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1 A bill to be entitled
 2 An act relating to a review under the Open Government
 3 Sunset Review Act; amending s. 119.071, F.S., which
 4 provides an exemption from public records requirements for
 5 identification and location information of guardians ad
 6 litem and the spouse and children of guardians ad litem;
 7 expanding the public record exemption to include the names
 8 and locations of schools or daycare facilities attended by
 9 children of guardians ad litem; providing for future
 10 legislative review and repeal of the exemption under the
 11 Open Government Sunset Review Act; providing a statement
 12 of public necessity; providing an effective date.

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

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 16 Section 1. Paragraph (d) of subsection (4) of section
 17 119.071, Florida Statutes, is amended to read:

18 119.071 General exemptions from inspection or copying of
 19 public records.--

20 (4) AGENCY PERSONNEL INFORMATION.--

21 (d)1.a. The home addresses, telephone numbers, social
 22 security numbers, and photographs of active or former law
 23 enforcement personnel, including correctional and correctional
 24 probation officers, personnel of the Department of Children and
 25 Family Services whose duties include the investigation of abuse,
 26 neglect, exploitation, fraud, theft, or other criminal
 27 activities, personnel of the Department of Health whose duties

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28 are to support the investigation of child abuse or neglect, and
 29 personnel of the Department of Revenue or local governments
 30 whose responsibilities include revenue collection and
 31 enforcement or child support enforcement; the home addresses,
 32 telephone numbers, social security numbers, photographs, and
 33 places of employment of the spouses and children of such
 34 personnel; and the names and locations of schools and day care
 35 facilities attended by the children of such personnel are exempt
 36 from s. 119.07(1).

37 b. The home addresses, telephone numbers, and photographs
 38 of firefighters certified in compliance with s. 633.35; the home
 39 addresses, telephone numbers, photographs, and places of
 40 employment of the spouses and children of such firefighters; and
 41 the names and locations of schools and day care facilities
 42 attended by the children of such firefighters are exempt from s.
 43 119.07(1).

44 c. The home addresses and telephone numbers of justices of
 45 the Supreme Court, district court of appeal judges, circuit
 46 court judges, and county court judges; the home addresses,
 47 telephone numbers, and places of employment of the spouses and
 48 children of justices and judges; and the names and locations of
 49 schools and day care facilities attended by the children of
 50 justices and judges are exempt from s. 119.07(1).

51 d. The home addresses, telephone numbers, social security
 52 numbers, and photographs of current or former state attorneys,
 53 assistant state attorneys, statewide prosecutors, or assistant
 54 statewide prosecutors; the home addresses, telephone numbers,

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55 social security numbers, photographs, and places of employment
 56 of the spouses and children of current or former state
 57 attorneys, assistant state attorneys, statewide prosecutors, or
 58 assistant statewide prosecutors; and the names and locations of
 59 schools and day care facilities attended by the children of
 60 current or former state attorneys, assistant state attorneys,
 61 statewide prosecutors, or assistant statewide prosecutors are
 62 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
 63 Constitution.

64 e. The home addresses and telephone numbers of general
 65 magistrates, special magistrates, judges of compensation claims,
 66 administrative law judges of the Division of Administrative
 67 Hearings, and child support enforcement hearing officers; the
 68 home addresses, telephone numbers, and places of employment of
 69 the spouses and children of general magistrates, special
 70 magistrates, judges of compensation claims, administrative law
 71 judges of the Division of Administrative Hearings, and child
 72 support enforcement hearing officers; and the names and
 73 locations of schools and day care facilities attended by the
 74 children of general magistrates, special magistrates, judges of
 75 compensation claims, administrative law judges of the Division
 76 of Administrative Hearings, and child support enforcement
 77 hearing officers are exempt from s. 119.07(1) and s. 24(a), Art.
 78 I of the State Constitution if the general magistrate, special
 79 magistrate, judge of compensation claims, administrative law
 80 judge of the Division of Administrative Hearings, or child
 81 support hearing officer provides a written statement that the

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82 | general magistrate, special magistrate, judge of compensation
 83 | claims, administrative law judge of the Division of
 84 | Administrative Hearings, or child support hearing officer has
 85 | made reasonable efforts to protect such information from being
 86 | accessible through other means available to the public. This
 87 | sub-subparagraph is subject to the Open Government Sunset Review
 88 | Act in accordance with s. 119.15, and shall stand repealed on
 89 | October 2, 2013, unless reviewed and saved from repeal through
 90 | reenactment by the Legislature.

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

103 | g. The home addresses, telephone numbers, and photographs
 104 | of current or former code enforcement officers; the names, home
 105 | addresses, telephone numbers, and places of employment of the
 106 | spouses and children of such personnel; and the names and
 107 | locations of schools and day care facilities attended by the

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108 children of such personnel are exempt from s. 119.07(1) and s.
 109 24(a), Art. I of the State Constitution.

110 h. The home addresses, telephone numbers, places of
 111 employment, and photographs of current or former guardians ad
 112 litem, as defined in s. 39.820; ~~and~~ and the names, home addresses,
 113 telephone numbers, and places of employment of the spouses and
 114 children of such persons; and the names and locations of schools
 115 and day care facilities attended by the children of such
 116 persons, are exempt from s. 119.07(1) and s. 24(a), Art. I of
 117 the State Constitution, if the guardian ad litem provides a
 118 written statement that the guardian ad litem has made reasonable
 119 efforts to protect such information from being accessible
 120 through other means available to the public. This sub-
 121 subparagraph is subject to the Open Government Sunset Review Act
 122 in accordance with s. 119.15 and shall stand repealed on October
 123 2, 2015 ~~2010~~, unless reviewed and saved from repeal through
 124 reenactment by the Legislature.

125 i. The home addresses, telephone numbers, and photographs
 126 of current or former juvenile probation officers, juvenile
 127 probation supervisors, detention superintendents, assistant
 128 detention superintendents, senior juvenile detention officers,
 129 juvenile detention officer supervisors, juvenile detention
 130 officers, house parents I and II, house parent supervisors,
 131 group treatment leaders, group treatment leader supervisors,
 132 rehabilitation therapists, and social services counselors of the
 133 Department of Juvenile Justice; the names, home addresses,
 134 telephone numbers, and places of employment of spouses and

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135 children of such personnel; and the names and locations of
 136 schools and day care facilities attended by the children of such
 137 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of
 138 the State Constitution. This sub-subparagraph is subject to the
 139 Open Government Sunset Review Act in accordance with s. 119.15
 140 and shall stand repealed on October 2, 2011, unless reviewed and
 141 saved from repeal through reenactment by the Legislature.

142 2. An agency that is the custodian of the information
 143 specified in subparagraph 1. and that is not the employer of the
 144 officer, employee, justice, judge, or other person specified in
 145 subparagraph 1. shall maintain the exempt status of that
 146 information only if the officer, employee, justice, judge, other
 147 person, or employing agency of the designated employee submits a
 148 written request for maintenance of the exemption to the
 149 custodial agency.

150 Section 2. The Legislature finds that it is a public
 151 necessity that the names and locations of schools and day care
 152 facilities attended by the children of current or former
 153 guardians ad litem be made exempt from public records
 154 requirements. Guardians ad litem provide a valuable service to
 155 the community. They interact with victims of child abuse and
 156 neglect and, at times, the perpetrators of that abuse or
 157 neglect. The capacity in which they work or volunteer their time
 158 does not always create good will. Different persons may be
 159 disgruntled with the testimony, report, or recommendation made
 160 by guardians ad litem. The testimony of guardians ad litem could
 161 create a safety risk. Thus, the children of guardians ad litem

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162 could become a potential target for acts of revenge. If the name
 163 and location of schools or daycare facilities attended by the
 164 children of such persons were made available, the safety and
 165 welfare of the children of the guardians ad litem could be
 166 seriously jeopardized. Accordingly, it is a public necessity
 167 that such information be made exempt from public disclosure.

168 Section 3. This act shall take effect upon becoming a law.