

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>    </u>	(Y/N)
ADOPTED AS AMENDED	<u>    </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>    </u>	(Y/N)
FAILED TO ADOPT	<u>    </u>	(Y/N)
WITHDRAWN	<u>    </u>	(Y/N)
OTHER	<u>    </u>	

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1 Committee/Subcommittee hearing bill: Oversight, Transparency &  
 2 Administration Subcommittee

3 Representative Williamson offered the following:

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5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Paragraph (d) is added to subsection (3) of  
 8 section 119.071, Florida Statutes, to read:

9 119.071 General exemptions from inspection or copying of  
 10 public records.—

11 (3) SECURITY.—

12 (d)1. Information relating to the Nationwide Public  
 13 Broadband Network established pursuant to 47 U.S.C s. 1401 et  
 14 seq. held by an agency is confidential and exempt from s.  
 15 119.07(1) and s. 24(a), Art. I of the State Constitution if  
 16 release of such information would reveal:

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17 a. The design, development, construction, deployment, and  
18 operation of network facilities;

19 b. Network coverage, including geographical maps  
20 indicating actual or proposed locations of network  
21 infrastructure or facilities; the features, functions, and  
22 capabilities of network infrastructure and facilities;

23 c. The features, functions, and capabilities of network  
24 services provided to first responders, as defined in s.  
25 112.1815, and other network users;

26 d. The design, features, functions, and capabilities of  
27 network devices provided to first responders and other network  
28 users; and

29 e. Security, including cybersecurity, of the design,  
30 construction, and operation of the network and associated  
31 services and products.

32 2. This paragraph is subject to the Open Government Sunset  
33 Review Act in accordance with s. 119.15 and shall stand repealed  
34 on October 2, 2023, unless reviewed and saved from repeal  
35 through reenactment by the Legislature.

36 Section 2. The Legislature finds that it is a public  
37 necessity that any information relating to the Nationwide Public  
38 Safety Broadband Network established pursuant to 47 U.S.C s.  
39 1401 et seq. held by an agency be made confidential and exempt  
40 from public records requirements. Such information contains  
41 security information and proprietary business information of

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42 communications services providers. The disclosure of sensitive  
43 information relating to the Nationwide Public Safety Broadband  
44 Network could result in identification of vulnerabilities in  
45 such network and allow a security breach that could damage the  
46 network or disrupt the safe and reliable operation, adversely  
47 impacting the public health and safety of the state. Disclosure  
48 of such information would adversely affect the business  
49 interests and compromise the network security of such providers  
50 and of their networks. Further, disclosure of such information  
51 would impair competition in the communications services industry  
52 because competitors could use such information to impede full  
53 and fair competition in the communications services industry to  
54 the disadvantage of its consumers. Therefore, the Legislature  
55 finds that any information relating to the Nationwide Public  
56 Safety Broadband Network established pursuant to 47 U.S.C s.  
57 1401 et seq. held by an agency must be held confidential and  
58 exempt from disclosure under s. 119.07(1), Florida Statutes, and  
59 s. 24(a), Art. I of the State Constitution.

60 Section 3. This act shall take effect July 1, 2018.

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62  
63 **T I T L E A M E N D M E N T**

64 Remove everything before the enacting clause and insert:  
65 An act relating to public records; amending s. 119.071, F.S.;  
66 providing an exemption from public records requirements for

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 755 (2018)

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67 | certain information relating to the Nationwide Public Safety  
68 | Broadband Network held by an agency; providing for future  
69 | legislative review and repeal of the exemption; providing a  
70 | statement of public necessity; providing an effective date.