

1 A bill to be entitled
 2 An act relating to public records; amending s.
 3 119.071, F.S.; providing a public records exemption
 4 for the home addresses, telephone numbers, dates of
 5 birth, and photographs of municipal clerks and their
 6 staff, the names, home addresses, telephone numbers,
 7 dates of birth, and places of employment of the
 8 spouses and children of municipal clerks and their
 9 staff, and the names and locations of schools and day
 10 care facilities attended by the children of municipal
 11 clerks and their staff; providing for the future
 12 legislative review and repeal of the exemptions;
 13 providing for retroactive application of the
 14 exemptions; providing a statement of public necessity;
 15 providing an effective date.

16
 17 Be It Enacted by the Legislature of the State of Florida:
 18

19 **Section 1. Paragraph (d) of subsection (4) of section**
 20 **119.071, Florida Statutes, is amended to read:**

21 119.071 General exemptions from inspection or copying of
 22 public records.—

23 (4) AGENCY PERSONNEL INFORMATION.—

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

25 a. "Home addresses" means the dwelling location at which

26 | an individual resides and includes the physical address, mailing
27 | address, street address, parcel identification number, plot
28 | identification number, legal property description, neighborhood
29 | name and lot number, GPS coordinates, and any other descriptive
30 | property information that may reveal the home address.

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

33 | c. "Telephone numbers" includes home telephone numbers,
34 | personal cellular telephone numbers, personal pager telephone
35 | numbers, and telephone numbers associated with personal
36 | communications devices.

37 | 2.a. The home addresses, telephone numbers, dates of
38 | birth, and photographs of active or former sworn law enforcement
39 | personnel or of active or former civilian personnel employed by
40 | a law enforcement agency, including correctional and
41 | correctional probation officers, personnel of the Department of
42 | Children and Families whose duties include the investigation of
43 | abuse, neglect, exploitation, fraud, theft, or other criminal
44 | activities, personnel of the Department of Health whose duties
45 | are to support the investigation of child abuse or neglect, and
46 | personnel of the Department of Revenue or local governments
47 | whose responsibilities include revenue collection and
48 | enforcement or child support enforcement; the names, home
49 | addresses, telephone numbers, photographs, dates of birth, and
50 | places of employment of the spouses and children of such

51 personnel; and the names and locations of schools and day care
52 facilities attended by the children of such personnel are exempt
53 from s. 119.07(1) and s. 24(a), Art. I of the State
54 Constitution.

55 b. The home addresses, telephone numbers, dates of birth,
56 and photographs of current or former nonsworn investigative
57 personnel of the Department of Financial Services whose duties
58 include the investigation of fraud, theft, workers' compensation
59 coverage requirements and compliance, other related criminal
60 activities, or state regulatory requirement violations; the
61 names, home addresses, telephone numbers, dates of birth, and
62 places of employment of the spouses and children of such
63 personnel; and the names and locations of schools and day care
64 facilities attended by the children of such personnel are exempt
65 from s. 119.07(1) and s. 24(a), Art. I of the State
66 Constitution.

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

76 children of such personnel are exempt from s. 119.07(1) and s.
77 24(a), Art. I of the State Constitution.

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

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

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

113 g. The home addresses, dates of birth, and telephone
114 numbers of general magistrates, special magistrates, judges of
115 compensation claims, administrative law judges of the Division
116 of Administrative Hearings, and child support enforcement
117 hearing officers; the names, home addresses, telephone numbers,
118 dates of birth, and places of employment of the spouses and
119 children of general magistrates, special magistrates, judges of
120 compensation claims, administrative law judges of the Division
121 of Administrative Hearings, and child support enforcement
122 hearing officers; and the names and locations of schools and day
123 care facilities attended by the children of general magistrates,
124 special magistrates, judges of compensation claims,
125 administrative law judges of the Division of Administrative

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

129 h. The home addresses, telephone numbers, dates of birth,
 130 and photographs of current or former human resource, labor
 131 relations, or employee relations directors, assistant directors,
 132 managers, or assistant managers of any local government agency
 133 or water management district whose duties include hiring and
 134 firing employees, labor contract negotiation, administration, or
 135 other personnel-related duties; the names, home addresses,
 136 telephone numbers, dates of birth, and places of employment of
 137 the spouses and children of such personnel; and the names and
 138 locations of schools and day care facilities attended by the
 139 children of such personnel are exempt from s. 119.07(1) and s.
 140 24(a), Art. I of the State Constitution.

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

149 j. The home addresses, telephone numbers, places of
 150 employment, dates of birth, and photographs of current or former

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

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

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

176 public defenders, criminal conflict and civil regional counsel,
177 and assistant criminal conflict and civil regional counsel; the
178 names, home addresses, telephone numbers, dates of birth, and
179 places of employment of the spouses and children of current or
180 former public defenders, assistant public defenders, criminal
181 conflict and civil regional counsel, and assistant criminal
182 conflict and civil regional counsel; and the names and locations
183 of schools and day care facilities attended by the children of
184 current or former public defenders, assistant public defenders,
185 criminal conflict and civil regional counsel, and assistant
186 criminal conflict and civil regional counsel are exempt from s.
187 119.07(1) and s. 24(a), Art. I of the State Constitution.

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

198 n. The home addresses, telephone numbers, and dates of
199 birth of county tax collectors; the names, home addresses,
200 telephone numbers, dates of birth, and places of employment of

201 the spouses and children of such tax collectors; and the names
202 and locations of schools and day care facilities attended by the
203 children of such tax collectors are exempt from s. 119.07(1) and
204 s. 24(a), Art. I of the State Constitution.

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

218 p. The home addresses, telephone numbers, dates of birth,
219 and photographs of current or former impaired practitioner
220 consultants who are retained by an agency or current or former
221 employees of an impaired practitioner consultant whose duties
222 result in a determination of a person's skill and safety to
223 practice a licensed profession; the names, home addresses,
224 telephone numbers, dates of birth, and places of employment of
225 the spouses and children of such consultants or their employees;

226 and the names and locations of schools and day care facilities
227 attended by the children of such consultants or employees are
228 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
229 Constitution.

230 q. The home addresses, telephone numbers, dates of birth,
231 and photographs of current or former emergency medical
232 technicians or paramedics certified under chapter 401; the
233 names, home addresses, telephone numbers, dates of birth, and
234 places of employment of the spouses and children of such
235 emergency medical technicians or paramedics; and the names and
236 locations of schools and day care facilities attended by the
237 children of such emergency medical technicians or paramedics are
238 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
239 Constitution.

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

251 Constitution.

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

266 t. The home addresses, telephone numbers, dates of birth,
267 and photographs of current or former directors, managers,
268 supervisors, and clinical employees of a child advocacy center
269 that meets the standards of s. 39.3035(2) and fulfills the
270 screening requirement of s. 39.3035(3), and the members of a
271 Child Protection Team as described in s. 39.303 whose duties
272 include supporting the investigation of child abuse or sexual
273 abuse, child abandonment, child neglect, and child exploitation
274 or to provide services as part of a multidisciplinary case
275 review team; the names, home addresses, telephone numbers,

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

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

292 | v. The home addresses, telephone numbers, dates of birth,
293 | and photographs of current or former inspectors or investigators
294 | of the Department of Agriculture and Consumer Services; the
295 | names, home addresses, telephone numbers, dates of birth, and
296 | places of employment of the spouses and children of current or
297 | former inspectors or investigators; and the names and locations
298 | of schools and day care facilities attended by the children of
299 | current or former inspectors or investigators are exempt from s.
300 | 119.07(1) and s. 24(a), Art. I of the State Constitution. This

301 sub-subparagraph is subject to the Open Government Sunset Review
302 Act in accordance with s. 119.15 and shall stand repealed on
303 October 2, 2028, unless reviewed and saved from repeal through
304 reenactment by the Legislature.

305 w. The home addresses, telephone numbers, dates of birth,
306 and photographs of current county attorneys, assistant county
307 attorneys, deputy county attorneys, city attorneys, assistant
308 city attorneys, and deputy city attorneys; the names, home
309 addresses, telephone numbers, photographs, dates of birth, and
310 places of employment of the spouses and children of current
311 county attorneys, assistant county attorneys, deputy county
312 attorneys, city attorneys, assistant city attorneys, and deputy
313 city attorneys; and the names and locations of schools and day
314 care facilities attended by the children of current county
315 attorneys, assistant county attorneys, deputy county attorneys,
316 city attorneys, assistant city attorneys, and deputy city
317 attorneys are exempt from s. 119.07(1) and s. 24(a), Art. I of
318 the State Constitution. This exemption does not apply to a
319 county attorney, assistant county attorney, deputy county
320 attorney, city attorney, assistant city attorney, or deputy city
321 attorney who qualifies as a candidate for election to public
322 office. This sub-subparagraph is subject to the Open Government
323 Sunset Review Act in accordance with s. 119.15 and shall stand
324 repealed on October 2, 2029, unless reviewed and saved from
325 repeal through reenactment by the Legislature.

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

339 y. The home addresses, telephone numbers, dates of birth,
340 and photographs of current clerks of the circuit court, deputy
341 clerks of the circuit court, and clerk of the circuit 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 circuit court, deputy clerks of the
345 circuit court, and clerk of the circuit court personnel; and the
346 names and locations of schools and day care facilities attended
347 by the children of current clerks of the circuit court, deputy
348 clerks of the circuit court, and clerk of the circuit court
349 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of
350 the State Constitution. This sub-subparagraph is subject to the

351 Open Government Sunset Review Act in accordance with s. 119.15
352 and shall stand repealed on October 2, 2029, unless reviewed and
353 saved from repeal through reenactment by the Legislature.

354 z. The home addresses, telephone numbers, dates of birth,
355 and photographs of current municipal clerks and their staff,
356 including elections filing officers, records management liaison
357 officers, and deputy or assistant municipal clerks; the names,
358 home addresses, telephone numbers, dates of birth, and places of
359 employment of the spouses and children of current municipal
360 clerks and their staff, including elections filing officers,
361 records management liaison officers, and deputy or assistant
362 municipal clerks; and the names and locations of schools and day
363 care facilities attended by the children of current municipal
364 clerks and their staff, including elections filing officers,
365 records management liaison officers, and deputy or assistant
366 municipal clerks are exempt from s. 119.07(1) and s. 24(a), Art.
367 I of the State Constitution. This sub-subparagraph is subject to
368 the Open Government Sunset Review Act in accordance with s.
369 119.15 and shall stand repealed on October 2, 2030, unless
370 reviewed and saved from repeal through reenactment by the
371 Legislature.

372 3. An agency that is the custodian of the information
373 specified in subparagraph 2. and that is not the employer of the
374 officer, employee, justice, judge, or other person specified in
375 subparagraph 2. must maintain the exempt status of that

376 information only if the officer, employee, justice, judge, other
377 person, or employing agency of the designated employee submits a
378 written and notarized request for maintenance of the exemption
379 to the custodial agency. The request must state under oath the
380 statutory basis for the individual's exemption request and
381 confirm the individual's status as a party eligible for exempt
382 status.

383 4.a. A county property appraiser, as defined in s.
384 192.001(3), or a county tax collector, as defined in s.
385 192.001(4), who receives a written and notarized request for
386 maintenance of the exemption pursuant to subparagraph 3. must
387 comply by removing the name of the individual with exempt status
388 and the instrument number or Official Records book and page
389 number identifying the property with the exempt status from all
390 publicly available records maintained by the property appraiser
391 or tax collector. For written requests received on or before
392 July 1, 2021, a county property appraiser or county tax
393 collector must comply with this sub-subparagraph by October 1,
394 2021. A county property appraiser or county tax collector may
395 not remove the street address, legal description, or other
396 information identifying real property within the agency's
397 records so long as a name or personal information otherwise
398 exempt from inspection and copying pursuant to this section is
399 not associated with the property or otherwise displayed in the
400 public records of the agency.

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

404 5. An officer, an employee, a justice, a judge, or other
405 person specified in subparagraph 2. may submit a written request
406 for the release of his or her exempt information to the
407 custodial agency. The written request must be notarized and must
408 specify the information to be released and the party authorized
409 to receive the information. Upon receipt of the written request,
410 the custodial agency must release the specified information to
411 the party authorized to receive such information.

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

415 7. Information made exempt under this paragraph may be
416 disclosed pursuant to s. 28.2221 to a title insurer authorized
417 pursuant to s. 624.401 and its affiliates as defined in s.
418 624.10; a title insurance agent or title insurance agency as
419 defined in s. 626.841(1) or (2), respectively; or an attorney
420 duly admitted to practice law in this state and in good standing
421 with The Florida Bar.

422 8. The exempt status of a home address contained in the
423 Official Records is maintained only during the period when a
424 protected party resides at the dwelling location. Upon
425 conveyance of real property after October 1, 2021, and when such

426 real property no longer constitutes a protected party's home
427 address as defined in sub-subparagraph 1.a., the protected party
428 must submit a written request to release the removed information
429 to the county recorder. The written request to release the
430 removed information must be notarized, must confirm that a
431 protected party's request for release is pursuant to a
432 conveyance of his or her dwelling location, and must specify the
433 Official Records book and page, instrument number, or clerk's
434 file number for each document containing the information to be
435 released.

436 9. Upon the death of a protected party as verified by a
437 certified copy of a death certificate or court order, any party
438 can request the county recorder to release a protected
439 decedent's removed information unless there is a related request
440 on file with the county recorder for continued removal of the
441 decedent's information or unless such removal is otherwise
442 prohibited by statute or by court order. The written request to
443 release the removed information upon the death of a protected
444 party must attach the certified copy of a death certificate or
445 court order and must be notarized, must confirm the request for
446 release is due to the death of a protected party, and must
447 specify the Official Records book and page number, instrument
448 number, or clerk's file number for each document containing the
449 information to be released. A fee may not be charged for the
450 release of any document pursuant to such request.

451 **Section 2.** The Legislature finds that it is a public
452 necessity the home addresses, telephone numbers, dates of birth,
453 and photographs of current municipal clerks and their staff,
454 including elections filing officers, records management liaison
455 officers, and deputy or assistant municipal clerks; the names,
456 home addresses, telephone numbers, dates of birth, and places of
457 employment of the spouses and children of current municipal
458 clerks and their staff, including elections filing officers,
459 records management liaison officers, and deputy or assistant
460 municipal clerks; and the names and locations of schools and day
461 care facilities attended by the children of current municipal
462 clerks and their staff, including elections filing officers,
463 records management liaison officers, and deputy or assistant
464 municipal clerks be made exempt from s. 119.07(1), Florida
465 Statutes, and s. 24(a), Art. I of the State Constitution.
466 Municipal clerks and their staff often handle sensitive
467 information and perform critical administrative functions. Many
468 municipal staff who perform duties that include, or result in,
469 investigations into complaints regarding election fraud, legal
470 enforcement of special magistrate hearings related to neglect or
471 abuse, or other activities that could lead to a criminal
472 prosecution are exposed to threats and other acts of violence.
473 Protecting their personal information is essential to ensure
474 their safety. The Legislature further finds that the harm that
475 may result from the release of such personal identifying and

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476 | location information outweighs any public benefit that may be
477 | derived from the disclosure of the information.

478 | **Section 3.** This act shall take effect July 1, 2025.