

By Senator Harrell

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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 certain current or former  
6       personnel of the Agency for Health Care Administration  
7       and the names and personal identifying and location  
8       information of the spouses and children of such  
9       personnel; providing for future legislative review and  
10      repeal of the exemption; providing a statement of  
11      public necessity; providing an effective date.

12  
13 Be It Enacted by the Legislature of the State of Florida:

14  
15       Section 1. Paragraph (d) of subsection (4) of section  
16       119.071, Florida Statutes, is amended to read:

17       119.071 General exemptions from inspection or copying of  
18       public records.—

19       (4) AGENCY PERSONNEL INFORMATION.—

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

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

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

29       c. "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 and current judicial assistants; the names,  
86 home addresses, telephone numbers, dates of birth, and places of  
87 employment of the spouses and children of current or former

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94 accordance with s. 119.15 and shall stand repealed on October 2,  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

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

109 g. The home addresses, dates of birth, and telephone  
110 numbers 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; the names, home addresses, telephone numbers,  
114 dates of birth, and places of employment of the spouses and  
115 children of general magistrates, special magistrates, judges of  
116 compensation claims, administrative law judges of the Division

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

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

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

145 j. The home addresses, telephone numbers, places of

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

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

170 l. The home addresses, telephone numbers, dates of birth,  
171 and photographs of current or former public defenders, assistant  
172 public defenders, criminal conflict and civil regional counsel,  
173 and assistant criminal conflict and civil regional counsel; the  
174 names, home addresses, telephone numbers, dates of birth, and

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

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

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

201 o. The home addresses, telephone numbers, dates of birth,  
202 and photographs of current or former personnel of the Department  
203 of Health whose duties include, or result in, the determination

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

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

226 q. The home addresses, telephone numbers, dates of birth,  
227 and photographs of current or former emergency medical  
228 technicians or paramedics certified under chapter 401; the  
229 names, home addresses, telephone numbers, dates of birth, and  
230 places of employment of the spouses and children of such  
231 emergency medical technicians or paramedics; and the names and  
232 locations of schools and day care facilities attended by the



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233 children of such emergency medical technicians or paramedics are  
234 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
235 Constitution.

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

248 s. The home addresses, telephone numbers, dates of birth,  
249 and photographs of current or former directors, managers,  
250 supervisors, nurses, and clinical employees of an addiction  
251 treatment facility; the home addresses, telephone numbers,  
252 photographs, dates of birth, and places of employment of the  
253 spouses and children of such personnel; and the names and  
254 locations of schools and day care facilities attended by the  
255 children of such personnel are exempt from s. 119.07(1) and s.  
256 24(a), Art. I of the State Constitution. For purposes of this  
257 sub-subparagraph, the term "addiction treatment facility" means  
258 a county government, or agency thereof, that is licensed  
259 pursuant to s. 397.401 and provides substance abuse prevention,  
260 intervention, or clinical treatment, including any licensed  
261 service component described in s. 397.311(27).

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

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

288 v. The home addresses, telephone numbers, dates of birth,  
289 and photographs of current or former inspectors or investigators  
290 of the Department of Agriculture and Consumer Services; the

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

301 w. The home addresses, telephone numbers, dates of birth,  
302 and photographs of current county attorneys, assistant county  
303 attorneys, deputy county attorneys, city attorneys, assistant  
304 city attorneys, and deputy city attorneys; the names, home  
305 addresses, telephone numbers, photographs, dates of birth, and  
306 places of employment of the spouses and children of current  
307 county attorneys, assistant county attorneys, deputy county  
308 attorneys, city attorneys, assistant city attorneys, and deputy  
309 city attorneys; and the names and locations of schools and day  
310 care facilities attended by the children of current county  
311 attorneys, assistant county attorneys, deputy county attorneys,  
312 city attorneys, assistant city attorneys, and deputy city  
313 attorneys are exempt from s. 119.07(1) and s. 24(a), Art. I of  
314 the State Constitution. This exemption does not apply to a  
315 county attorney, assistant county attorney, deputy county  
316 attorney, city attorney, assistant city attorney, or deputy city  
317 attorney who qualifies as a candidate for election to public  
318 office. This sub-subparagraph is subject to the Open Government  
319 Sunset Review Act in accordance with s. 119.15 and shall stand

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320 repealed on October 2, 2029, unless reviewed and saved from  
321 repeal through reenactment by the Legislature.

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

335 y. The home addresses, telephone numbers, dates of birth,  
336 and photographs of current clerks of the circuit court, deputy  
337 clerks of the circuit court, and clerk of the circuit court  
338 personnel; the names, home addresses, telephone numbers, dates  
339 of birth, and places of employment of the spouses and children  
340 of current clerks of the circuit court, deputy clerks of the  
341 circuit court, and clerk of the circuit court personnel; and the  
342 names and locations of schools and day care facilities attended  
343 by the children of current clerks of the circuit court, deputy  
344 clerks of the circuit court, and clerk of the circuit court  
345 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of  
346 the State Constitution. This sub-subparagraph is subject to the  
347 Open Government Sunset Review Act in accordance with s. 119.15  
348 and shall stand repealed on October 2, 2029, unless reviewed and

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349 saved from repeal through reenactment by the Legislature.

350 z. The home addresses, telephone numbers, dates of birth,  
351 and photographs of current or former personnel of the Agency for  
352 Health Care Administration whose duties include the  
353 investigation of complaints filed against health care  
354 facilities, the investigation of Medicaid fraud, abuse, or  
355 waste, or the inspection of health care facilities licensed or  
356 certified by the agency; the names, home addresses, telephone  
357 numbers, dates of birth, and places of employment of the spouses  
358 and children of such personnel; and the names and locations of  
359 schools and day care facilities attended by the children of such  
360 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of  
361 the State Constitution. This sub-subparagraph is subject to the  
362 Open Government Sunset Review Act in accordance with s. 119.15  
363 and shall stand repealed on October 2, 2030, unless reviewed and  
364 saved from repeal through reenactment by the Legislature.

365 3. An agency that is the custodian of the information  
366 specified in subparagraph 2. and that is not the employer of the  
367 officer, employee, justice, judge, or other person specified in  
368 subparagraph 2. must maintain the exempt status of that  
369 information only if the officer, employee, justice, judge, other  
370 person, or employing agency of the designated employee submits a  
371 written and notarized request for maintenance of the exemption  
372 to the custodial agency. The request must state under oath the  
373 statutory basis for the individual's exemption request and  
374 confirm the individual's status as a party eligible for exempt  
375 status.

376 4.a. A county property appraiser, as defined in s.  
377 192.001(3), or a county tax collector, as defined in s.

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378 192.001(4), who receives a written and notarized request for  
379 maintenance of the exemption pursuant to subparagraph 3. must  
380 comply by removing the name of the individual with exempt status  
381 and the instrument number or Official Records book and page  
382 number identifying the property with the exempt status from all  
383 publicly available records maintained by the property appraiser  
384 or tax collector. For written requests received on or before  
385 July 1, 2021, a county property appraiser or county tax  
386 collector must comply with this sub-subparagraph by October 1,  
387 2021. A county property appraiser or county tax collector may  
388 not remove the street address, legal description, or other  
389 information identifying real property within the agency's  
390 records so long as a name or personal information otherwise  
391 exempt from inspection and copying pursuant to this section is  
392 not associated with the property or otherwise displayed in the  
393 public records of the agency.

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

397 5. An officer, an employee, a justice, a judge, or other  
398 person specified in subparagraph 2. may submit a written request  
399 for the release of his or her exempt information to the  
400 custodial agency. The written request must be notarized and must  
401 specify the information to be released and the party authorized  
402 to receive the information. Upon receipt of the written request,  
403 the custodial agency must release the specified information to  
404 the party authorized to receive such information.

405 6. The exemptions in this paragraph apply to information  
406 held by an agency before, on, or after the effective date of the

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407 exemption.

408 7. Information made exempt under this paragraph may be  
409 disclosed pursuant to s. 28.2221 to a title insurer authorized  
410 pursuant to s. 624.401 and its affiliates as defined in s.  
411 624.10; a title insurance agent or title insurance agency as  
412 defined in s. 626.841(1) or (2), respectively; or an attorney  
413 duly admitted to practice law in this state and in good standing  
414 with The Florida Bar.

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

429 9. Upon the death of a protected party as verified by a  
430 certified copy of a death certificate or court order, any party  
431 can request the county recorder to release a protected  
432 decedent's removed information unless there is a related request  
433 on file with the county recorder for continued removal of the  
434 decedent's information or unless such removal is otherwise  
435 prohibited by statute or by court order. The written request to

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436 release the removed information upon the death of a protected  
437 party must attach the certified copy of a death certificate or  
438 court order and must be notarized, must confirm the request for  
439 release is due to the death of a protected party, and must  
440 specify the Official Records book and page number, instrument  
441 number, or clerk's file number for each document containing the  
442 information to be released. A fee may not be charged for the  
443 release of any document pursuant to such request.

444 Section 2. The Legislature finds that it is a public  
445 necessity that the home addresses, telephone numbers, dates of  
446 birth, and photographs of current or former personnel of the  
447 Agency for Health Care Administration whose duties include the  
448 investigation of complaints filed against health care  
449 facilities, the investigation of Medicaid fraud, abuse, or  
450 waste, or the inspection of health care facilities licensed or  
451 certified by the agency; the names, home addresses, telephone  
452 numbers, dates of birth, and places of employment of the spouses  
453 and children of such personnel; and the names and locations of  
454 schools and day care facilities attended by the children of such  
455 personnel be made exempt from s. 119.07(1), Florida Statutes,  
456 and s. 24(a), Article I of the State Constitution. The  
457 Legislature finds that the release of such personal identifying  
458 and location information might place the agency's current or  
459 former personnel and their family members in danger of physical  
460 and emotional harm from disgruntled individuals who have  
461 contentious reactions to actions carried out by such personnel  
462 or whose business or professional practices have come under  
463 scrutiny as a result of such investigations and agency actions.  
464 The Legislature further finds that the harm that may result from



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465 the release of such personal identifying and location  
466 information outweighs any public benefit that may be derived  
467 from the disclosure of the information.

468 Section 3. This act shall take effect October 1, 2025.