

1                                   A bill to be entitled  
 2           An act relating to public records; amending s.  
 3           119.071, F.S.; adding current and former judicial  
 4           assistants and their spouses and children to the  
 5           specified agency personnel and family members to whom  
 6           an exemption from public records requirements applies;  
 7           providing for retroactive application of the  
 8           exemption; providing for future legislative review and  
 9           repeal of the exemption; providing a statement of  
 10          public necessity; providing an effective date.

11  
 12   Be It Enacted by the Legislature of the State of Florida:

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

16           119.071 General exemptions from inspection or copying of  
 17   public records.—

18           (4) AGENCY PERSONNEL INFORMATION.—

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

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

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

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

48           b. The home addresses, telephone numbers, dates of birth,  
49 and photographs of current or former nonsworn investigative  
50 personnel of the Department of Financial Services whose duties

51 include the investigation of fraud, theft, workers' compensation  
52 coverage requirements and compliance, other related criminal  
53 activities, or state regulatory requirement violations; the  
54 names, home addresses, telephone numbers, dates of birth, and  
55 places of employment of the spouses and children of such  
56 personnel; and the names and locations of schools and day care  
57 facilities attended by the children of such personnel are exempt  
58 from s. 119.07(1) and s. 24(a), Art. I of the State  
59 Constitution.

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

71 d. The home addresses, telephone numbers, dates of birth,  
72 and photographs of current or former firefighters certified in  
73 compliance with s. 633.408; the names, home addresses, telephone  
74 numbers, photographs, dates of birth, and places of employment  
75 of the spouses and children of such firefighters; and the names

76 and locations of schools and day care facilities attended by the  
77 children of such firefighters are exempt from s. 119.07(1) and  
78 s. 24(a), Art. I of the State Constitution.

79 e. The home addresses, dates of birth, and telephone  
80 numbers of current or former justices of the Supreme Court,  
81 district court of appeal judges, circuit court judges, ~~and~~  
82 county court judges, and judicial assistants; the names, home  
83 addresses, telephone numbers, dates of birth, and places of  
84 employment of the spouses and children of current or former  
85 justices, ~~and judges~~, and judicial assistants; and the names and  
86 locations of schools and day care facilities attended by the  
87 children of current or former justices, ~~and judges~~, and judicial  
88 assistants are exempt from s. 119.07(1) and s. 24(a), Art. I of  
89 the State Constitution.

90 f. The home addresses, telephone numbers, dates of birth,  
91 and photographs of current or former state attorneys, assistant  
92 state attorneys, statewide prosecutors, or assistant statewide  
93 prosecutors; the names, home addresses, telephone numbers,  
94 photographs, dates of birth, and places of employment of the  
95 spouses and children of current or former state attorneys,  
96 assistant state attorneys, statewide prosecutors, or assistant  
97 statewide prosecutors; and the names and locations of schools  
98 and day care facilities attended by the children of current or  
99 former state attorneys, assistant state attorneys, statewide  
100 prosecutors, or assistant statewide prosecutors are exempt from

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

102 g. The home addresses, dates of birth, and telephone  
103 numbers of general magistrates, special magistrates, judges of  
104 compensation claims, administrative law judges of the Division  
105 of Administrative Hearings, and child support enforcement  
106 hearing officers; the names, home addresses, telephone numbers,  
107 dates of birth, and places of employment of the spouses and  
108 children of general magistrates, special magistrates, judges of  
109 compensation claims, administrative law judges of the Division  
110 of Administrative Hearings, and child support enforcement  
111 hearing officers; and the names and locations of schools and day  
112 care facilities attended by the children of general magistrates,  
113 special magistrates, judges of compensation claims,  
114 administrative law judges of the Division of Administrative  
115 Hearings, and child support enforcement hearing officers are  
116 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
117 Constitution.

118 h. The home addresses, telephone numbers, dates of birth,  
119 and photographs of current or former human resource, labor  
120 relations, or employee relations directors, assistant directors,  
121 managers, or assistant managers of any local government agency  
122 or water management district whose duties include hiring and  
123 firing employees, labor contract negotiation, administration, or  
124 other personnel-related duties; the names, home addresses,  
125 telephone numbers, dates of birth, and places of employment of

126 the spouses and children of such personnel; and the names and  
127 locations of schools and day care facilities attended by the  
128 children of such personnel are exempt from s. 119.07(1) and s.  
129 24(a), Art. I of the State Constitution.

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

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

146 k. The home addresses, telephone numbers, dates of birth,  
147 and photographs of current or former juvenile probation  
148 officers, juvenile probation supervisors, detention  
149 superintendents, assistant detention superintendents, juvenile  
150 justice detention officers I and II, juvenile justice detention

151 officer supervisors, juvenile justice residential officers,  
152 juvenile justice residential officer supervisors I and II,  
153 juvenile justice counselors, juvenile justice counselor  
154 supervisors, human services counselor administrators, senior  
155 human services counselor administrators, rehabilitation  
156 therapists, and social services counselors of the Department of  
157 Juvenile Justice; the names, home addresses, telephone numbers,  
158 dates of birth, and places of employment of spouses and children  
159 of such personnel; and the names and locations of schools and  
160 day care facilities attended by the children of such personnel  
161 are exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
162 Constitution.

163 1. The home addresses, telephone numbers, dates of birth,  
164 and photographs of current or former public defenders, assistant  
165 public defenders, criminal conflict and civil regional counsel,  
166 and assistant criminal conflict and civil regional counsel; the  
167 names, home addresses, telephone numbers, dates of birth, and  
168 places of employment of the spouses and children of current or  
169 former public defenders, assistant public defenders, criminal  
170 conflict and civil regional counsel, and assistant criminal  
171 conflict and civil regional counsel; and the names and locations  
172 of schools and day care facilities attended by the children of  
173 current or former public defenders, assistant public defenders,  
174 criminal conflict and civil regional counsel, and assistant  
175 criminal conflict and civil regional counsel are exempt from s.

176 119.07(1) and s. 24(a), Art. I of the State Constitution.

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

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

194 o. The home addresses, telephone numbers, dates of birth,  
195 and photographs of current or former personnel of the Department  
196 of Health whose duties include, or result in, the determination  
197 or adjudication of eligibility for social security disability  
198 benefits, the investigation or prosecution of complaints filed  
199 against health care practitioners, or the inspection of health  
200 care practitioners or health care facilities licensed by the



201 Department of Health; the names, home addresses, telephone  
202 numbers, dates of birth, and places of employment of the spouses  
203 and children of such personnel; and the names and locations of  
204 schools and day care facilities attended by the children of such  
205 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of  
206 the State Constitution.

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

219 q. The home addresses, telephone numbers, dates of birth,  
220 and photographs of current or former emergency medical  
221 technicians or paramedics certified under chapter 401; the  
222 names, home addresses, telephone numbers, dates of birth, and  
223 places of employment of the spouses and children of such  
224 emergency medical technicians or paramedics; and the names and  
225 locations of schools and day care facilities attended by the

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

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

241 s. The home addresses, telephone numbers, dates of birth,  
 242 and photographs of current or former directors, managers,  
 243 supervisors, nurses, and clinical employees of an addiction  
 244 treatment facility; the home addresses, telephone numbers,  
 245 photographs, dates of birth, and places of employment of the  
 246 spouses and children of such personnel; and the names and  
 247 locations of schools and day care facilities attended by the  
 248 children of such personnel are exempt from s. 119.07(1) and s.  
 249 24(a), Art. I of the State Constitution. For purposes of this  
 250 sub-subparagraph, the term "addiction treatment facility" means

251 a county government, or agency thereof, that is licensed  
252 pursuant to s. 397.401 and provides substance abuse prevention,  
253 intervention, or clinical treatment, including any licensed  
254 service component described in s. 397.311(26).

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

270 u. The home addresses, telephone numbers, places of  
271 employment, dates of birth, and photographs of current or former  
272 staff and domestic violence advocates, as defined in s.  
273 90.5036(1)(b), of domestic violence centers certified by the  
274 Department of Children and Families under chapter 39; the names,  
275 home addresses, telephone numbers, places of employment, dates

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

281 3. An agency that is the custodian of the information  
282 specified in subparagraph 2. and that is not the employer of the  
283 officer, employee, justice, judge, or other person specified in  
284 subparagraph 2. must maintain the exempt status of that  
285 information only if the officer, employee, justice, judge, other  
286 person, or employing agency of the designated employee submits a  
287 written and notarized request for maintenance of the exemption  
288 to the custodial agency. The request must state under oath the  
289 statutory basis for the individual's exemption request and  
290 confirm the individual's status as a party eligible for exempt  
291 status.

292 4.a. A county property appraiser, as defined in s.  
293 192.001(3), or a county tax collector, as defined in s.  
294 192.001(4), who receives a written and notarized request for  
295 maintenance of the exemption pursuant to subparagraph 3. must  
296 comply by removing the name of the individual with exempt status  
297 and the instrument number or Official Records book and page  
298 number identifying the property with the exempt status from all  
299 publicly available records maintained by the property appraiser  
300 or tax collector. For written requests received on or before

301 July 1, 2021, a county property appraiser or county tax  
302 collector must comply with this sub-subparagraph by October 1,  
303 2021. A county property appraiser or county tax collector may  
304 not remove the street address, legal description, or other  
305 information identifying real property within the agency's  
306 records so long as a name or personal information otherwise  
307 exempt from inspection and copying pursuant to this section are  
308 not associated with the property or otherwise displayed in the  
309 public records of the agency.

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

313 5. An officer, an employee, a justice, a judge, or other  
314 person specified in subparagraph 2. may submit a written request  
315 for the release of his or her exempt information to the  
316 custodial agency. The written request must be notarized and must  
317 specify the information to be released and the party authorized  
318 to receive the information. Upon receipt of the written request,  
319 the custodial agency must release the specified information to  
320 the party authorized to receive such information.

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

324 7. Information made exempt under this paragraph may be  
325 disclosed pursuant to s. 28.2221 to a title insurer authorized

326 pursuant to s. 624.401 and its affiliates as defined in s.  
327 624.10; a title insurance agent or title insurance agency as  
328 defined in s. 626.841(1) or (2), respectively; or an attorney  
329 duly admitted to practice law in this state and in good standing  
330 with The Florida Bar.

331 8. The exempt status of a home address contained in the  
332 Official Records is maintained only during the period when a  
333 protected party resides at the dwelling location. Upon  
334 conveyance of real property after October 1, 2021, and when such  
335 real property no longer constitutes a protected party's home  
336 address as defined in sub-subparagraph 1.a., the protected party  
337 must submit a written request to release the removed information  
338 to the county recorder. The written request to release the  
339 removed information must be notarized, must confirm that a  
340 protected party's request for release is pursuant to a  
341 conveyance of his or her dwelling location, and must specify the  
342 Official Records book and page, instrument number, or clerk's  
343 file number for each document containing the information to be  
344 released.

345 9. Upon the death of a protected party as verified by a  
346 certified copy of a death certificate or court order, any party  
347 can request the county recorder to release a protected  
348 decedent's removed information unless there is a related request  
349 on file with the county recorder for continued removal of the  
350 decedent's information or unless such removal is otherwise

351 prohibited by statute or by court order. The written request to  
352 release the removed information upon the death of a protected  
353 party must attach the certified copy of a death certificate or  
354 court order and must be notarized, must confirm the request for  
355 release is due to the death of a protected party, and must  
356 specify the Official Records book and page number, instrument  
357 number, or clerk's file number for each document containing the  
358 information to be released. A fee may not be charged for the  
359 release of any document pursuant to such request.

360 10. This paragraph is subject to the Open Government  
361 Sunset Review Act in accordance with s. 119.15 and shall stand  
362 repealed on October 2, 2024, unless reviewed and saved from  
363 repeal through reenactment by the Legislature.

364 Section 2. The Legislature finds that it is a public  
365 necessity that the home addresses, dates of birth, and telephone  
366 numbers of current and former judicial assistants; the names,  
367 home addresses, telephone numbers, dates of birth, and places of  
368 employment of the spouses and children of such judicial  
369 assistants; and the names and locations of schools and day care  
370 facilities attended by the children of such judicial assistants  
371 be made exempt from s. 119.07(1), Florida Statutes, and s.  
372 24(a), Article I of the State Constitution. Such identifying and  
373 location information can be used as a tool to perpetrate fraud  
374 against an individual or to acquire sensitive personal,  
375 financial, medical, and familial information, the release of

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376 which could cause great financial harm to the individual. In the  
377 course of assisting in making rulings, entering judgments,  
378 imposing sentences, or reviewing cases, judicial assistants may  
379 incur the ill will of litigants, the accused, the convicted, and  
380 their associates and families, thus making judicial assistants  
381 and their spouses and children targets for acts of revenge. This  
382 risk continues after judicial assistants leave their public  
383 service. Disgruntled individuals may wait until the employment  
384 of a judicial assistant ends to commit an act of revenge. If  
385 such identifying and location information is released, the  
386 safety of current or former judicial assistants and their  
387 spouses and children could be seriously jeopardized. For these  
388 reasons, the Legislature finds that it is a public necessity  
389 that such information be made exempt from public records  
390 requirements.

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