

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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Representative Rivera offered the following:

**Amendment (with directory and title amendments)**

Remove line 342, and insert:

Section 7. Effective January 1, 2004, if HB 987 or similar legislation is adopted in the same legislative session or an extension thereof and becomes a law, section 627.9742, Florida Statutes, is created to read:

627.9742 Public records exemption for the Office of Insurance Regulation.--Credit scoring methodologies and related data and information that are trade secrets as defined in s. 688.002 and that are filed with the Office of Insurance Regulation pursuant to a rate filing or other filing required by law are confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

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27       Section 8. (1) Section 627.9742, Florida Statutes, is  
28 subject to the Open Government Sunset Review Act of 1995 in  
29 accordance with s. 119.15, Florida Statutes, and shall stand  
30 repealed on October 2, 2008, unless reviewed and saved from  
31 repeal through reenactment by the Legislature.

32       (2) This section shall take effect January 1, 2004, if HB  
33 987 or similar legislation is adopted in the same legislative  
34 session or an extension thereof and becomes a law.

35       Section 9. (1) The Legislature finds that it is a public  
36 necessity that credit scoring methodologies and related data and  
37 information that are trade secrets, filed with the Office of  
38 Insurance Regulation pursuant to a rate filing or other filing  
39 required by law, be made confidential and exempt from public  
40 records requirements. Such information could harm the business  
41 of an insurance company, as it contains proprietary confidential  
42 business information that has economic value derived from not  
43 being disclosed to competitors. The Legislature further finds  
44 that it is a public necessity to make such information  
45 confidential and exempt from public disclosure because release  
46 of such information would likely result in an insurer's not  
47 providing the Office of Insurance Regulation with adequate  
48 information on which to base a determination as to whether a  
49 filing meets the requirements of law, resulting in increased  
50 administrative and legal disputes with regard to the filing.

51       (2) This section shall take effect January 1, 2004, if HB  
52 987 or similar legislation is adopted in the same legislative  
53 session or an extension thereof and becomes a law.

54       Section 10. Except as otherwise provided herein, this act  
55 shall take effect upon becoming a law.

549015

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===== T I T L E A M E N D M E N T =====

Remove lines 39 and 40, and insert:

providing a statement of public necessity; creating s. 627.9742,  
F.S.; creating a public records exemption for credit scoring  
methodologies and related data and information that are trade  
secrets filed with the Office of Insurance Regulation; providing  
for future review and repeal; providing a statement of public  
necessity; providing effective dates.