employees of a child advocacy center  
268 that meets the standards of s. 39.3035(2) and fulfills the  
269 screening requirement of s. 39.3035(3), and the members of a  
270 Child Protection Team as described in s. 39.303 whose duties  
271 include supporting the investigation of child abuse or sexual  
272 abuse, child abandonment, child neglect, and child exploitation  
273 or to provide services as part of a multidisciplinary case  
274 review team; the names, home addresses, telephone numbers,  
275 photographs, dates of birth, and places of employment of the  
276 spouses and children of such personnel and members; and the  
277 names and locations of schools and day care facilities attended  
278 by the children of such personnel and members are exempt from s.  
279 119.07(1) and s. 24(a), Art. I of the State Constitution.

280 u. The home addresses, telephone numbers, places of  
281 employment, dates of birth, and photographs of current or former  
282 staff and domestic violence advocates, as defined in s.  
283 90.5036(1)(b), of domestic violence centers certified by the  
284 Department of Children and Families under chapter 39; the names,  
285 home addresses, telephone numbers, places of employment, dates  
286 of birth, and photographs of the spouses and children of such  
287 personnel; and the names and locations of schools and day care  
288 facilities attended by the children of such personnel are exempt  
289 from s. 119.07(1) and s. 24(a), Art. I of the State  
290 Constitution.

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291 v. The home addresses, telephone numbers, dates of birth,  
292 and photographs of current or former inspectors or investigators  
293 of the Department of Agriculture and Consumer Services; the  
294 names, home addresses, telephone numbers, dates of birth, and  
295 places of employment of the spouses and children of current or  
296 former inspectors or investigators; and the names and locations  
297 of schools and day care facilities attended by the children of  
298 current or former inspectors or investigators are exempt from s.  
299 119.07(1) and s. 24(a), Art. I of the State Constitution. This  
300 sub-subparagraph is subject to the Open Government Sunset Review  
301 Act in accordance with s. 119.15 and shall stand repealed on  
302 October 2, 2028, unless reviewed and saved from repeal through  
303 reenactment by the Legislature.

304 w. The home addresses, telephone numbers, dates of birth,  
305 and photographs of current county attorneys, assistant county  
306 attorneys, deputy county attorneys, city attorneys, assistant  
307 city attorneys, and deputy city attorneys; the names, home  
308 addresses, telephone numbers, photographs, dates of birth, and  
309 places of employment of the spouses and children of current  
310 county attorneys, assistant county attorneys, deputy county  
311 attorneys, city attorneys, assistant city attorneys, and deputy  
312 city attorneys; and the names and locations of schools and day  
313 care facilities attended by the children of current county  
314 attorneys, assistant county attorneys, deputy county attorneys,  
315 city attorneys, assistant city attorneys, and deputy city  
316 attorneys are exempt from s. 119.07(1) and s. 24(a), Art. I of  
317 the State Constitution. This exemption does not apply to a  
318 county attorney, assistant county attorney, deputy county  
319 attorney, city attorney, assistant city attorney, or deputy city

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320 attorney who qualifies as a candidate for election to public  
321 office. This sub-subparagraph is subject to the Open Government  
322 Sunset Review Act in accordance with s. 119.15 and shall stand  
323 repealed on October 2, 2029, unless reviewed and saved from  
324 repeal through reenactment by the Legislature.

325 x. The home addresses, telephone numbers, dates of birth,  
326 and photographs of current or former commissioners of the  
327 Florida Gaming Control Commission; the names, home addresses,  
328 telephone numbers, dates of birth, photographs, and places of  
329 employment of the spouses and children of such current or former  
330 commissioners; and the names and locations of schools and day  
331 care facilities attended by the children of such current or  
332 former commissioners are exempt from s. 119.07(1) and s. 24(a),  
333 Art. I of the State Constitution. This sub-subparagraph is  
334 subject to the Open Government Sunset Review Act in accordance  
335 with s. 119.15 and shall stand repealed on October 2, 2029,  
336 unless reviewed and saved from repeal through reenactment by the  
337 Legislature.

338 y. The home addresses, telephone numbers, dates of birth,  
339 and photographs of current clerks of the appellate and circuit  
340 courts ~~court~~, deputy clerks of the appellate and circuit courts  
341 ~~court~~, and clerk of the appellate and circuit courts ~~court~~  
342 personnel; the names, home addresses, telephone numbers, dates  
343 of birth, and places of employment of the spouses and children  
344 of current clerks of the appellate and circuit courts ~~court~~,  
345 deputy clerks of the appellate and circuit courts ~~court~~, and  
346 clerk of the appellate and circuit courts ~~court~~ personnel; and  
347 the names and locations of schools and day care facilities  
348 attended by the children of current clerks of the appellate and

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349 circuit courts ~~court~~, deputy clerks of the appellate and circuit  
350 courts ~~court~~, and clerk of the appellate and circuit courts  
351 ~~court~~ personnel are exempt from s. 119.07(1) and s. 24(a), Art.  
352 I of the State Constitution. This sub-subparagraph is subject to  
353 the Open Government Sunset Review Act in accordance with s.  
354 119.15 and shall stand repealed on October 2, 2030 ~~2029~~, unless  
355 reviewed and saved from repeal through reenactment by the  
356 Legislature.

357 3. An agency that is the custodian of the information  
358 specified in subparagraph 2. and that is not the employer of the  
359 officer, employee, justice, judge, or other person specified in  
360 subparagraph 2. must maintain the exempt status of that  
361 information only if the officer, employee, justice, judge, other  
362 person, or employing agency of the designated employee submits a  
363 written and notarized request for maintenance of the exemption  
364 to the custodial agency. The request must state under oath the  
365 statutory basis for the individual's exemption request and  
366 confirm the individual's status as a party eligible for exempt  
367 status.

368 4.a. A county property appraiser, as defined in s.  
369 192.001(3), or a county tax collector, as defined in s.  
370 192.001(4), who receives a written and notarized request for  
371 maintenance of the exemption pursuant to subparagraph 3. must  
372 comply by removing the name of the individual with exempt status  
373 and the instrument number or Official Records book and page  
374 number identifying the property with the exempt status from all  
375 publicly available records maintained by the property appraiser  
376 or tax collector. For written requests received on or before  
377 July 1, 2021, a county property appraiser or county tax

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378 collector must comply with this sub-subparagraph by October 1,  
379 2021. A county property appraiser or county tax collector may  
380 not remove the street address, legal description, or other  
381 information identifying real property within the agency's  
382 records so long as a name or personal information otherwise  
383 exempt from inspection and copying pursuant to this section is  
384 not associated with the property or otherwise displayed in the  
385 public records of the agency.

386 b. Any information restricted from public display,  
387 inspection, or copying under sub-subparagraph a. must be  
388 provided to the individual whose information was removed.

389 5. An officer, an employee, a justice, a judge, or other  
390 person specified in subparagraph 2. may submit a written request  
391 for the release of his or her exempt information to the  
392 custodial agency. The written request must be notarized and must  
393 specify the information to be released and the party authorized  
394 to receive the information. Upon receipt of the written request,  
395 the custodial agency must release the specified information to  
396 the party authorized to receive such information.

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

400 7. Information made exempt under this paragraph may be  
401 disclosed pursuant to s. 28.2221 to a title insurer authorized  
402 pursuant to s. 624.401 and its affiliates as defined in s.  
403 624.10; a title insurance agent or title insurance agency as  
404 defined in s. 626.841(1) or (2), respectively; or an attorney  
405 duly admitted to practice law in this state and in good standing  
406 with The Florida Bar.

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407           8. The exempt status of a home address contained in the  
408 Official Records is maintained only during the period when a  
409 protected party resides at the dwelling location. Upon  
410 conveyance of real property after October 1, 2021, and when such  
411 real property no longer constitutes a protected party's home  
412 address as defined in sub-subparagraph 1.b. ~~1.a.~~, the protected  
413 party must submit a written request to release the removed  
414 information to the county recorder. The written request to  
415 release the removed information must be notarized, must confirm  
416 that a protected party's request for release is pursuant to a  
417 conveyance of his or her dwelling location, and must specify the  
418 Official Records book and page, instrument number, or clerk's  
419 file number for each document containing the information to be  
420 released.

421           9. Upon the death of a protected party as verified by a  
422 certified copy of a death certificate or court order, any party  
423 can request the county recorder to release a protected  
424 decedent's removed information unless there is a related request  
425 on file with the county recorder for continued removal of the  
426 decedent's information or unless such removal is otherwise  
427 prohibited by statute or by court order. The written request to  
428 release the removed information upon the death of a protected  
429 party must attach the certified copy of a death certificate or  
430 court order and must be notarized, must confirm the request for  
431 release is due to the death of a protected party, and must  
432 specify the Official Records book and page number, instrument  
433 number, or clerk's file number for each document containing the  
434 information to be released. A fee may not be charged for the  
435 release of any document pursuant to such request.

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436 Section 2. Paragraph (c) of subsection (1) of section  
437 744.21031, Florida Statutes, is amended to read:

438 744.21031 Public records exemption.—

439 (1) For purposes of this section, the term:

440 (c) "Telephone numbers" has the same meaning as provided in  
441 s. 119.071(4)(d)1.d. ~~s. 119.071(4)(d)1.e.~~

442 Section 3. The Legislature finds that it is a public  
443 necessity that the home addresses, telephone numbers, dates of  
444 birth, and photographs of current appellate court clerks; the  
445 names, home addresses, telephone numbers, dates of birth, and  
446 places of employment of the spouses and children of such  
447 appellate court clerks; and the names and locations of schools  
448 and day care facilities attended by the children of such  
449 appellate court clerks be made exempt from s. 119.07(1), Florida  
450 Statutes, and s. 24(a), Article I of the State Constitution.  
451 While performing their duties to issue court orders, maintain  
452 case dockets, answer telephone calls, respond to correspondence,  
453 and interact with visitors to the courthouse, appellate court  
454 clerks may incur the ill will of litigants and their associates  
455 and families. As a result, current appellate court clerks and  
456 their spouses and children may be targets for acts of revenge.  
457 If such identifying and location information is released, the  
458 safety of current appellate court clerks and their spouses and  
459 children could be seriously jeopardized. For this reason, the  
460 Legislature finds that it is a public necessity that such  
461 information be made exempt from public records requirements.

462 Section 4. This act shall take effect July 1, 2025.