

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative McClure offered the following:

2  
3 **Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5 Section 1. Paragraph (d) of subsection (4) of section  
6 119.071, Florida Statutes, is amended to read:

7 119.071 General exemptions from inspection or copying of  
8 public records.—

9 (4) AGENCY PERSONNEL INFORMATION.—

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

11 a. "Home addresses" means the dwelling location at which  
12 an individual resides and includes the physical address, mailing  
13 address, street address, parcel identification number, plot

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14 identification number, legal property description, neighborhood  
15 name and lot number, GPS coordinates, and any other descriptive  
16 property information that may reveal the home address.

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

19 c. "Telephone numbers" includes home telephone numbers,  
20 personal cellular telephone numbers, personal pager telephone  
21 numbers, and telephone numbers associated with personal  
22 communications devices.

23 2.a. The home addresses, telephone numbers, dates of  
24 birth, and photographs of active or former sworn law enforcement  
25 personnel or of active or former civilian personnel employed by  
26 a law enforcement agency, including correctional and  
27 correctional probation officers, personnel of the Department of  
28 Children and Families whose duties include the investigation of  
29 abuse, neglect, exploitation, fraud, theft, or other criminal  
30 activities, personnel of the Department of Health whose duties  
31 are to support the investigation of child abuse or neglect, and  
32 personnel of the Department of Revenue or local governments  
33 whose responsibilities include revenue collection and  
34 enforcement or child support enforcement; the names, home  
35 addresses, telephone numbers, photographs, dates of birth, and  
36 places of employment of the spouses and children of such  
37 personnel; and the names and locations of schools and day care  
38 facilities attended by the children of such personnel are exempt

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

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

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

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

72 e. The home addresses, dates of birth, and telephone  
73 numbers of current or former justices of the Supreme Court,  
74 district court of appeal judges, circuit court judges, and  
75 county court judges, and of current judicial assistants; the  
76 names, home addresses, telephone numbers, dates of birth, and  
77 places of employment of the spouses and children of current or  
78 former justices and judges and of current judicial assistants;  
79 and the names and locations of schools and day care facilities  
80 attended by the children of current or former justices and  
81 judges and of current judicial assistants are exempt from s.  
82 119.07(1) and s. 24(a), Art. I of the State Constitution. This  
83 sub-subparagraph is subject to the Open Government Sunset Review  
84 Act in accordance with s. 119.15 and shall stand repealed on  
85 October 2, 2028, unless reviewed and saved from repeal through  
86 reenactment by the Legislature.

87 f. The home addresses, telephone numbers, dates of birth,  
88 and photographs of current or former state attorneys, assistant

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89 state attorneys, statewide prosecutors, or assistant statewide  
90 prosecutors; the names, home addresses, telephone numbers,  
91 photographs, dates of birth, and places of employment of the  
92 spouses and children of current or former state attorneys,  
93 assistant state attorneys, statewide prosecutors, or assistant  
94 statewide prosecutors; and the names and locations of schools  
95 and day care facilities attended by the children of current or  
96 former state attorneys, assistant state attorneys, statewide  
97 prosecutors, or assistant statewide prosecutors are exempt from  
98 s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

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

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114 Constitution.

115 h. The home addresses, telephone numbers, dates of birth,  
116 and photographs of current or former human resource, labor  
117 relations, or employee relations directors, assistant directors,  
118 managers, or assistant managers of any local government agency  
119 or water management district whose duties include hiring and  
120 firing employees, labor contract negotiation, administration, or  
121 other personnel-related duties; the names, home addresses,  
122 telephone numbers, dates of birth, and places of employment of  
123 the spouses and children of such personnel; and the names and  
124 locations of schools and day care facilities attended by the  
125 children of such personnel are exempt from s. 119.07(1) and s.  
126 24(a), Art. I of the State Constitution.

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

135 j. The home addresses, telephone numbers, places of  
136 employment, dates of birth, and photographs of current or former  
137 guardians ad litem, as defined in s. 39.820; the names, home  
138 addresses, telephone numbers, dates of birth, and places of

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139 employment of the spouses and children of such persons; and the  
140 names and locations of schools and day care facilities attended  
141 by the children of such persons are exempt from s. 119.07(1) and  
142 s. 24(a), Art. I of the State Constitution.

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

160 l. The home addresses, telephone numbers, dates of birth,  
161 and photographs of current or former public defenders, assistant  
162 public defenders, criminal conflict and civil regional counsel,  
163 and assistant criminal conflict and civil regional counsel; the

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164 names, home addresses, telephone numbers, dates of birth, and  
165 places of employment of the spouses and children of current or  
166 former public defenders, assistant public defenders, criminal  
167 conflict and civil regional counsel, and assistant criminal  
168 conflict and civil regional counsel; and the names and locations  
169 of schools and day care facilities attended by the children of  
170 current or former public defenders, assistant public defenders,  
171 criminal conflict and civil regional counsel, and assistant  
172 criminal conflict and civil regional counsel are exempt from s.  
173 119.07(1) and s. 24(a), Art. I of the State Constitution.

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

184 n. The home addresses, telephone numbers, and dates of  
185 birth of county tax collectors; the names, home addresses,  
186 telephone numbers, dates of birth, and places of employment of  
187 the spouses and children of such tax collectors; and the names  
188 and locations of schools and day care facilities attended by the

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189 children of such tax collectors are exempt from s. 119.07(1) and  
190 s. 24(a), Art. I of the State Constitution.

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

204 p. The home addresses, telephone numbers, dates of birth,  
205 and photographs of current or former impaired practitioner  
206 consultants who are retained by an agency or current or former  
207 employees of an impaired practitioner consultant whose duties  
208 result in a determination of a person's skill and safety to  
209 practice a licensed profession; the names, home addresses,  
210 telephone numbers, dates of birth, and places of employment of  
211 the spouses and children of such consultants or their employees;  
212 and the names and locations of schools and day care facilities  
213 attended by the children of such consultants or employees are

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214 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
215 Constitution.

216 q. The home addresses, telephone numbers, dates of birth,  
217 and photographs of current or former emergency medical  
218 technicians or paramedics certified under chapter 401; the  
219 names, home addresses, telephone numbers, dates of birth, and  
220 places of employment of the spouses and children of such  
221 emergency medical technicians or paramedics; and the names and  
222 locations of schools and day care facilities attended by the  
223 children of such emergency medical technicians or paramedics are  
224 exempt from s. 119.07(1) and s. 24(a), Art. I of the State  
225 Constitution.

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

238 s. The home addresses, telephone numbers, dates of birth,

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239 and photographs of current or former directors, managers,  
240 supervisors, nurses, and clinical employees of an addiction  
241 treatment facility; the home addresses, telephone numbers,  
242 photographs, dates of birth, and places of employment of the  
243 spouses and children of such personnel; and the names and  
244 locations of schools and day care facilities attended by the  
245 children of such personnel are exempt from s. 119.07(1) and s.  
246 24(a), Art. I of the State Constitution. For purposes of this  
247 sub-subparagraph, the term "addiction treatment facility" means  
248 a county government, or agency thereof, that is licensed  
249 pursuant to s. 397.401 and provides substance abuse prevention,  
250 intervention, or clinical treatment, including any licensed  
251 service component described in s. 397.311(26).

252 t. The home addresses, telephone numbers, dates of birth,  
253 and photographs of current or former directors, managers,  
254 supervisors, and clinical employees of a child advocacy center  
255 that meets the standards of s. 39.3035(2) and fulfills the  
256 screening requirement of s. 39.3035(3), and the members of a  
257 Child Protection Team as described in s. 39.303 whose duties  
258 include supporting the investigation of child abuse or sexual  
259 abuse, child abandonment, child neglect, and child exploitation  
260 or to provide services as part of a multidisciplinary case  
261 review team; the names, home addresses, telephone numbers,  
262 photographs, dates of birth, and places of employment of the  
263 spouses and children of such personnel and members; and the

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264 names and locations of schools and day care facilities attended  
265 by the children of such personnel and members are exempt from s.  
266 119.07(1) and s. 24(a), Art. I of the State Constitution.

267 u. The home addresses, telephone numbers, places of  
268 employment, dates of birth, and photographs of current or former  
269 staff and domestic violence advocates, as defined in s.  
270 90.5036(1)(b), of domestic violence centers certified by the  
271 Department of Children and Families under chapter 39; the names,  
272 home addresses, telephone numbers, places of employment, dates  
273 of birth, and photographs of the spouses and children of such  
274 personnel; and the names and locations of schools and day care  
275 facilities attended by the children of such personnel are exempt  
276 from s. 119.07(1) and s. 24(a), Art. I of the State  
277 Constitution.

278 v. The home addresses, telephone numbers, dates of birth,  
279 and photographs of current or former inspectors or investigators  
280 of the Department of Agriculture and Consumer Services; the  
281 names, home addresses, telephone numbers, dates of birth, and  
282 places of employment of the spouses and children of current or  
283 former inspectors or investigators; and the names and locations  
284 of schools and day care facilities attended by the children of  
285 current or former inspectors or investigators are exempt from s.  
286 119.07(1) and s. 24(a), Art. I of the State Constitution. This  
287 sub-subparagraph is subject to the Open Government Sunset Review  
288 Act in accordance with s. 119.15 and shall stand repealed on

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289 | October 2, 2028, unless reviewed and saved from repeal through  
290 | reenactment by the Legislature.

291 |         3. An agency that is the custodian of the information  
292 | specified in subparagraph 2. and that is not the employer of the  
293 | officer, employee, justice, judge, or other person specified in  
294 | subparagraph 2. must maintain the exempt status of that  
295 | information only if the officer, employee, justice, judge, other  
296 | person, or employing agency of the designated employee submits a  
297 | written and notarized request for maintenance of the exemption  
298 | to the custodial agency. The request must state under oath the  
299 | statutory basis for the individual's exemption request and  
300 | confirm the individual's status as a party eligible for exempt  
301 | status.

302 |         4.a. A county property appraiser, as defined in s.  
303 | 192.001(3), or a county tax collector, as defined in s.  
304 | 192.001(4), who receives a written and notarized request for  
305 | maintenance of the exemption pursuant to subparagraph 3. must  
306 | comply by removing the name of the individual with exempt status  
307 | and the instrument number or Official Records book and page  
308 | number identifying the property with the exempt status from all  
309 | publicly available records maintained by the property appraiser  
310 | or tax collector. For written requests received on or before  
311 | July 1, 2021, a county property appraiser or county tax  
312 | collector must comply with this sub-subparagraph by October 1,  
313 | 2021. A county property appraiser or county tax collector may

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314 not remove the street address, legal description, or other  
315 information identifying real property within the agency's  
316 records so long as a name or personal information otherwise  
317 exempt from inspection and copying pursuant to this section is  
318 not associated with the property or otherwise displayed in the  
319 public records of the agency.

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

323 5. An officer, an employee, a justice, a judge, or other  
324 person specified in subparagraph 2. may submit a written request  
325 for the release of his or her exempt information to the  
326 custodial agency. The written request must be notarized and must  
327 specify the information to be released and the party authorized  
328 to receive the information. Upon receipt of the written request,  
329 the custodial agency must release the specified information to  
330 the party authorized to receive such information.

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

334 7. Information made exempt under this paragraph may be  
335 disclosed pursuant to s. 28.2221 to a title insurer authorized  
336 pursuant to s. 624.401 and its affiliates as defined in s.  
337 624.10; a title insurance agent or title insurance agency as  
338 defined in s. 626.841(1) or (2), respectively; or an attorney

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339 | duly admitted to practice law in this state and in good standing  
340 | with The Florida Bar.

341 |       8. The exempt status of a home address contained in the  
342 | Official Records is maintained only during the period when a  
343 | protected party resides at the dwelling location. Upon  
344 | conveyance of real property after October 1, 2021, and when such  
345 | real property no longer constitutes a protected party's home  
346 | address as defined in sub-subparagraph 1.a., the protected party  
347 | must submit a written request to release the removed information  
348 | to the county recorder. The written request to release the  
349 | removed information must be notarized, must confirm that a  
350 | protected party's request for release is pursuant to a  
351 | conveyance of his or her dwelling location, and must specify the  
352 | Official Records book and page, instrument number, or clerk's  
353 | file number for each document containing the information to be  
354 | released.

355 |       9. Upon the death of a protected party as verified by a  
356 | certified copy of a death certificate or court order, any party  
357 | can request the county recorder to release a protected  
358 | decedent's removed information unless there is a related request  
359 | on file with the county recorder for continued removal of the  
360 | decedent's information or unless such removal is otherwise  
361 | prohibited by statute or by court order. The written request to  
362 | release the removed information upon the death of a protected  
363 | party must attach the certified copy of a death certificate or

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364 court order and must be notarized, must confirm the request for  
 365 release is due to the death of a protected party, and must  
 366 specify the Official Records book and page number, instrument  
 367 number, or clerk's file number for each document containing the  
 368 information to be released. A fee may not be charged for the  
 369 release of any document pursuant to such request.

370 ~~10. Except as otherwise expressly provided in this~~  
 371 ~~paragraph, this paragraph is subject to the Open Government~~  
 372 ~~Sunset Review Act in accordance with s. 119.15 and shall stand~~  
 373 ~~repealed on October 2, 2024, unless reviewed and saved from~~  
 374 ~~repeal through reenactment by the Legislature.~~

375 Section 2. This act shall take effect October 1, 2024.

376  
 377 -----

378 **T I T L E A M E N D M E N T**

379 Remove everything before the enacting clause and insert:

380 A bill to be entitled  
 381 An act relating to a review under the Open Government  
 382 Sunset Review Act; amending s. 119.071, F.S., which  
 383 provides an exemption from public records requirements  
 384 for certain personal identifying and location  
 385 information of specified agency personnel and the  
 386 spouses and children thereof; removing the scheduled  
 387 repeal of the exemption; providing an effective date.

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