

1 A bill to be entitled
 2 An act relating to public records; amending s.
 3 119.071, F.S.; providing an exemption from public
 4 records requirements for certain identifying and
 5 location information of current members of the
 6 Legislature, and the spouses and children of such
 7 legislators; providing for future legislative review
 8 and repeal of the exemption; providing a statement of
 9 public necessity; providing an effective date.

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

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 13 Section 1. Paragraph (1) is added to subsection (5) of
 14 section 119.071, Florida Statutes, to read:

15 119.071 General exemptions from inspection or copying of
 16 public records.—

17 (5) OTHER PERSONAL INFORMATION.—

18 (1)1. For purposes of this paragraph, "identification and
 19 location information" means the:

20 a. Home address and telephone number of a current member
 21 of the Senate or the House of Representatives.

22 b. Name, home address, telephone number, and place of
 23 employment of the spouse or child of a current member of the
 24 Senate or the House of Representatives.

25 c. Name and location of a school or day care facility

26 attended by the child of a current member of the Senate or the
27 House of Representatives.

28 2. Identification and location information held by an
29 agency is exempt from s. 119.07(1) and s. 24(a), Art. I of the
30 State Constitution if a current member of the Senate or the
31 House of Representatives submits to an agency that has custody
32 of the identification and location information:

33 a. A written request to exempt such information from
34 public disclosure.

35 b. A written statement that he or she has made a
36 reasonable effort to protect the identification and location
37 information from being accessible through other means available
38 to the public.

39 3. This paragraph is subject to the Open Government Sunset
40 Review Act in accordance with s. 119.15 and shall stand repealed
41 on October 2, 2026, unless reviewed and saved from repeal
42 through reenactment by the Legislature.

43 Section 2. The Legislature finds that it is a public
44 necessity that the home addresses and telephone numbers of
45 current members of the Senate and the House of Representatives;
46 the names, home addresses, telephone numbers, and places of
47 employment of the spouses and children of such legislators; and
48 the names and locations of schools and day care facilities
49 attended by the children of such legislators be made exempt from
50 s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the

51 State Constitution. Members of the Legislature are often
52 confronted with making difficult and impactful policy decisions.
53 As a result, legislators and their family members may receive
54 threats, including, but not limited to, verbal threats,
55 harassment, and intimidation, as a result of carrying out their
56 official duties. Vulnerability to such threats may discourage
57 residents of this state from seeking elected office in order to
58 protect themselves and their families. The Legislature further
59 finds that the harm that may result from the release of such
60 personal identifying and location information outweighs any
61 public benefit that may be derived from the disclosure of the
62 information.

63 Section 3. This act shall take effect July 1, 2021.