A bill to be entitled
An act relating to public records; amending s.
119.071, F.S.; providing an exemption from public
records requirements for certain identifying and
location information of current members of the
Legislature and the Cabinet, and the children and
spouses of such legislators and officers; providing
for retroactive application; providing a statement of
public necessity; providing an effective date.

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

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

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

(4) AGENCY PERSONNEL INFORMATION.—

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

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

b. "Telephone numbers" includes home telephone numbers,
personal cellular telephone numbers, personal pager telephone
numbers, and telephone numbers associated with personal
communications devices.

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

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

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

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

e. The home addresses, dates of birth, and telephone
numbers of current or former justices of the Supreme Court,
district court of appeal judges, circuit court judges, and
county court judges; the names, home addresses, telephone
numbers, dates of birth, and places of employment of the spouses
and children of current or former justices and judges; and the
names and locations of schools and day care facilities attended
by the children of current or former justices and judges are
exempt from s. 119.07(1) and s. 24(a), Art. I of the State
Constitution.

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

g. The home addresses, dates of birth, and telephone
numbers of general magistrates, special magistrates, judges of compensation claims, administrative law judges of the Division of Administrative Hearings, and child support enforcement hearing officers; the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of general magistrates, special magistrates, judges of compensation claims, administrative law judges of the Division of Administrative Hearings, and child support enforcement hearing officers; and the names and locations of schools and day care facilities attended by the children of general magistrates, special magistrates, judges of compensation claims, administrative law judges of the Division of Administrative Hearings, and child support enforcement hearing officers are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

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

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

   j. The home addresses, telephone numbers, places of employment, dates of birth, and photographs of current or former guardians ad litem, as defined in s. 39.820; the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of such persons; and the names and locations of schools and day care facilities attended by the children of such persons are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

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

l. The home addresses, telephone numbers, dates of birth, and photographs of current or former public defenders, assistant public defenders, criminal conflict and civil regional counsel, and assistant criminal conflict and civil regional counsel; the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of current or former public defenders, assistant public defenders, criminal conflict and civil regional counsel, and assistant criminal conflict and civil regional counsel; and the names and locations of schools and day care facilities attended by the children of current or former public defenders, assistant public defenders, criminal conflict and civil regional counsel, and assistant criminal conflict and civil regional counsel are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

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

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

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

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

q. The home addresses, telephone numbers, dates of birth,
and photographs of current or former emergency medical
technicians or paramedics certified under chapter 401; the
names, home addresses, telephone numbers, dates of birth, and
places of employment of the spouses and children of such
emergency medical technicians or paramedics; and the names and
locations of schools and day care facilities attended by the
children of such emergency medical technicians or paramedics are
exempt from s. 119.07(1) and s. 24(a), Art. I of the State
226 Constitution.
227 r. The home addresses, telephone numbers, dates of birth, and photographs of current or former personnel employed in an agency's office of inspector general or internal audit department whose duties include auditing or investigating waste, fraud, abuse, theft, exploitation, or other activities that could lead to criminal prosecution or administrative discipline; the names, home addresses, telephone numbers, dates of birth, and places of employment of spouses and children of such personnel; and the names and locations of schools and day care facilities attended by the children of such personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.
237 s. The home addresses, telephone numbers, dates of birth, and photographs of current or former directors, managers, supervisors, nurses, and clinical employees of an addiction treatment facility; the home addresses, telephone numbers, photographs, dates of birth, and places of employment of the spouses and children of such personnel; and the names and locations of schools and day care facilities attended by the children of such personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. For purposes of this sub-subparagraph, the term "addiction treatment facility" means a county government, or agency thereof, that is licensed pursuant to s. 397.401 and provides substance abuse prevention,
intervention, or clinical treatment, including any licensed service component described in s. 397.311(26).

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

The home addresses, telephone numbers, and dates of birth of current members of the Senate, members of the House of Representatives, and Cabinet officers; the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of current legislators and Cabinet officers; and the names and locations of schools and day care facilities attended by the children of current legislators and Cabinet officers are exempt from s. 119.07(1)
and s. 24(a), Art. I of the State Constitution.

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

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

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

6. This paragraph is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2024, unless reviewed and saved from repeal through reenactment by the Legislature.
Section 2. The Legislature finds that it is a public necessity that the home addresses, telephone numbers, and dates of birth of current members of the Senate and the House of Representatives and Cabinet officers; the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of such legislators and officers; and the names and locations of schools and day care facilities attended by the children of such legislators and officers be made exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution. Members of the Legislature and the Cabinet are often confronted with making difficult and impactful policy decisions. As a result, legislators and Cabinet officers, and their families, may receive threats including, but not limited to, verbal threats, harassment, and intimidation as a result of carrying out their official duties. Vulnerability to such threats may discourage residents of this state from seeking elected office in order to protect themselves and their families. The Legislature further finds that the harm that may result from the release of such personal identifying and location information outweighs any public benefit that may be derived from the disclosure of the information.

Section 3. This act shall take effect July 1, 2020.