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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 regarding identification and location
 4 information of federal attorneys and judges; amending s.
 5 119.071(4)(d), F.S.; reorganizing the paragraph; removing
 6 the public record exemption for identification and
 7 location information of federal attorneys and judges;
 8 creating s. 119.071(5)(i), F.S.; relocating the public
 9 record exemption for identification and location
 10 information of federal attorneys and judges; creating a
 11 definition for "identification and location information";
 12 requiring a federal attorney, judge, or magistrate to
 13 submit a written statement that reasonable efforts have
 14 been made to protect the information from disclosure
 15 through other means; removing the scheduled repeal of the
 16 exemption; providing an effective date.

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

19
 20 Section 1. Paragraph (d) of subsection (4) of section
 21 119.071, Florida Statutes, is amended to read:

22 119.071 General exemptions from inspection or copying of
 23 public records.--

24 (4) AGENCY PERSONNEL INFORMATION.--

25 (d)1.a. The home addresses, telephone numbers, social
 26 security numbers, and photographs of active or former law
 27 enforcement personnel, including correctional and correctional
 28 probation officers, personnel of the Department of Children and

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

41 b. The home addresses, telephone numbers, and photographs
 42 of firefighters certified in compliance with s. 633.35; the home
 43 addresses, telephone numbers, photographs, and places of
 44 employment of the spouses and children of such firefighters; and
 45 the names and locations of schools and day care facilities
 46 attended by the children of such firefighters are exempt from s.
 47 119.07(1).

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

55 d. The home addresses, telephone numbers, social security
 56 numbers, and photographs of current or former state attorneys,

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

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

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

95 f.2. The home addresses, telephone numbers, and
 96 photographs of current or former human resource, labor
 97 relations, or employee relations directors, assistant directors,
 98 managers, or assistant managers of any local government agency
 99 or water management district whose duties include hiring and
 100 firing employees, labor contract negotiation, administration, or
 101 other personnel-related duties; the names, home addresses,
 102 telephone numbers, and places of employment of the spouses and
 103 children of such personnel; and the names and locations of
 104 schools and day care facilities attended by the children of such
 105 personnel are exempt from s. 119.07(1) and s. 24(a), Art. I of
 106 the State Constitution.

107 ~~3. The home addresses, telephone numbers, social security~~
 108 ~~numbers, and photographs of current or former United States~~
 109 ~~attorneys and assistant United States attorneys; the home~~
 110 ~~addresses, telephone numbers, social security numbers,~~
 111 ~~photographs, and places of employment of the spouses and~~
 112 ~~children of current or former United States attorneys and~~

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113 ~~assistant United States attorneys; and the names and locations~~
 114 ~~of schools and day care facilities attended by the children of~~
 115 ~~current or former United States attorneys and assistant United~~
 116 ~~States attorneys are exempt from s. 119.07(1) and s. 24(a), Art.~~
 117 ~~I of the State Constitution. This subparagraph is subject to the~~
 118 ~~Open Government Sunset Review Act in accordance with s. 119.15~~
 119 ~~and shall stand repealed on October 2, 2009, unless reviewed and~~
 120 ~~saved from repeal through reenactment by the Legislature.~~

121 ~~4. The home addresses, telephone numbers, social security~~
 122 ~~numbers, and photographs of current or former judges of United~~
 123 ~~States Courts of Appeal, United States district judges, and~~
 124 ~~United States magistrate judges; the home addresses, telephone~~
 125 ~~numbers, social security numbers, photographs, and places of~~
 126 ~~employment of the spouses and children of current or former~~
 127 ~~judges of United States Courts of Appeal, United States district~~
 128 ~~judges, and United States magistrate judges; and the names and~~
 129 ~~locations of schools and day care facilities attended by the~~
 130 ~~children of current or former judges of United States Courts of~~
 131 ~~Appeal, United States district judges, and United States~~
 132 ~~magistrate judges are exempt from s. 119.07(1) and s. 24(a),~~
 133 ~~Art. I of the State Constitution. This subparagraph is subject~~
 134 ~~to the Open Government Sunset Review Act in accordance with s.~~
 135 ~~119.15 and shall stand repealed on October 2, 2009, unless~~
 136 ~~reviewed and saved from repeal through reenactment by the~~
 137 ~~Legislature.~~

138 ~~g.5.~~ g.5. The home addresses, telephone numbers, and
 139 photographs of current or former code enforcement officers; the
 140 names, home addresses, telephone numbers, and places of

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141 employment of the spouses and children of such personnel; and
 142 the names and locations of schools and day care facilities
 143 attended by the children of such personnel are exempt from s.
 144 119.07(1) and s. 24(a), Art. I of the State Constitution.

145 h.6. The home addresses, telephone numbers, places of
 146 employment, and photographs of current or former guardians ad
 147 litem, as defined in s. 39.820, and the names, home addresses,
 148 telephone numbers, and places of employment of the spouses and
 149 children of such persons, are exempt from s. 119.07(1) and s.
 150 24(a), Art. I of the State Constitution, if the guardian ad
 151 litem provides a written statement that the guardian ad litem
 152 has made reasonable efforts to protect such information from
 153 being accessible through other means available to the public.
 154 This sub-subparagraph ~~subparagraph~~ is subject to the Open
 155 Government Sunset Review Act in accordance with s. 119.15 and
 156 shall stand repealed on October 2, 2010, unless reviewed and
 157 saved from repeal through reenactment by the Legislature.

158 i.7. The home addresses, telephone numbers, and
 159 photographs of current or former juvenile probation officers,
 160 juvenile probation supervisors, detention superintendents,
 161 assistant detention superintendents, senior juvenile detention
 162 officers, juvenile detention officer supervisors, juvenile
 163 detention officers, house parents I and II, house parent
 164 supervisors, group treatment leaders, group treatment leader
 165 supervisors, rehabilitation therapists, and social services
 166 counselors of the Department of Juvenile Justice; the names,
 167 home addresses, telephone numbers, and places of employment of
 168 spouses and children of such personnel; and the names and

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169 | locations of schools and day care facilities attended by the
 170 | children of such personnel are exempt from s. 119.07(1) and s.
 171 | 24(a), Art. I of the State Constitution. This sub-subparagraph
 172 | ~~subparagraph~~ is subject to the Open Government Sunset Review Act
 173 | in accordance with s. 119.15 and shall stand repealed on October
 174 | 2, 2011, unless reviewed and saved from repeal through
 175 | reenactment by the Legislature.

176 | ~~2.8.~~ An agency that is the custodian of the ~~personal~~
 177 | information specified in subparagraph 1., ~~subparagraph 2.,~~
 178 | ~~subparagraph 3., subparagraph 4., subparagraph 5., subparagraph~~
 179 | ~~6., or subparagraph 7.~~ and that is not the employer of the
 180 | officer, employee, justice, judge, or other person specified in
 181 | subparagraph 1., ~~subparagraph 2., subparagraph 3., subparagraph~~
 182 | ~~4., subparagraph 5., subparagraph 6., or subparagraph 7.~~ shall
 183 | maintain the exempt status of that ~~the personal~~ information only
 184 | if the officer, employee, justice, judge, other person, or
 185 | employing agency of the designated employee submits a written
 186 | request for maintenance of the exemption to the custodial
 187 | agency.

188 | Section 2. Paragraph (i) is added to subsection (5) of
 189 | section 119.071, Florida Statutes, to read:

190 | 119.071 General exemptions from inspection or copying of
 191 | public records.--

192 | (5) OTHER PERSONAL INFORMATION.--

193 | (i) 1. For purposes of this paragraph, "identification and
 194 | location information" means the:

195 | a. Home address, telephone number, and photograph of a
 196 | current or former United States attorney, assistant United

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197 States attorney, judge of the United States Courts of Appeal,
 198 United States district judge, or United States magistrate;
 199 b. Home address, telephone number, photograph, and place of
 200 employment of the spouse or child of such attorney, judge, or
 201 magistrate; and
 202 c. Name and location of the school or day care facility
 203 attended by the child of such attorney, judge, or magistrate.
 204 2. Identification and location information held by an
 205 agency is exempt from s. 119.07(1) and s. 24(a), Art. I of the
 206 State Constitution if such attorney, judge, or magistrate:
 207 a. Submits to an agency that has custody of the
 208 identification and location information a written request to
 209 exempt such information from public disclosure; and
 210 b. Submits to the agency a written statement that such
 211 attorney, judge, or magistrate has made reasonable efforts to
 212 protect identification and location information from being
 213 accessible through other means available to the public.
 214 Section 3. This act shall take effect October 1, 2009.