

1 A bill to be entitled
 2 An act relating to public records; amending s.
 3 288.1259, F.S.; providing an exemption from public
 4 records requirements for certain application
 5 information submitted to the Florida Motion Picture
 6 Capital Corporation; providing for legislative review
 7 and repeal of the exemption; providing a statement of
 8 public necessity; providing a contingent effective
 9 date.

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

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 13 Section 1. Subsection (8) is added to section 288.1259,
 14 Florida Statutes, as created by HB 341, to read:

15 288.1259 Florida Motion Picture Capital Corporation.—

16 (8) APPLICATIONS; PUBLIC RECORDS EXEMPTION.—Personal
 17 financial records, trade secrets, and proprietary information of
 18 persons applying for financing for a production are confidential
 19 and exempt from s. 119.07(1) and s. 24(a), Art. I of the State
 20 Constitution. This subsection is subject to the Open Government
 21 Sunset Review Act in accordance with s. 119.15 and shall stand
 22 repealed on October 2, 2023, unless reviewed and saved from
 23 repeal through reenactment by the Legislature.

24 Section 2. The Legislature finds that it is a public
 25 necessity that personal financial records, trade secrets, and

26 | proprietary information of persons applying for financing by the
27 | Florida Motion Picture Capital Corporation in a production be
28 | exempt from s. 119.07(1), Florida Statutes, and s. 24(a),
29 | Article I of the State Constitution. If the personal financial
30 | records, trade secrets, and proprietary information of persons
31 | applying for financing were subject to disclosure, a chilling
32 | effect on participation would result. There is a strong
33 | likelihood that productions would choose not to apply for
34 | financing from the Florida Motion Picture Capital Corporation.
35 | Since productions are required to make in-state expenditures as
36 | a condition of receiving such financing, the chilling effect
37 | caused by such disclosure would undermine the public purpose of
38 | the Florida Motion Picture Capital Corporation to encourage this
39 | state to be used as a site for scripted productions and would
40 | consequently result in productions being produced outside of the
41 | state.

42 | Section 3. This act shall take effect on the same date
43 | that HB 341 or similar legislation takes effect, if such
44 | legislation is adopted in the same legislative session or an
45 | extension thereof and becomes a law.