A bill to be entitled
An act relating to public records; amending s. 73.0155, F.S.; deleting provisions relating to public records exemptions for trade secrets held by governmental condemning authorities; amending s. 119.071, F.S.; deleting a provision declaring that certain data processing software exempt from public records requirements is considered a trade secret; removing the scheduled repeal of the public record exemption; amending s. 119.0713, F.S.; deleting a provision exempting trade secrets held by local government agencies from public records requirements; amending s. 125.0104, F.S.; deleting a provision exempting trade secrets held by county tourism development agencies from public records requirements; amending s. 163.01, F.S.; deleting a provision exempting trade secrets held by public agencies that are electric utilities from public records requirements; amending s. 202.195, F.S.; deleting a provision exempting trade secrets obtained from a telecommunications company or franchised cable company for certain purposes from public records requirements; amending s. 215.4401, F.S.; deleting provisions relating to confidentiality of trade secrets held by the State Board of Administration; amending s. 252.88,
F.S.; deleting provisions exempting certain information from public records requirements under the Florida Emergency Planning and Community Right-to-Know Act; repealing s. 252.943, F.S., relating to a public records exemption under the Florida Accidental Release Prevention and Risk Management Planning Act; amending s. 287.0943, F.S.; deleting provisions relating to confidentiality of certain information relating to applications for certification of minority business enterprises; amending s. 288.047, F.S.; deleting provisions exempting potential trade secrets from public records requirements; amending s. 288.075, F.S.; deleting provisions relating to a public records exemption for trade secrets held by economic development agencies; amending s. 288.1226, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Florida Tourism Industry Marketing Corporation; amending s. 288.776, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Florida Export Finance Corporation; amending s. 288.9520, F.S.; deleting provisions relating to a public records exemption for trade secrets and potential trade secrets held by Enterprise Florida, Inc., and related entities; amending s. 288.9607,

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51 F.S.; deleting provisions relating to a public records
52 exemption for trade secrets held by the Florida
53 Development Finance Corporation; amending s. 288.9626,
54 F.S.; deleting provisions relating to a public records
55 exemption for trade secrets and potential trade
56 secrets held by the Florida Opportunity Fund;
57 conforming provisions to changes made by the act;
58 amending s. 288.9627, F.S.; deleting provisions
59 relating to a public records exemption for trade
60 secrets and potential trade secrets held by the
61 Institute for Commercialization of Florida Technology;
62 conforming provisions to changes made by the act;
63 amending s. 331.326, F.S.; deleting provisions
64 relating to a public records exemption for trade
65 secrets held by Space Florida; amending s. 334.049,
66 F.S.; deleting provisions relating to a public records
67 exemption for trade secrets held by the Department of
68 State; amending ss. 350.121 and 364.183, F.S.;
69 deleting provisions relating to public records
70 exemptions for trade secrets held by the Florida
71 Public Service Commission; amending 365.174, F.S.;
72 deleting provisions relating to public records
73 exemptions for trade secrets held by the E911 Board
74 and the Technology Program within the Department of
75 Management Services; amending ss. 366.093, 367.156,

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and 368.108, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Florida Public Service Commission; repealing s. 381.83, F.S., relating to confidentiality of certain information containing trade secrets obtained by the Department of Health; amending s. 395.3035, F.S.; deleting provisions relating to a public records exemption for trade secrets of hospitals; amending s. 403.7046, F.S.; revising provisions relating to an exemption for trade secrets contained in certain reports to the Department of Environmental Protection; repealing s. 403.73, F.S., relating to confidentiality of certain information containing trade secrets obtained by the Department of Environmental Protection; amending s. 408.061, F.S.; deleting a requirement that certain trade secret information submitted to the Agency for Healthcare Administration be clearly designated as such; amending s. 408.185, F.S.; deleting provisions relating to public records exemptions for certain trade secrets held by the Office of the Attorney General; amending s. 408.910, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Florida Health Choices Program; amending s. 409.91196, F.S.; deleting provisions relating to public records.
exemptions for trade secrets held by the Agency for Healthcare Administration; amending s. 440.108, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Financial Services; amending s. 494.00125, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 497.172, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Financial Services or the Board of Funeral, Cemetery, and Consumer Services; amending ss. 499.012, 499.0121, 499.05, and 499.051, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Business and Professional Regulation; repealing s. 499.931, F.S., relating to maintenance of information held by the Department of Business and Professional Regulation that is deemed to be a trade secret; amending s. 501.171, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Legal Affairs; repealing s. 502.222, F.S., relating to trade secrets of a dairy business held by the Department of Agriculture and Consumer Services; amending ss. 517.2015 and 520.9965, F.S.;
deleting provisions relating to public records
exemptions for trade secrets held by the Office of
Financial Regulation; amending s. 526.311, F.S.;
dele
ing provisions relating to public records
exemptions for trade secrets held by the Department of
Agriculture and Consumer Services; amending s.
548.062, F.S.; deleting provisions relating to public
records exemptions for trade secrets held by the
Florida State Boxing Commission; amending s. 556.113,
F.S.; deleting provisions relating to public records
exemptions for trade secrets held by Sunshine State
One-Call of Florida, Inc.; amending s. 559.5558, F.S.;
dele
ing provisions relating to public records
exemptions for trade secrets held by the Office of
Financial Regulation; amending s. 559.9285, F.S.;
revising provisions specifying that certain
information provided to the Department of Agriculture
and Consumer Services does not constitute a trade
secret; amending s. 560.129, F.S.; deleting provisions
relating to public records exemptions for trade
secrets held by the Office of Financial Regulation;
amending s. 570.48, F.S.; deleting provisions relating
to public records exemptions for trade secrets held by
the Division of Fruit and Vegetables; amending ss.
570.544 and 573.123, F.S.; deleting provisions

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relating to public records exemptions for trade
secrets held by the Division of Consumer Services;
repealing s. 581.199, F.S., relating to a prohibition
on the use of trade secret information obtained under
specified provisions for personal use or gain;
amending ss. 601.10, 601.15, and 601.152, F.S.;
deleting provisions relating to public records
exemptions for trade secrets held by the Department of
Citrus; amending s. 601.76, F.S.; deleting provisions
relating to a public records exemption for certain
formulas filed with the Department of Agriculture;
amending ss. 607.0505 and 617.0503, F.S.; deleting
provisions relating to public records exemptions for
certain information that might reveal trade secrets
held by the Department of Legal Affairs; amending s.
624.307, F.S.; authorizing the Office of Insurance
Regulation to report certain information on an
aggregate basis; amending s. 624.315, F.S.;
authorizing the Office of Insurance Regulation to make
certain information available on an aggregate basis;
amending s. 624.4212, F.S.; deleting provisions
relating to public records exemptions for trade
secrets held by the Office of Insurance Regulation;
revising a cross-reference; repealing s. 624.4213,
F.S., relating to trade secret documents submitted to
the Department of Financial Services or the Office of
Insurance Regulation; amending ss. 626.84195 and
626.884, F.S.; deleting provisions relating to public
records exemptions for trade secrets held by the
Office of Insurance Regulation; amending s. 626.9936,
F.S.; revising provisions relating to a public records
exemption for trade secrets held by the Office of
Insurance Regulation; amending ss. 627.0628 and
627.3518, F.S.; deleting provisions relating to public
records exemptions for trade secrets held by the
Department of Financial Services or the Office of
Insurance Regulation; amending s. 655.057, F.S.;
revising provisions relating to a public records
exemption for trade secrets held by the Office of
Financial Regulation; repealing s. 655.0591, F.S.,
relating to trade secret documents held by the Office
of Financial Regulation; amending s. 663.533, F.S.;
revising a cross-reference; repealing s. 721.071,
F.S., relating to trade secret material filed with the
Division of Florida Condominiums, Timeshares, and
Mobile Homes of the Department of Business and
Professional Regulation; amending s. 815.04, F.S.;
deleting a public records exemption for certain trade
secret information relating to offenses against
intellectual property; repealing s. 815.045, F.S.,
relating to trade secret information; amending s. 1004.22, F.S.; revising provisions relating to public records exemptions for trade secrets and potential trade secrets received, generated, ascertained, or discovered during the course of research conducted within the state universities; amending s. 1004.30, F.S.; revising provisions relating to public records exemptions for trade secrets held by state university health support organizations; amending s. 1004.43, F.S.; revising provisions relating to public records exemptions for trade secrets and potential trade secrets held by the H. Lee Moffitt Cancer Center and Research Institute; amending s. 1004.4472, F.S.; revising provisions relating to public records exemptions for trade secrets and potential trade secrets held by the Florida Institute for Human and Machine Cognition, Inc.; amending s. 1004.78, F.S.; revising provisions relating to public records exemptions for trade secrets and potential trade secrets held by the technology transfers centers at Florida College System institutions; amending s. 601.80, F.S.; correcting a cross-reference; amending ss. 663.533, 721.13, and 921.0022, F.S.; conforming provisions to changes made by the act; providing a contingent effective date.
Be It Enacted by the Legislature of the State of Florida:

Section 1. Paragraph (e) of subsection (1) of section 73.0155, Florida Statutes, is amended to read:

73.0155 Confidentiality; business information provided to a governmental condemning authority.—

(1) The following business information provided by the owner of a business to a governmental condemning authority as part of an offer of business damages under s. 73.015 is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution if the owner requests in writing that the business information be held confidential and exempt:

(e) Materials that relate to methods of manufacture or production or, potential trade secrets, patentable material, or actual trade secrets as defined in s. 688.002.

Section 2. Paragraph (f) of subsection (1) of section 119.071, Florida Statutes, is amended to read:

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

(1) AGENCY ADMINISTRATION.—

(f) Data processing software obtained by an agency under a licensing agreement that prohibits its disclosure and which software is a trade secret, as defined in s. 812.081, and Agency-produced data processing software that is sensitive is

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are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. The designation of agency-produced software as sensitive does not prohibit an agency head from sharing or exchanging such software with another public agency. This paragraph is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2021, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 3. Paragraph (a) of subsection (4) of section 119.0713, Florida Statutes, is amended to read:

119.0713  Local government agency exemptions from inspection or copying of public records.—

(4)(a)  Proprietary confidential business information means information, regardless of form or characteristics, which is held by an electric utility that is subject to this chapter, is intended to be and is treated by the entity that provided the information to the electric utility as private in that the disclosure of the information would cause harm to the entity providing the information or its business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or a private agreement that provides that the information will not be released to the public. Proprietary confidential business information includes:

1. Trade secrets, as defined in s. 688.002.
1.2. Internal auditing controls and reports of internal auditors.
2.3. Security measures, systems, or procedures.
3.4. Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the electric utility to contract for goods or services on favorable terms.
4.5. Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information.

Section 4. Paragraph (d) of subsection (9) of section 125.0104, Florida Statutes, is amended to read:

125.0104 Tourist development tax; procedure for levying; authorized uses; referendum; enforcement.—

(9) COUNTY TOURISM PROMOTION AGENCIES.—In addition to any other powers and duties provided for agencies created for the purpose of tourism promotion by a county levying the tourist development tax, such agencies are authorized and empowered to:

(d) Undertake marketing research and advertising research studies and provide reservations services and convention and meetings booking services consistent with the authorized uses of revenue as set forth in subsection (5).

1. Information given to a county tourism promotion agency which, if released, would reveal the identity of persons or entities who provide data or other information as a response to
a sales promotion effort, an advertisement, or a research project or whose names, addresses, meeting or convention plan information or accommodations or other visitation needs become booking or reservation list data, is exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

2. The following information, when held by a county tourism promotion agency, booking business records, as defined in s. 255.047, are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution:

   a. Booking business records, as defined in s. 255.047.

   b. Trade secrets and commercial or financial information gathered from a person and privileged or confidential, as defined and interpreted under 5 U.S.C. s. 552(b)(4), or any amendments thereto.

3. A trade secret, as defined in s. 812.081, held by a county tourism promotion agency is exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. This subparagraph is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2021, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 5. Paragraph (m) of subsection (15) of section 163.01, Florida Statutes, is amended to read:

163.01 Florida Interlocal Cooperation Act of 1969.—

(15) Notwithstanding any other provision of this section
or of any other law except s. 361.14, any public agency of this
state which is an electric utility, or any separate legal entity
created pursuant to the provisions of this section, the
membership of which consists only of electric utilities, and
which exercises or proposes to exercise the powers granted by
part II of chapter 361, the Joint Power Act, may exercise any or
all of the following powers:

(m) In the event that any public agency or any such legal
entity, or both, should receive, in connection with its joint
ownership or right to the services, output, capacity, or energy
of an electric project, as defined in paragraph (3)(d), any
material which is designated by the person supplying such
material as proprietary confidential business information or
which a court of competent jurisdiction has designated as
confidential or secret shall be kept confidential and shall be
exempt from the provisions of s. 119.07(1). As used in this
paragraph, "proprietary confidential business information"
includes, but is not limited to, trade secrets; internal
auditing controls and reports of internal auditors; security
measures, systems, or procedures; information concerning bids or
other contractual data, the disclosure of which would impair the
efforts of the utility to contract for services on favorable
terms; employee personnel information unrelated to compensation,
duties, qualifications, or responsibilities; and formulas,
patterns, devices, combinations of devices, contract costs, or
other information the disclosure of which would injure the
affected entity in the marketplace.

Section 6. Subsection (2) of section 202.195, Florida
Statutes, is amended to read:

202.195 Proprietary confidential business information;
public records exemption.—

(2) For the purposes of this exemption, "proprietary
confidential business information" includes maps, plans, billing
and payment records, trade secrets, or other information
relating to the provision of or facilities for communications
service:

(a) That is intended to be and is treated by the company
as confidential;

(b) The disclosure of which would be reasonably likely to
be used by a competitor to harm the business interests of the
company; and

(c) That is not otherwise readily ascertainable or
publicly available by proper means by other persons from another
source in the same configuration as requested by the local
governmental entity.

Proprietary confidential business information does not include
schematics indicating the location of facilities for a specific
site that are provided in the normal course of the local
governmental entity's permitting process.
Section 7. Paragraphs (a), (c), and (d) of subsection (3) of section 215.4401, Florida Statutes, are amended to read:

215.4401 Board of Administration; public record exemptions.—

(3)(a) As used in this subsection, the term:

1. "Alternative investment" means an investment by the State Board of Administration in a private equity fund, venture fund, hedge fund, or distress fund or a direct investment in a portfolio company through an investment manager.

2. "Alternative investment vehicle" means the limited partnership, limited liability company, or similar legal structure or investment manager through which the State Board of Administration invests in a portfolio company.

3. "Portfolio company" means a corporation or other issuer, any of whose securities are owned by an alternative investment vehicle or the State Board of Administration and any subsidiary of such corporation or other issuer.

4. "Portfolio positions" means individual investments in portfolio companies which are made by the alternative investment vehicles, including information or specific investment terms associated with any portfolio company investment.

5. "Proprietor" means an alternative investment vehicle, a portfolio company in which the alternative investment vehicle is invested, or an outside consultant, including the respective authorized officers, employees, agents, or successors in
interest, which controls or owns information provided to the State Board of Administration.

6. "Proprietary confidential business information" means information that has been designated by the proprietor when provided to the State Board of Administration as information that is owned or controlled by a proprietor; that is intended to be and is treated by the proprietor as private, the disclosure of which would harm the business operations of the proprietor and has not been intentionally disclosed by the proprietor unless pursuant to a private agreement that provides that the information will not be released to the public except as required by law or legal process, or pursuant to law or an order of a court or administrative body; and that concerns:

   a. Trade secrets as defined in s. 688.002.

   b. Information provided to the State Board of Administration regarding a prospective investment in a private equity fund, venture fund, hedge fund, distress fund, or portfolio company which is proprietary to the provider of the information.

   c. Financial statements and auditor reports of an alternative investment vehicle.

   d. Meeting materials of an alternative investment vehicle relating to financial, operating, or marketing information of the alternative investment vehicle.

   e. Information regarding the portfolio positions in
which the alternative investment vehicles invest.

e. f. Capital call and distribution notices to investors of
an alternative investment vehicle.

f. g. Alternative investment agreements and related
records.

g. h. Information concerning investors, other than the
State Board of Administration, in an alternative investment
vehicle.

7. "Proprietary confidential business information" does
not include:

a. The name, address, and vintage year of an alternative
investment vehicle and the identity of the principals involved
in the management of the alternative investment vehicle.

b. The dollar amount of the commitment made by the State
Board of Administration to each alternative investment vehicle
since inception.

c. The dollar amount and date of cash contributions made
by the State Board of Administration to each alternative
investment vehicle since inception.

d. The dollar amount, on a fiscal-year-end basis, of cash
distributions received by the State Board of Administration from
each alternative investment vehicle.

e. The dollar amount, on a fiscal-year-end basis, of cash
distributions received by the State Board of Administration plus
the remaining value of alternative-vehicle assets that are
attributable to the State Board of Administration's investment in each alternative investment vehicle.

f. The net internal rate of return of each alternative investment vehicle since inception.

g. The investment multiple of each alternative investment vehicle since inception.

h. The dollar amount of the total management fees and costs paid on an annual fiscal-year-end basis by the State Board of Administration to each alternative investment vehicle.

i. The dollar amount of cash profit received by the State Board of Administration from each alternative investment vehicle on a fiscal-year-end basis.

j. A description of any compensation, fees, or expenses, including the amount or value, paid or agreed to be paid by a proprietor to any person to solicit the board to make an alternative investment or investment through an alternative investment vehicle. This does not apply to an executive officer, general partner, managing member, or other employee of the proprietor, who is paid by the proprietor to solicit the board to make such investments.

(c)1. Notwithstanding the provisions of paragraph (b), a request to inspect or copy a record under s. 119.07(1) that contains proprietary confidential business information shall be granted if the proprietor of the information fails, within a reasonable period of time after the request is received by the
State Board of Administration, to verify the following to the State Board of Administration through a written declaration in the manner provided by s. 92.525:

a. That the requested record contains proprietary confidential business information and the specific location of such information within the record;

b. If the proprietary confidential business information is a trade secret, a verification that it is a trade secret as defined in s. 688.002;

c. That the proprietary confidential business information is intended to be and is treated by the proprietor as private, is the subject of efforts of the proprietor to maintain its privacy, and is not readily ascertainable or publicly available from any other source; and

d. That the disclosure of the proprietary confidential business information to the public would harm the business operations of the proprietor.

2. The State Board of Administration shall maintain a list and a description of the records covered by any verified, written declaration made under this paragraph.

(d) Any person may petition a court of competent jurisdiction for an order for the public release of those portions of any record made confidential and exempt by paragraph (b). Any action under this paragraph must be brought in Leon County, Florida, and the petition or other initial pleading
shall be served on the State Board of Administration and, if
determinable upon diligent inquiry, on the proprietor of the
information sought to be released. In any order for the public
release of a record under this paragraph, the court shall make a
finding that the record or portion thereof is not a trade secret
as defined in s. 688.002, that a compelling public interest is
served by the release of the record or portions thereof which
exceed the public necessity for maintaining the confidentiality
of such record and that the release of the record will not
cause damage to or adversely affect the interests of the
proprietor of the released information, other private persons or
business entities, the State Board of Administration, or any
trust fund, the assets of which are invested by the State Board
of Administration.

Section 8. Subsection (1) of section 252.88, Florida
Statutes, is amended to read:

252.88 Public records.—

(1) Whenever EPCRA authorizes an employer to exclude trade
secret information from its submittals, the employer shall
furnish the information so excluded to the commission upon
request. Such information shall be confidential and exempt from
the provisions of s. 119.07(1). The commission shall not
disclose such information except pursuant to a final
determination under s. 322 of EPCRA by the Administrator of the
Environmental Protection Agency that such information is not
entitled to trade secret protection, or pursuant to an order of

court.

Section 9. Section 252.943, Florida Statutes, is repealed.

Section 10. Paragraph (h) of subsection (2) of section

287.0943, Florida Statutes, is amended to read:

287.0943 Certification of minority business enterprises.—

(2)

(h) The certification procedures should allow an applicant
seeking certification to designate on the application form the
information the applicant considers to be proprietary,
confidential business information. As used in this paragraph,
"proprietary, confidential business information" includes, but
is not limited to, any information that would be exempt from
public inspection pursuant to the provisions of chapter 119;
trade secrets; internal auditing controls and reports; contract
costs; or other information the disclosure of which would injure
the affected party in the marketplace or otherwise violate s.
286.041. The executor in receipt of the application shall issue
written and final notice of any information for which
noninspection is requested but not provided for by law.

Section 11. Subsection (7) of section 288.047, Florida
Statutes, is amended to read:

288.047 Quick-response training for economic development.—

(7) In providing instruction pursuant to this section,
materials that relate to methods of manufacture or production,
potential trade secrets, business transactions, or proprietary information received, produced, ascertained, or discovered by employees of the respective departments, district school boards, community college district boards of trustees, or other personnel employed for the purposes of this section is confidential and exempt from the provisions of s. 119.07(1). The state may seek copyright protection for instructional materials and ancillary written documents developed wholly or partially with state funds as a result of instruction provided pursuant to this section, except for materials that are confidential and exempt from the provisions of s. 119.07(1).

Section 12. Paragraph (c) of subsection (1) and subsection (3) of section 288.075, Florida Statutes, are amended to read:

288.075 Confidentiality of records.—
(1) DEFINITIONS.—As used in this section, the term:
(c) "Trade secret" has the same meaning as in s. 688.002.
(3) TRADE SECRETS.—Trade secrets held by an economic development agency are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

Section 13. Subsection (9) of section 288.1226, Florida Statutes, is amended to read:

288.1226 Florida Tourism Industry Marketing Corporation; use of property; board of directors; duties; audit.—
(9) PUBLIC RECORDS EXEMPTION.—The identity of any person who responds to a marketing project or advertising research
project conducted by the corporation in the performance of its
duties on behalf of Enterprise Florida, Inc., **is or trade**
secrets as defined by s. 812.081 obtained pursuant to such
activities, are exempt from s. 119.07(1) and s. 24(a), Art. I of
the State Constitution. This subsection is subject to the Open
Government Sunset Review Act in accordance with s. 119.15 and
shall stand repealed on October 2, 2021, unless reviewed and
saved from repeal through reenactment by the Legislature.

Section 14. Paragraph (d) of subsection (3) of section
288.776, Florida Statutes, is amended to read:

288.776 Board of directors; powers and duties.—
(3) The board shall:
    (d) Adopt policies, including criteria, establishing which
exporters and export transactions shall be eligible for
insurance, coinsurance, loan guarantees, and direct, guaranteed,
or collateralized loans which may be extended by the
corporation. Pursuant to this subsection, the board shall
include the following criteria:

1. Any individual signing any corporation loan application
and loan or guarantee agreement shall have an equity in the
business applying for financial assistance.

2. Each program shall exclusively support the export of
goods and services by small and medium-sized businesses which
are domiciled in this state. Priority shall be given to goods
which have value added in this state.
3. Financial assistance shall only be extended when at least one of the following circumstances exists:
   a. The assistance is required to secure the participation of small and medium-sized export businesses in federal, state, or private financing programs.
   b. No conventional source of lender support is available for the business from public or private financing sources.

Personal financial records, trade secrets, or proprietary information of applicants shall be confidential and exempt from the provisions of s. 119.07(1).

Section 15. Section 288.9520, Florida Statutes, is amended to read:

288.9520 Public records exemption.—Materials that relate to methods of manufacture or production, potential trade secrets, potentially patentable material, actual trade secrets, business transactions, financial and proprietary information, and agreements or proposals to receive funding that are received, generated, ascertained, or discovered by Enterprise Florida, Inc., including its affiliates or subsidiaries and partnership participants, such as private enterprises, educational institutions, and other organizations, are confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution, except that a recipient of Enterprise Florida, Inc., research funds shall make
available, upon request, the title and description of the research project, the name of the researcher, and the amount and source of funding provided for the project.

Section 16. Subsection (5) of section 288.9607, Florida Statutes, is amended to read:

288.9607 Guaranty of bond issues.—
(5) Personal financial records, trade secrets, or proprietary information of applicants delivered to or obtained by the corporation shall be confidential and exempt from the provisions of s. 119.07(1).

Section 17. Paragraph (f) of subsection (1), paragraph (a) of subsection (2), paragraph (a) of subsection (3), and paragraphs (b) and (c) of subsection (4) of section 288.9626, Florida Statutes, are amended to read:

288.9626 Exemptions from public records and public meetings requirements for the Florida Opportunity Fund.—
(1) DEFINITIONS.—As used in this section, the term:
(f)1. "Proprietary confidential business information" means information that has been designated by the proprietor when provided to the Florida Opportunity Fund as information that is owned or controlled by a proprietor; that is intended to be and is treated by the proprietor as private, the disclosure of which would harm the business operations of the proprietor and has not been intentionally disclosed by the proprietor unless pursuant to a private agreement that provides that the
information will not be released to the public except as
required by law or legal process, or pursuant to law or an order
of a court or administrative body; and that concerns:

a. Trade secrets as defined in s. 688.002.

b. Information provided to the Florida Opportunity Fund
regarding an existing or prospective alternative investment in a
private equity fund, venture capital fund, angel fund, or
portfolio company that is proprietary to the provider of the
information.

c. Financial statements and auditor reports of an
alternative investment vehicle or portfolio company, unless
publicly released by the alternative investment vehicle or
portfolio company.

d. Meeting materials of an alternative investment
vehicle or portfolio company relating to financial, operating,
or marketing information of the alternative investment vehicle
or portfolio company.

e. Information regarding the portfolio positions in
which the alternative investment vehicles or Florida Opportunity
Fund invest.

f. Capital call and distribution notices to investors or
the Florida Opportunity Fund of an alternative investment
vehicle.

f. Alternative investment agreements and related
records.
Information concerning investors, other than the Florida Opportunity Fund, in an alternative investment vehicle or portfolio company.

2. "Proprietary confidential business information" does not include:

   a. The name, address, and vintage year of an alternative investment vehicle or Florida Opportunity Fund and the identity of the principals involved in the management of the alternative investment vehicle or Florida Opportunity Fund.

   b. The dollar amount of the commitment made by the Florida Opportunity Fund to each alternative investment vehicle since inception, if any.

   c. The dollar amount and date of cash contributions made by the Florida Opportunity Fund to each alternative investment vehicle since inception, if any.

   d. The dollar amount, on a fiscal-year-end basis, of cash or other fungible distributions received by the Florida Opportunity Fund from each alternative investment vehicle.

   e. The dollar amount, on a fiscal-year-end basis, of cash or other fungible distributions received by the Florida Opportunity Fund plus the remaining value of alternative-vehicle assets that are attributable to the Florida Opportunity Fund's investment in each alternative investment vehicle.

   f. The net internal rate of return of each alternative investment vehicle since inception.
h. The dollar amount of the total management fees and
costs paid on an annual fiscal-year-end basis by the Florida
Opportunity Fund to each alternative investment vehicle.
i. The dollar amount of cash profit received by the
Florida Opportunity Fund from each alternative investment
vehicle on a fiscal-year-end basis.

(2) PUBLIC RECORDS EXEMPTION.—
(a) The following records held by the Florida Opportunity
Fund are confidential and exempt from s. 119.07(1) and s. 24(a),
Art. I of the State Constitution:
1. Materials that relate to methods of manufacture or
production, potential trade secrets, or patentable material
received, generated, ascertained, or discovered during the
course of research or through research projects and that are
provided by a proprietor.
2. Information that would identify an investor or
potential investor who desires to remain anonymous in projects
reviewed by the Florida Opportunity Fund.
3. Proprietary confidential business information regarding
alternative investments for 7 years after the termination of the
alternative investment.

(3) PUBLIC MEETINGS EXEMPTION.—
(a) That portion of a meeting of the board of directors
of the Florida Opportunity Fund at which information is discussed which is confidential and exempt under subsection (2) or s. 688.01 is exempt from s. 286.011 and s. 24(b), Art. I of the State Constitution.

(4) REQUEST TO INSPECT OR COPY A RECORD.—

(b) Notwithstanding the provisions of paragraph (2)(a), a request to inspect or copy a public record that contains proprietary confidential business information shall be granted if the proprietor of the information fails, within a reasonable period of time after the request is received by the Florida Opportunity Fund, to verify the following to the Florida Opportunity Fund through a written declaration in the manner provided by s. 92.525:

1. That the requested record contains proprietary confidential business information and the specific location of such information within the record;

2. If the proprietary confidential business information is a trade secret, a verification that it is a trade secret as defined in s. 688.002;

2. That the proprietary confidential business information is intended to be and is treated by the proprietor as private, is the subject of efforts of the proprietor to maintain its privacy, and is not readily ascertainable or publicly available from any other source; and

3. That the disclosure of the proprietary confidential
business information to the public would harm the business operations of the proprietor.

(c)1. Any person may petition a court of competent jurisdiction for an order for the public release of those portions of any record made confidential and exempt by subsection (2).

2. Any action under this subsection must be brought in Orange County, and the petition or other initial pleading shall be served on the Florida Opportunity Fund and, if determinable upon diligent inquiry, on the proprietor of the information sought to be released.

3. In any order for the public release of a record under this subsection, the court shall make a finding that:

   a. The record or portion thereof is not a trade secret as defined in s. 688.002;

   b. A compelling public interest is served by the release of the record or portions thereof which exceed the public necessity for maintaining the confidentiality of such record; and

   c. The release of the record will not cause damage to or adversely affect the interests of the proprietor of the released information, other private persons or business entities, or the Florida Opportunity Fund.

Section 18. Paragraph (b) of subsection (1), paragraph (a) of subsection (2), paragraph (a) of subsection (3), and
paragraphs (b) and (c) of subsection (4) of section 288.9627, Florida Statutes, are amended to read:

288.9627 Exemptions from public records and public meetings requirements for the Institute for Commercialization of Florida Technology.—

(1) DEFINITIONS.—As used in this section, the term:

(b)1. "Proprietary confidential business information" means information that has been designated by the proprietor when provided to the institute as information that is owned or controlled by a proprietor; that is intended to be and is treated by the proprietor as private, the disclosure of which would harm the business operations of the proprietor and has not been intentionally disclosed by the proprietor unless pursuant to a private agreement that provides that the information will not be released to the public except as required by law or legal process, or pursuant to law or an order of a court or administrative body; and that concerns:

a. Trade secrets as defined in s. 688.002.

b. Financial statements and internal or external auditor reports of a proprietor corporation, partnership, or person requesting confidentiality under this statute, unless publicly released by the proprietor.

c. Meeting materials related to financial, operating, investment, or marketing information of the proprietor corporation, partnership, or person.
Information concerning private investors in the proprietor corporation, partnership, or person.

2. "Proprietary confidential business information" does not include:
   a. The identity and primary address of the proprietor's principals.
   b. The dollar amount and date of the financial commitment or contribution made by the institute.
   c. The dollar amount, on a fiscal-year-end basis, of cash repayments or other fungible distributions received by the institute from each proprietor.
   d. The dollar amount, if any, of the total management fees and costs paid on an annual fiscal-year-end basis by the institute.

(2) PUBLIC RECORDS EXEMPTION.—
   (a) The following records held by the institute are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution:
      1. Materials that relate to methods of manufacture or production, potential trade secrets, or patentable material received, generated, ascertained, or discovered during the course of research or through research projects conducted by universities and other publicly supported organizations in this state and that are provided to the institute by a proprietor.
      2. Information that would identify an investor or
potential investor who desires to remain anonymous in projects reviewed by the institute for assistance.

3. Any information received from a person from another state or nation or the Federal Government which is otherwise confidential or exempt pursuant to the laws of that state or nation or pursuant to federal law.

4. Proprietary confidential business information for 7 years after the termination of the institute's financial commitment to the company.

(3) PUBLIC MEETINGS EXEMPTION.—

(a) That portion of a meeting of the institute's board of directors at which information is discussed which is confidential and exempt under subsection (2) or s. 688.01 is exempt from s. 286.011 and s. 24(b), Art. I of the State Constitution.

(4) REQUEST TO INSPECT OR COPY A RECORD.—

(b) Notwithstanding the provisions of paragraph (2)(a), a request to inspect or copy a public record that contains proprietary confidential business information shall be granted if the proprietor of the information fails, within a reasonable period of time after the request is received by the institute, to verify the following to the institute through a written declaration in the manner provided by s. 92.525:

1. That the requested record contains proprietary confidential business information and the specific location of
such information within the record;

2. If the proprietary confidential business information is a trade secret, a verification that it is a trade secret as defined in s. 688.002;

2.2. That the proprietary confidential business information is intended to be and is treated by the proprietor as private, is the subject of efforts of the proprietor to maintain its privacy, and is not readily ascertainable or publicly available from any other source; and

2.3. That the disclosure of the proprietary confidential business information to the public would harm the business operations of the proprietor.

(c)1. Any person may petition a court of competent jurisdiction for an order for the public release of those portions of any record made confidential and exempt by subsection (2).

2. Any action under this subsection must be brought in Palm Beach County or Alachua County, and the petition or other initial pleading shall be served on the institute and, if determinable upon diligent inquiry, on the proprietor of the information sought to be released.

3. In any order for the public release of a record under this subsection, the court shall make a finding that:

a. The record or portion thereof is not a trade secret as defined in s. 688.002;
a. A compelling public interest is served by the release of the record or portions thereof which exceed the public necessity for maintaining the confidentiality of such record; and

b. The release of the record will not cause damage to or adversely affect the interests of the proprietor of the released information, other private persons or business entities, or the institute.

Section 19. Section 331.326, Florida Statutes, is amended to read:

331.326 Information relating to trade secrets confidential.—The records of Space Florida regarding matters encompassed by this act are public records subject to chapter 119. Any information held by Space Florida which is a trade secret, as defined in s. 812.081, including trade secrets of Space Florida, any spaceport user, or the space industry business, is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution and may not be disclosed. If Space Florida determines that any information requested by the public will reveal a trade secret, it shall, in writing, inform the person making the request of that determination. The determination is a final order as defined in s. 120.52. Any meeting or portion of a meeting of Space Florida's board is exempt from s. 286.011 and s. 24(b), Art. I of the State Constitution when the board is discussing trade
secrets as defined in s. 688.01. Any public record generated
during the closed portions of the meetings, such as minutes,
tape recordings, and notes, is confidential and exempt from s.
119.07(1) and s. 24(a), Art. I of the State Constitution. This
section is subject to the Open Government Sunset Review Act in
accordance with s. 119.15 and shall stand repealed on October 2,
2021, unless reviewed and saved from repeal through reenactment
by the Legislature.

Section 20. Subsection (4) of section 334.049, Florida
Statutes, is amended to read:

334.049 Patents, copyrights, trademarks; notice to
Department of State; confidentiality of trade secrets.—
(4) Any information obtained by the department as a result
of research and development projects and revealing a method of
process, production, or manufacture which is a trade secret as
defined in s. 688.002, is confidential and exempt from the
provisions of s. 119.07(1).

Section 21. Section 350.121, Florida Statutes, is amended
to read:

350.121 Commission inquiries; confidentiality of business
material.—If the commission undertakes an inquiry, any records,
documents, papers, maps, books, tapes, photographs, files, sound
recordings, or other business material, regardless of form or
characteristics, obtained by the commission incident to the
inquiry are considered confidential and exempt from s. 119.07(1)
while the inquiry is pending. If at the conclusion of an inquiry the commission undertakes a formal proceeding, any matter determined by the commission or by a judicial or administrative body, federal or state, to be trade secrets or proprietary confidential business information coming into its possession pursuant to such inquiry shall be considered confidential and exempt from s. 119.07(1). Such material may be used in any administrative or judicial proceeding so long as the confidential or proprietary nature of the material is maintained.

Section 22. Paragraph (a) of subsection (3) of section 364.183, Florida Statutes, is amended to read:

364.183 Access to company records.—

(3) The term "proprietary confidential business information" means information, regardless of form or characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers or the person's or company's business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public. The term includes, but is not limited to:

(a) Trade secrets.
(a) Internal auditing controls and reports of internal auditors.
(b) Security measures, systems, or procedures.
(c) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the company or its affiliates to contract for goods or services on favorable terms.
(d) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.
(e) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities.

Section 23. Subsection (3) of section 365.174, Florida Statutes, is amended to read:
365.174 Proprietary confidential business information.—
(3) As used in this section, the term "proprietary confidential business information" means customer lists, customer numbers, individual or aggregate customer data by location, usage and capacity data, network facilities used to serve subscribers, technology descriptions, or technical information, or trade secrets, including trade secrets as defined in s. 812.081, and the actual or developmental costs of E911 systems that are developed, produced, or received internally by a provider or by a provider's employees, directors, officers, or agents.
Section 24. Subsection (3) of section 366.093, Florida Statutes, is amended to read:

366.093 Public utility records; confidentiality.—
(3) Proprietary confidential business information means information, regardless of form or characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers or the person's or company's business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public. Proprietary confidential business information includes, but is not limited to:

(a) Trade secrets.

(a) (b) Internal auditing controls and reports of internal auditors.

(b) (c) Security measures, systems, or procedures.

(c) (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms.

(d) (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information.
Section 25. Subsection (3) of section 367.156, Florida
Statutes, is amended to read:

367.156 Public utility records; confidentiality.—

(3) Proprietary confidential business information means
information, regardless of form or characteristics, which is
owned or controlled by the person or company, is intended to be
and is treated by the person or company as private in that the
disclosure of the information would cause harm to the ratepayers
or the person's or company's business operations, and has not
been disclosed unless disclosed pursuant to a statutory
provision, an order of a court or administrative body, or a
private agreement that provides that the information will not be
released to the public. Proprietary business information
includes, but is not limited to:

(a) Trade secrets.

(b) Internal auditing controls and reports of internal
auditors.

(c) Security measures, systems, or procedures.

(d) Information concerning bids or other contractual
data, the disclosure of which would impair the efforts of the
utility or its affiliates to contract for goods or services on
favorable terms.

(e) Employee personnel information unrelated to
compensation, duties, qualifications, or responsibilities.
dislosure of which would impair the competitive businesses of the provider of the information.

(e)(f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities.

Section 26. Subsection (3) of section 368.108, Florida Statutes, is amended to read:

368.108 Confidentiality; discovery.—

(3) "Proprietary confidential business information" means information, regardless of form or characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers or the person's or company's business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or a private agreement that provides that the information will not be released to the public. "Proprietary confidential business information" includes, but is not limited to:

(a) Trade secrets.

(b) Internal auditing controls and reports of internal auditors.

(c) Security measures, systems, or procedures.

(d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the natural gas transmission company or its affiliates to contract
for goods or services on favorable terms.

(d) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information.

(e) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities.

Section 27. Section 381.83, Florida Statutes, is repealed.

Section 28. Paragraph (c) of subsection (2) of section 395.3035, Florida Statutes, is amended to read:

395.3035 Confidentiality of hospital records and meetings.—

(2) The following records and information of any hospital that is subject to chapter 119 and s. 24(a), Art. I of the State Constitution are confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution:

(c) Trade secrets, as defined in s. 688.002, including Reimbursement methodologies and rates.

Section 29. Subsection (2) and paragraph (b) of subsection (3) of section 403.7046, Florida Statutes, are amended to read:

403.7046 Regulation of recovered materials.—

(2) Notwithstanding s. 688.01, information reported pursuant to this section or any rule adopted pursuant to this section which, if disclosed, would reveal a trade secret, as defined in s. 688.01, may be provided by the department or 812.081, is confidential and exempt from s. 119.07(1) and s.
24(a), Art. I of the State Constitution. For reporting or information purposes, however, the department may provide this information in such form that the names of the persons reporting such information and the specific information reported are not revealed. This subsection is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2021, unless reviewed and saved from repeal through reenactment by the Legislature.

(3) Except as otherwise provided in this section or pursuant to a special act in effect on or before January 1, 1993, a local government may not require a commercial establishment that generates source-separated recovered materials to sell or otherwise convey its recovered materials to the local government or to a facility designated by the local government, nor may the local government restrict such a generator's right to sell or otherwise convey such recovered materials to any properly certified recovered materials dealer who has satisfied the requirements of this section. A local government may not enact any ordinance that prevents such a dealer from entering into a contract with a commercial establishment to purchase, collect, transport, process, or receive source-separated recovered materials.

(b) Before engaging in business within the jurisdiction of the local government, a recovered materials dealer or pyrolysis facility must provide the local government with a copy
of the certification provided for in this section. In addition, the local government may establish a registration process whereby a recovered materials dealer or pyrolysis facility must register with the local government before engaging in business within the jurisdiction of the local government. Such registration process is limited to requiring the dealer or pyrolysis facility to register its name, including the owner or operator of the dealer or pyrolysis facility, and, if the dealer or pyrolysis facility is a business entity, its general or limited partners, its corporate officers and directors, its permanent place of business, evidence of its certification under this section, and a certification that the recovered materials or post-use polymers will be processed at a recovered materials processing facility or pyrolysis facility satisfying the requirements of this section. The local government may not use the information provided in the registration application to compete unfairly with the recovered materials dealer until 90 days after receipt of the application. All counties, and municipalities whose population exceeds 35,000 according to the population estimates determined pursuant to s. 186.901, may establish a reporting process that must be limited to the regulations, reporting format, and reporting frequency established by the department pursuant to this section, which must, at a minimum, include requiring the dealer or pyrolysis facility to identify the types and approximate amount of
recovered materials or post-use polymers collected, recycled, or reused during the reporting period; the approximate percentage of recovered materials or post-use polymers reused, stored, or delivered to a recovered materials processing facility or pyrolysis facility or disposed of in a solid waste disposal facility; and the locations where any recovered materials or post-use polymers were disposed of as solid waste. The local government may charge the dealer or pyrolysis facility a registration fee commensurate with and no greater than the cost incurred by the local government in operating its registration program. Registration program costs are limited to those costs associated with the activities described in this paragraph subparagraph. Any reporting or registration process established by a local government with regard to recovered materials or post-use polymers is governed by this section and department rules adopted pursuant thereto.

2. Information reported under this subsection which, if disclosed, would reveal a trade secret, as defined in s. 812.081, is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. This subparagraph is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2021, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 30. Section 403.73, Florida Statutes, is repealed.
Section 31. Paragraph (c) of subsection (1) of section 408.061, Florida Statutes, is amended to read:

408.061 Data collection; uniform systems of financial reporting; information relating to physician charges; confidential information; immunity.—

(1) The agency shall require the submission by health care facilities, health care providers, and health insurers of data necessary to carry out the agency's duties and to facilitate transparency in health care pricing data and quality measures. Specifications for data to be collected under this section shall be developed by the agency and applicable contract vendors, with the assistance of technical advisory panels including representatives of affected entities, consumers, purchasers, and such other interested parties as may be determined by the agency.

(c) Data to be submitted by health insurers may include, but are not limited to: claims, payments to health care facilities and health care providers as specified by rule, premium, administration, and financial information. Data submitted shall be certified by the chief financial officer, an appropriate and duly authorized representative, or an employee of the insurer that the information submitted is true and accurate. Information that is considered a trade secret under s. 812.081 shall be clearly designated.

Section 32. Subsection (1) of section 408.185, Florida
Statutes, is amended to read:

408.185 Information submitted for review of antitrust issues; confidentiality.—The following information held by the Office of the Attorney General, which is submitted by a member of the health care community pursuant to a request for an antitrust no-action letter shall be confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution for 1 year after the date of submission.

(1) Documents that reveal trade secrets as defined in s. 688.002.

Section 33. Paragraph (a) of subsection (14) of section 408.910, Florida Statutes, is amended to read:

408.910 Florida Health Choices Program.—

(14) EXEMPTION FROM PUBLIC RECORDS REQUIREMENTS.—

(a) Definitions.—For purposes of this subsection, the term:

1. "Buyer's representative" means a participating insurance agent as described in paragraph (4)(g).

2. "Enrollee" means an employer who is eligible to enroll in the program pursuant to paragraph (4)(a).

3. "Participant" means an individual who is eligible to participate in the program pursuant to paragraph (4)(b).

4. "Proprietary confidential business information" means information, regardless of form or characteristics, that is owned or controlled by a vendor requesting confidentiality under
this section; that is intended to be and is treated by the vendor as private in that the disclosure of the information would cause harm to the business operations of the vendor; that has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or a private agreement providing that the information may be released to the public; and that is information concerning:

a. Business plans.

b. Internal auditing controls and reports of internal auditors.

c. Reports of external auditors for privately held companies.

d. Client and customer lists.

e. Potentially patentable material.

f. A trade secret as defined in s. 688.002.

5. "Vendor" means a participating insurer or other provider of services as described in paragraph (4)(d).

Section 34. Section 409.91196, Florida Statutes, is amended to read:

409.91196 Supplemental rebate agreements; public records and public meetings exemption.—

(1) The rebate amount, percent of rebate, manufacturer's pricing, and supplemental rebate, and other trade secrets as defined in s. 688.002 that the agency has identified for use in negotiations, held by the Agency for Health Care Administration...
under s. 409.912(5)(a)7. are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

(2) That portion of a meeting of the Medicaid Pharmaceutical and Therapeutics Committee at which the rebate amount, percent of rebate, manufacturer's pricing, or supplemental rebate, or confidential and exempt other trade secrets as provided for in s. 688.01 defined in s. 688.002 that the agency has identified for use in negotiations, are discussed is exempt from s. 286.011 and s. 24(b), Art. I of the State Constitution. A record shall be made of each exempt portion of a meeting. Such record must include the times of commencement and termination, all discussions and proceedings, the names of all persons present at any time, and the names of all persons speaking. No exempt portion of a meeting may be held off the record.

Section 35. Paragraph (b) of subsection (2) of section 440.108, Florida Statutes, is amended to read:

440.108 Investigatory records relating to workers' compensation employer compliance; confidentiality.—

(2) After an investigation is completed or ceases to be active, information in records relating to the investigation remains confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution if disclosure of that information would:

(b) Reveal a trade secret, as defined in s. 688.002.
Section 36. Paragraph (c) of subsection (1) of section 494.00125, Florida Statutes, is amended to read:

494.00125 Public records exemptions.—

(1) INVESTIGATIONS OR EXAMINATIONS.—

(c) Except as necessary for the office to enforce the provisions of this chapter, a consumer complaint and other information relative to an investigation or examination shall remain confidential and exempt from s. 119.07(1) after the investigation or examination is completed or ceases to be active to the extent disclosure would:

1. Jeopardize the integrity of another active investigation or examination.
2. Reveal the name, address, telephone number, social security number, or any other identifying number or information of any complainant, customer, or account holder.
3. Disclose the identity of a confidential source.
4. Disclose investigative techniques or procedures.
5. Reveal a trade secret as defined in s. 688.002.

Section 37. Subsection (4) of section 497.172, Florida Statutes, is amended to read:

497.172 Public records exemptions; public meetings exemptions.—

(4) TRADE SECRETS. Trade secrets, as defined in s. 688.002, held by the department or board, are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State
Constitution.

Section 38. Paragraph (c) of subsection (3) of section 499.012, Florida Statutes, is amended to read:

499.012 Permit application requirements.—

(3)

(e) Information submitted by an applicant on an application required pursuant to this subsection which is a trade secret, as defined in s. 812.081, shall be maintained by the department as trade secret information pursuant to s. 499.051(7).

Section 39. Paragraph (b) of subsection (7) of section 499.0121, Florida Statutes, is amended to read:

499.0121 Storage and handling of prescription drugs; recordkeeping.—The department shall adopt rules to implement this section as necessary to protect the public health, safety, and welfare. Such rules shall include, but not be limited to, requirements for the storage and handling of prescription drugs and for the establishment and maintenance of prescription drug distribution records.

(7) PRESCRIPTION DRUG PURCHASE LIST.—

(b) Such portions of the information required pursuant to this subsection which are a trade secret, as defined in s. 812.081, shall be maintained by the department as trade secret information is required to be maintained under s. 499.051. This paragraph is subject to the Open Government Sunset Review Act in...
accordance with s. 119.15 and shall stand repealed on October 2, 2021, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 40. Paragraph (g) of subsection (1) of section 499.05, Florida Statutes, is amended to read:

499.05 Rules.—

(1) The department shall adopt rules to implement and enforce this chapter with respect to:

(g) Inspections and investigations conducted under s. 499.051 or s. 499.93, and the identification of information claimed to be a trade secret and exempt from the public records law as provided in s. 499.051(7).

Section 41. Paragraph (b) of subsection (7) of section 499.051, Florida Statutes, is amended to read:

499.051 Inspections and investigations.—

(7)

(b) Information that constitutes a trade secret, as defined in s. 812.081, contained in the complaint or obtained by the department pursuant to the investigation must remain confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution as long as the information is held by the department. This paragraph is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2021, unless reviewed and saved from repeal through reenactment by the Legislature.
Section 42. Section 499.931, Florida Statutes, is repealed.

Section 43. Paragraph (d) of subsection (11) of section 501.171, Florida Statutes, is amended to read:

501.171 Security of confidential personal information.—
(11) PUBLIC RECORDS EXEMPTION.—
(d) For purposes of this subsection, the term "proprietary information" means information that:

1. Is owned or controlled by the covered entity.
2. Is intended to be private and is treated by the covered entity as private because disclosure would harm the covered entity or its business operations.
3. Has not been disclosed except as required by law or a private agreement that provides that the information will not be released to the public.
4. Is not publicly available or otherwise readily ascertainable through proper means from another source in the same configuration as received by the department.
5. Includes—
   a. Trade secrets as defined in s. 688.002.
   b. competitive interests, the disclosure of which would impair the competitive business of the covered entity who is the subject of the information.

Section 44. Section 502.222, Florida Statutes, is repealed.
Section 45. Paragraph (b) of subsection (1) of section 517.2015, Florida Statutes, is amended to read:

Confidentiality of information relating to investigations and examinations.—

(1) (b) Except as necessary for the office to enforce the provisions of this chapter, a consumer complaint and other information relative to an investigation or examination shall remain confidential and exempt from s. 119.07(1) after the investigation or examination is completed or ceases to be active to the extent disclosure would:

1. Jeopardize the integrity of another active investigation or examination.

2. Reveal the name, address, telephone number, social security number, or any other identifying number or information of any complainant, customer, or account holder.

3. Disclose the identity of a confidential source.

4. Disclose investigative techniques or procedures.

5. Reveal a trade secret as defined in s. 688.002.

Section 46. Paragraph (b) of subsection (1) of section 520.9965, Florida Statutes, is amended to read:

Confidentiality of information relating to investigations and examinations.—

(1) (b) Except as necessary for the office to enforce the
provisions of this chapter, a consumer complaint and other information relative to an investigation or examination shall remain confidential and exempt from s. 119.07(1) after the investigation or examination is completed or ceases to be active to the extent disclosure would:

1. Jeopardize the integrity of another active investigation or examination.

2. Reveal the name, address, telephone number, social security number, or any other identifying number or information of any complainant, customer, or account holder.

3. Disclose the identity of a confidential source.

4. Disclose investigative techniques or procedures.

5. Reveal a trade secret as defined in s. 688.002.

Section 47. Subsection (2) of section 526.311, Florida Statutes, is amended to read:

526.311 Enforcement; civil penalties; injunctive relief.—

(2) The Department of Agriculture and Consumer Services shall investigate any complaints regarding violations of this act and may request in writing the production of documents and records as part of its investigation of a complaint. If the person upon whom such request was made fails to produce the documents or records within 30 days after the date of the request, the department, through the department's office of general counsel, may issue and serve a subpoena to compel the production of such documents and records. If any person shall
refuse to comply with a subpoena issued under this section, the department may petition a court of competent jurisdiction to enforce the subpoena and assess such sanctions as the court may direct. Refiners shall afford the department reasonable access to the refiners' posted terminal price. Any records, documents, papers, maps, books, tapes, photographs, files, sound recordings, or other business material, regardless of form or characteristics, obtained by the department are confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution while the investigation is pending. At the conclusion of an investigation, any matter determined by the department or by a judicial or administrative body, federal or state, to be a trade secret or proprietary confidential business information held by the department pursuant to such investigation shall be considered confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution. Such materials may be used in any administrative or judicial proceeding so long as the confidential or proprietary nature of the material is maintained.

Section 48. Paragraph (e) of subsection (1) of section 548.062, Florida Statutes, is amended to read:

548.062 Public records exemption.—
(1) As used in this section, the term "proprietary confidential business information" means information that:

(e) Concerns any of the following:
1. The number of ticket sales for a match;
2. The amount of gross receipts after a match;
3. A trade secret, as defined in s. 688.002;
3.4 Business plans;
4.5 Internal auditing controls and reports of internal auditors; or
5.6 Reports of external auditors.

Section 49. Paragraph (a) of subsection (1) of section 556.113, Florida Statutes, is amended to read:

556.113 Sunshine State One-Call of Florida, Inc.; public records exemption.—
(1) As used in this section, the term "proprietary confidential business information" means information provided by:
(a) A member operator which is a map, plan, facility location diagram, internal damage investigation report or analysis, or dispatch methodology, or trade secret as defined in s. 688.002, or which describes the exact location of a utility underground facility or the protection, repair, or restoration thereof, and:
1. Is intended to be and is treated by the member operator as confidential;
2. The disclosure of which would likely be used by a competitor to harm the business interests of the member operator or could be used for the purpose of inflicting damage on
underground facilities; and

3. Is not otherwise readily ascertainable or publicly available by proper means by other persons from another source in the same configuration as provided to Sunshine State One-Call of Florida, Inc.

Section 50. Paragraph (b) of subsection (2) of section 559.5558, Florida Statutes, is amended to read:

559.5558 Public records exemption; investigations and examinations.—

(2)

(b) Information made confidential and exempt pursuant to this section is no longer confidential and exempt once the investigation or examination is completed or ceases to be active unless disclosure of the information would:

1. Jeopardize the integrity of another active investigation or examination.

2. Reveal the personal identifying information of a consumer, unless the consumer is also the complainant. A complainant's personal identifying information is subject to disclosure after the investigation or examination is completed or ceases to be active. However, a complainant's personal financial and health information remains confidential and exempt.

3. Reveal the identity of a confidential source.

4. Reveal investigative or examination techniques or
procedures.

5. Reveal trade secrets, as defined in s. 688.002.

Section 51. Paragraph (c) of subsection (3) of section 559.9285, Florida Statutes, is amended to read:

559.9285 Certification of business activities.—

(3) The department shall specify by rule the form of each certification under this section which shall include the following information:

(c) The legal name, any trade names or fictitious names, mailing address, physical address, telephone number or numbers, facsimile number or numbers, and all Internet and electronic contact information of every other commercial entity with which the certifying party engages in business or commerce that is related in any way to the certifying party's business or commerce with any terrorist state. The information disclosed pursuant to this paragraph does not constitute customer lists or customer names, or trade secrets protected under s. 570.544(8) or trade secrets protected under s. 688.01.

Section 52. Subsection (2) of section 560.129, Florida Statutes, is amended to read:

560.129 Confidentiality.—

(2) All information obtained by the office in the course of its investigation or examination which is a trade secret, as defined in s. 688.002, or which is personal financial information shall remain confidential and exempt from s.
119.07(1) and s. 24(a), Art. I of the State Constitution. If any administrative, civil, or criminal proceeding against a money services business, its authorized vendor, or an affiliated party is initiated and the office seeks to use matter that a licensee believes to be a trade secret or personal financial information, such records shall be subject to an in camera review by the administrative law judge, if the matter is before the Division of Administrative Hearings, or a judge of any court of this state, any other state, or the United States, as appropriate, for the purpose of determining if the matter is a trade secret or is personal financial information. If it is determined that the matter is a trade secret, the matter shall remain confidential. If it is determined that the matter is personal financial information, the matter shall remain confidential unless the administrative law judge or judge determines that, in the interests of justice, the matter should become public.

Section 53. Subsection (3) of section 570.48, Florida Statutes, is amended to read:

570.48 Division of Fruit and Vegetables; powers and duties; records.—The duties of the Division of Fruit and Vegetables include, but are not limited to:

(3) Maintaining the records of the division. The records of the division are public records; however, trade secrets as defined in s. 812.081 are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. This
subsection is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2021, unless reviewed and saved from repeal through reenactment by the Legislature. This Section 688.01 may not be construed to prohibit:

(a) A disclosure necessary to enforcement procedures.

(b) The department from releasing information to other governmental agencies. Other governmental agencies that receive confidential information from the department under this subsection shall maintain the confidentiality of that information.

(c) The department or other agencies from compiling and publishing appropriate data regarding procedures, yield, recovery, quality, and related matters, provided such released data do not reveal by whom the activity to which the data relate was conducted.

Section 54. Subsection (8) of section 570.544, Florida Statutes, is amended to read:

570.544 Division of Consumer Services; director; powers; processing of complaints; records.—

(8) The records of the Division of Consumer Services are public records. However, customer lists and customer names, and trade secrets are confidential and exempt from the provisions of s. 119.07(1). Disclosure necessary to enforcement procedures does not violate this prohibition.
Section 55. Subsection (2) of section 573.123, Florida Statutes, is amended to read:

573.123 Maintenance and production of records.—

(2) Information that, if disclosed, would reveal a trade secret, as defined in s. 812.081, of any person subject to a marketing order is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution and may not be disclosed except to an attorney who provides legal advice to the division about enforcing a marketing order or by court order. A person who receives confidential information under this subsection shall maintain the confidentiality of that information. This subsection is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2021, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 56. Section 581.199, Florida Statutes, is repealed.

Section 57. Paragraph (b) of subsection (8) of section 601.10, Florida Statutes, is amended to read:

601.10 Powers of the Department of Citrus.—The department shall have and shall exercise such general and specific powers as are delegated to it by this chapter and other statutes of the state, which powers shall include, but are not limited to, the following:

(8)
(b) Any information provided to the department which constitutes a trade secret as defined in s. 812.081 is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. This paragraph is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2021, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 58. Paragraph (d) of subsection (7) of section 601.15, Florida Statutes, is amended to read:

601.15 Advertising campaign; methods of conducting; assessments; emergency reserve fund; citrus research.—

(7) All assessments levied and collected under this chapter shall be paid into the State Treasury on or before the 15th day of each month. Such moneys shall be accounted for in a special fund to be designated as the Florida Citrus Advertising Trust Fund, and all moneys in such fund are appropriated to the department for the following purposes:

(d)1. The pro rata portion of moneys allocated to each type of citrus product in noncommodity programs shall be used by the department to encourage substantial increases in the effectiveness, frequency, and volume of noncommodity advertising, merchandising, publicity, and sales promotion of such citrus products through rebates and incentive payments to handlers and trade customers for these activities. The department shall adopt rules providing for the use of such
The rules shall establish alternate incentive programs, including at least one incentive program for product sold under advertised brands, one incentive program for product sold under private label brands, and one incentive program for product sold in bulk. For each incentive program, the rules must establish eligibility and performance requirements and must provide appropriate limitations on amounts payable to a handler or trade customer for a particular season. Such limitations may relate to the amount of citrus assessments levied and collected on the citrus product handled by such handler or trade customer during a 12-month representative period.

2. The department may require from participants in noncommodity advertising and promotional programs commercial information necessary to determine eligibility for and performance in such programs. Any information required which constitutes a trade secret as defined in s. 812.081 is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. This subparagraph is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2021, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 59. Paragraph (c) of subsection (8) of section 601.152, Florida Statutes, is amended to read:

601.152 Special marketing orders.—

(8)
(c) Every handler shall, at such times as the department may require, file with the department a return, not under oath, on forms to be prescribed and furnished by the department, certified as true and correct, stating the quantity of the type, variety, and form of citrus fruit or citrus product specified in the marketing order first handled in the primary channels of trade in the state by such handler during the period of time specified in the marketing order. Such returns must contain any further information deemed by the department to be reasonably necessary to properly administer or enforce this section or any marketing order implemented under this section.

2. Information that, if disclosed, would reveal a trade secret, as defined in s. 812.081, of any person subject to a marketing order is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. This subparagraph is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2021, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 60. Section 601.76, Florida Statutes, is amended to read:

601.76 Manufacturer to furnish formula and other information.—Any formula required to be filed with the Department of Agriculture shall be deemed a trade secret as defined in s. 812.081, is confidential and exempt from s.
119.07(1) and s. 24(a), Art. I of the State Constitution, and may be divulged only to the Department of Agriculture or to its duly authorized representatives or upon court order when necessary in the enforcement of this law. A person who receives such a formula from the Department of Agriculture under this section shall maintain the confidentiality of the formula. This section is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2021, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 61. Subsection (6) of section 607.0505, Florida Statutes, is amended to read:

607.0505 Registered agent; duties.—

(6) Information provided to, and records and transcriptions of testimony obtained by, the Department of Legal Affairs pursuant to this section are confidential and exempt from the provisions of s. 119.07(1) while the investigation is active. For purposes of this section, an investigation shall be considered "active" while such investigation is being conducted with a reasonable, good faith belief that it may lead to the filing of an administrative, civil, or criminal proceeding. An investigation does not cease to be active so long as the Department of Legal Affairs is proceeding with reasonable dispatch and there is a good faith belief that action may be initiated by the Department of Legal Affairs or other
administrative or law enforcement agency. Except for active
criminal intelligence or criminal investigative information, as
defined in s. 119.011, and information which, if disclosed,
would reveal a trade secret, as defined in s. 688.002, or would
jeopardize the safety of an individual, all information,
records, and transcriptions become public record when the
investigation is completed or ceases to be active. The
Department of Legal Affairs shall not disclose confidential
information, records, or transcriptions of testimony except
pursuant to the authorization by the Attorney General in any of
the following circumstances:
   (a) To a law enforcement agency participating in or
conducting a civil investigation under chapter 895, or
participating in or conducting a criminal investigation.
   (b) In the course of filing, participating in, or
conducting a judicial proceeding instituted pursuant to this
section or chapter 895.
   (c) In the course of filing, participating in, or
conducting a judicial proceeding to enforce an order or judgment
entered pursuant to this section or chapter 895.
   (d) In the course of a criminal or civil proceeding.
A person or law enforcement agency which receives any
information, record, or transcription of testimony that has been
made confidential by this subsection shall maintain the
confidentiality of such material and shall not disclose such
information, record, or transcription of testimony except as
provided for herein. Any person who willfully discloses any
information, record, or transcription of testimony that has been
made confidential by this subsection, except as provided for
herein, is guilty of a misdemeanor of the first degree,
punishable as provided in s. 775.082 or s. 775.083. If any
information, record, or testimony obtained pursuant to
subsection (2) is offered in evidence in any judicial
proceeding, the court may, in its discretion, seal that portion
of the record to further the policies of confidentiality set
forth herein.

Section 62. Subsection (6) of section 617.0503, Florida
Statutes, is amended to read:
617.0503 Registered agent; duties; confidentiality of
investigation records.—
(6) Information provided to, and records and
transcriptions of testimony obtained by, the Department of Legal
Affairs pursuant to this section are confidential and exempt
from the provisions of s. 119.07(1) and s. 24(a), Art. I of the
State Constitution while the investigation is active. For
purposes of this section, an investigation shall be considered
"active" while such investigation is being conducted with a
reasonable, good faith belief that it may lead to the filing of
an administrative, civil, or criminal proceeding. An
investigation does not cease to be active so long as the
department is proceeding with reasonable dispatch and there is a
good faith belief that action may be initiated by the department
or other administrative or law enforcement agency. Except for
active criminal intelligence or criminal investigative
information, as defined in s. 119.011, and information which, if
disclosed, would reveal a trade secret, as defined in s.
688.002, or would jeopardize the safety of an individual, all
information, records, and transcriptions become available to the
public when the investigation is completed or ceases to be
active. The department shall not disclose confidential
information, records, or transcriptions of testimony except
pursuant to authorization by the Attorney General in any of the
following circumstances:
   (a) To a law enforcement agency participating in or
conducting a civil investigation under chapter 895, or
participating in or conducting a criminal investigation.
   (b) In the course of filing, participating in, or
conducting a judicial proceeding instituted pursuant to this
section or chapter 895.
   (c) In the course of filing, participating in, or
conducting a judicial proceeding to enforce an order or judgment
entered pursuant to this section or chapter 895.
   (d) In the course of a criminal proceeding.
A person or law enforcement agency that receives any information, record, or transcription of testimony that has been made confidential by this subsection shall maintain the confidentiality of such material and shall not disclose such information, record, or transcription of testimony except as provided for herein. Any person who willfully discloses any information, record, or transcription of testimony that has been made confidential by this subsection, except as provided for in this subsection, commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. If any information, record, or testimony obtained pursuant to subsection (2) is offered in evidence in any judicial proceeding, the court may, in its discretion, seal that portion of the record to further the policies of confidentiality set forth in this subsection.

Section 63. Subsection (4) of section 624.307, Florida Statutes, is amended to read:

624.307 General powers; duties.—

(4) The department and office may each collect, propose, publish, and disseminate information relating to the subject matter of any duties imposed upon it by law. Notwithstanding any other provision of law, information reported to and collected by the office may be made available on an aggregate basis. The office may report, publish, or otherwise make available such information from all insurers on an aggregate basis by line of industry.
business and by county, even if marked trade secret pursuant to s. 688.01, but shall otherwise maintain trade secret confidentiality in accordance with s. 688.01.

Section 64. Subsection (4) is added to section 624.315, Florida Statutes, to read:

624.315 Department; annual report.—
(4) Notwithstanding any other provision of law, the office may make the information in subsection (2) available on an aggregate basis. The office may include such statistical information from all insurers on an aggregate basis by line of business and by county, even if marked trade secret pursuant to s. 688.01, but shall otherwise maintain trade secret confidentiality in accordance with s. 688.01.

Section 65. Paragraph (c) of subsection (1) and subsection (5) of section 624.4212, Florida Statutes, are amended to read:

624.4212 Confidentiality of proprietary business and other information.—
(1) As used in this section, the term "proprietary business information" means information, regardless of form or characteristics, which is owned or controlled by an insurer, or a person or an affiliated person who seeks acquisition of controlling stock in a domestic stock insurer or controlling company, and which:
(c) Includes:
1. Trade secrets as defined in s. 688.002 which comply...
Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information.

The source, nature, and amount of the consideration used or to be used in carrying out a merger or other acquisition of control in the ordinary course of business, including the identity of the lender, if the person filing a statement regarding consideration so requests.

Information relating to bids or other contractual data, the disclosure of which would impair the efforts of the insurer or its affiliates to contract for goods or services on favorable terms.

Internal auditing controls and reports of internal auditors.

The office may disclose information made confidential and exempt under this section or s. 688.01:

(a) If the insurer to which it pertains gives prior written consent;

(b) Pursuant to a court order;

(c) To the Actuarial Board for Counseling and Discipline upon a request stating that the information is for the purpose of professional disciplinary proceedings and specifying procedures satisfactory to the office for preserving the confidentiality of the information;
(d) To other states, federal and international agencies, the National Association of Insurance Commissioners and its affiliates and subsidiaries, and state, federal, and international law enforcement authorities, including members of a supervisory college described in s. 628.805 if the recipient agrees in writing to maintain the confidential and exempt status of the document, material, or other information and has certified in writing its legal authority to maintain such confidentiality; or

(e) For the purpose of aggregating information on an industrywide basis and disclosing the information to the public only if the specific identities of the insurers, or persons or affiliated persons, are not revealed.

Section 66. Section 624.4213, Florida Statutes, is repealed.

Section 67. Paragraph (d) of subsection (1) of section 626.84195, Florida Statutes, is amended to read:

626.84195  Confidentiality of information supplied by title insurance agencies and insurers.—

(1) As used in this section, the term "proprietary business information" means information that:

(d) Concerns:

1. Business plans;
2. Internal auditing controls and reports of internal auditors;
3. Reports of external auditors for privately held companies; or

4. Trade secrets, as defined in s. 688.002; or

Financial information, including revenue data, loss expense data, gross receipts, taxes paid, capital investment, and employee wages.

Section 68. Subsection (2) of section 626.884, Florida Statutes, is amended to read:

626.884 Maintenance of records by administrator; access; confidentiality.—

(2) The office shall have access to books and records maintained by the administrator for the purpose of examination, audit, and inspection. Information contained in such books and records is confidential and exempt from the provisions of s. 119.07(1) if the disclosure of such information would reveal a trade secret as defined in s. 688.002. However, The office may use such information in any proceeding instituted against the administrator.

Section 69. Paragraph (a) of subsection (1) of section 626.9936, Florida Statutes, is amended to read:

626.9936 Access to records.—

(1) Notwithstanding subsections (1) and (2) of Article VIII, subsection (2) of Article X, and subsection (6) of Article XII of the Interstate Insurance Product Regulation Compact, a request by a resident of this state for public inspection and
copying of information, data, or official records that includes:
(a) An insurer's trade secrets shall be referred to the commissioner who shall respond to the request, with the cooperation and assistance of the commission, in accordance with s. 688.01 or 624.4213; or
Section 70. Paragraph (g) of subsection (3) of section 627.0628, Florida Statutes, is amended to read:
627.0628 Florida Commission on Hurricane Loss Projection Methodology; public records exemption; public meetings exemption.—
(3) ADOPTION AND EFFECT OF STANDARDS AND GUIDELINES.—
(g)1. A trade secret, as defined in s. 688.002, which is used in designing and constructing a hurricane or flood loss model and which is provided pursuant to this section, by a private company, to the commission, office, or consumer advocate appointed pursuant to s. 627.0613 is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.
(g)1.2.a. That portion of a meeting of the commission or of a rate proceeding on an insurer's rate filing at which a trade secret made confidential and exempt pursuant to s. 688.01 by this paragraph is discussed is exempt from s. 286.011 and s. 24(b), Art. I of the State Constitution. The closed meeting must be recorded, and no portion of the closed meeting may be off the record.
The recording of a closed portion of a meeting is exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

Section 71. Paragraph (a) of subsection (11) of section 627.3518, Florida Statutes, is amended to read:

627.3518 Citizens Property Insurance Corporation policyholder eligibility clearinghouse program.—The purpose of this section is to provide a framework for the corporation to implement a clearinghouse program by January 1, 2014.

(11) Proprietary business information provided to the corporation's clearinghouse by insurers with respect to identifying and selecting risks for an offer of coverage is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

(a) As used in this subsection, the term "proprietary business information" means information, regardless of form or characteristics, which is owned or controlled by an insurer and:

1. Is identified by the insurer as proprietary business information and is intended to be and is treated by the insurer as private in that the disclosure of the information would cause harm to the insurer, an individual, or the company's business operations and has not been disclosed unless disclosed pursuant to a statutory requirement, an order of a court or administrative body, or a private agreement that provides that the information will not be released to the public;
2. Is not otherwise readily ascertainable or publicly available by proper means by other persons from another source in the same configuration as provided to the clearinghouse; and

3. Includes:
   a. Trade secrets, as defined in s. 688.002.
   b. Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information.

Proprietary business information may be found in underwriting criteria or instructions which are used to identify and select risks through the program for an offer of coverage and are shared with the clearinghouse to facilitate the shopping of risks with the insurer.

Section 72. Subsections (4) and (5) of section 655.057, Florida Statutes, are amended to read:

655.057 Records; limited restrictions upon public access.—
(4) Except as otherwise provided in this section and except for those portions that are otherwise public record, trade secrets as defined in s. 688.002 which comply with s. 655.0591 and which are held by the office in accordance with its statutory duties with respect to the financial institutions codes are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

Neither this section nor s. 688.01 prevents does
not prevent or restrict:

(a) Publishing reports that are required to be submitted
to the office pursuant to s. 655.045(2) or required by
applicable federal statutes or regulations to be published.

(b) Furnishing records or information to any other state, federal, or foreign agency responsible for the regulation or supervision of financial institutions.

(c) Disclosing or publishing summaries of the condition of financial institutions and general economic and similar statistics and data, provided that the identity of a particular financial institution is not disclosed.

(d) Reporting any suspected criminal activity, with supporting documents and information, to appropriate law enforcement and prosecutorial agencies.

(e) Furnishing information upon request to the Chief Financial Officer or the Division of Treasury of the Department of Financial Services regarding the financial condition of any financial institution that is, or has applied to be, designated as a qualified public depository pursuant to chapter 280.

(f) Furnishing information to Federal Home Loan Banks regarding its member institutions pursuant to an information sharing agreement between the Federal Home Loan Banks and the office.

Any confidential information or records obtained from the office
pursuant to this subsection shall be maintained as confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

Section 73. Section 655.0591, Florida Statutes, is repealed.

Section 74. Subsection (11) of section 663.533, Florida Statutes, is amended to read:

663.533 Applicability of the financial institutions codes.—A qualified limited service affiliate is subject to the financial institutions codes. Without limiting the foregoing, the following provisions are applicable to a qualified limited service affiliate:

(11) Section 688.01 655.0591, relating to trade secret documents.

This section does not prohibit the office from investigating or examining an entity to ensure that it is not in violation of this chapter or applicable provisions of the financial institutions codes.

Section 75. Section 721.071, Florida Statutes, is repealed.

Section 76. Subsections (3) and (4) of section 815.04, Florida Statutes, are amended to read:

815.04 Offenses against intellectual property; public records exemption.—
(3) Data, programs, or supporting documentation that is a trade secret as defined in s. 812.081, that is held by an agency as defined in chapter 119, and that resides or exists internal or external to a computer, computer system, computer network, or electronic device is confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution. This subsection is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2021, unless reviewed and saved from repeal through reenactment by the Legislature.

(3)(4) A person who willfully, knowingly, and without authorization discloses or takes data, programs, or supporting documentation that is a trade secret as defined in s. 812.081 or is confidential as provided by law residing or existing internal or external to a computer, computer system, computer network, or electronic device commits an offense against intellectual property.

Section 77. Section 815.045, Florida Statutes, is repealed.

Section 78. Subsection (2) of section 1004.22, Florida Statutes, is amended to read:

1004.22 Divisions of sponsored research at state universities.—

(2) The university shall set such policies to regulate the activities of the divisions of sponsored research as it may
consider necessary to administer the research programs in a manner which assures efficiency and effectiveness, producing the maximum benefit for the educational programs and maximum service to the state. To this end, materials that relate to methods of manufacture or production, potential trade secrets, potentially patentable material, actual trade secrets, as defined in s. 688.01, business transactions, or proprietary information received, generated, ascertained, or discovered during the course of research conducted within the state universities shall be confidential and exempt from the provisions of s. 119.07(1), except that a division of sponsored research shall make available upon request the title and description of a research project, the name of the researcher, and the amount and source of funding provided for such project.

Section 79. Paragraph (c) of subsection (2) and subsections (3), (4), and (7) of section 1004.30, Florida Statutes, are amended to read:

1004.30 University health services support organization; confidentiality of information.—

(2) The following university health services support organization's records and information are confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution:

(c) Trade secrets, as defined in s. 688.002, including reimbursement methodologies and rates.
(3) Any portion of a governing board or peer review panel or committee meeting during which a confidential and exempt contract, document, record, or marketing plan, or trade secret, as provided for in subsection (2), or a confidential and exempt trade secret, as provided for in s. 688.01, is discussed is exempt from the provisions of s. 286.011 and s. 24(b), Art. I of the State Constitution.

(4) Those portions of any public record, such as a tape recording, minutes, and notes, generated during that portion of a governing board or peer review panel or committee meeting which is closed to the public pursuant to this section, which contain information relating to contracts, documents, records, marketing plans, or trade secrets which are made confidential and exempt by this section, are confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

(7) Those portions of any public record, such as a tape recording, minutes, or notes, generated during that portion of a governing board meeting at which negotiations for contracts for managed-care arrangements occur, are reported on, or are acted on by the governing board, which record is made confidential and exempt by subsection (4), shall become public records 2 years after the termination or completion of the term of the contract to which such negotiations relate or, if no contract was executed, 2 years after the termination of the negotiations.
Notwithstanding paragraph (2)(a) and subsection (4), a university health services support organization must make available, upon request, the title and general description of a contract for managed-care arrangements, the names of the contracting parties, and the duration of the contract term. All contracts for managed-care arrangements which are made confidential and exempt by paragraph (2)(a), except those portions of any contract containing trade secrets which are made confidential and exempt by s. 688.01 paragraph (2)(e), shall become public 2 years after the termination or completion of the term of the contract.

Section 80. Paragraph (b) of subsection (8) of section 1004.43, Florida Statutes, is amended to read:

1004.43 H. Lee Moffitt Cancer Center and Research Institute.—There is established the H. Lee Moffitt Cancer Center and Research Institute, a statewide resource for basic and clinical research and multidisciplinary approaches to patient care.

(8)

(b) Proprietary confidential business information is confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution. However, the Auditor General, the Office of Program Policy Analysis and Government Accountability, and the Board of Governors, pursuant to their oversight and auditing functions, must be given access to all
proprietary confidential business information upon request and without subpoena and must maintain the confidentiality of information so received. As used in this paragraph, the term "proprietary confidential business information" means information, regardless of its form or characteristics, which is owned or controlled by the not-for-profit corporation or its subsidiaries; is intended to be and is treated by the not-for-profit corporation or its subsidiaries as private and the disclosure of which would harm the business operations of the not-for-profit corporation or its subsidiaries; has not been intentionally disclosed by the corporation or its subsidiaries unless pursuant to law, an order of a court or administrative body, a legislative proceeding pursuant to s. 5, Art. III of the State Constitution, or a private agreement that provides that the information may be released to the public; and which is information concerning:

1. Internal auditing controls and reports of internal auditors;

2. Matters reasonably encompassed in privileged attorney-client communications;

3. Contracts for managed-care arrangements, including preferred provider organization contracts, health maintenance organization contracts, and exclusive provider organization contracts, and any documents directly relating to the negotiation, performance, and implementation of any such contracts.
contracts for managed-care arrangements;

4. Bids or other contractual data, banking records, and credit agreements the disclosure of which would impair the efforts of the not-for-profit corporation or its subsidiaries to contract for goods or services on favorable terms;

5. Information relating to private contractual data, the disclosure of which would impair the competitive interest of the provider of the information;

6. Corporate officer and employee personnel information;

7. Information relating to the proceedings and records of credentialing panels and committees and of the governing board of the not-for-profit corporation or its subsidiaries relating to credentialing;

8. Minutes of meetings of the governing board of the not-for-profit corporation and its subsidiaries, except minutes of meetings open to the public pursuant to subsection (9);

9. Information that reveals plans for marketing services that the corporation or its subsidiaries reasonably expect to be provided by competitors;

10. Trade secrets as defined in s. 688.01 s. 688.002, including:

   a. Information relating to methods of manufacture or production, potential trade secrets, potentially patentable materials, or proprietary information received, generated, ascertained, or discovered during the course of research
conducted by the not-for-profit corporation or its subsidiaries;
and

b. Reimbursement methodologies or rates;

11. The identity of donors or prospective donors of property who wish to remain anonymous or any information identifying such donors or prospective donors. The anonymity of these donors or prospective donors must be maintained in the auditor's report; or

12. Any information received by the not-for-profit corporation or its subsidiaries from an agency in this or another state or nation or the Federal Government which is otherwise exempt or confidential pursuant to the laws of this or another state or nation or pursuant to federal law.

As used in this paragraph, the term "managed care" means systems or techniques generally used by third-party payors or their agents to affect access to and control payment for health care services. Managed-care techniques most often include one or more of the following: prior, concurrent, and retrospective review of the medical necessity and appropriateness of services or site of services; contracts with selected health care providers; financial incentives or disincentives related to the use of specific providers, services, or service sites; controlled access to and coordination of services by a case manager; and payor efforts to identify treatment alternatives and modify
benefit restrictions for high-cost patient care.

Section 81. Paragraph (a) of subsection (2) of section 1004.4472, Florida Statutes, is amended to read:

1004.4472 Florida Institute for Human and Machine Cognition, Inc.; public records exemption; public meetings exemption.—

(2) The following information held by the corporation or its subsidiary is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution:

(a) Material relating to methods of manufacture or production, potential trade secrets, patentable material, actual trade secrets as defined in s. 688.01 s. 688.002 or proprietary information received, generated, ascertained, or discovered during the course of research conducted by or through the corporation or a subsidiary, and business transactions resulting from such research.

Section 82. Subsection (2) of section 1004.78, Florida Statutes, is amended to read:

1004.78 Technology transfer centers at Florida College System institutions.—

(2) The Florida College System institution board of trustees shall set such policies to regulate the activities of the technology transfer center as it may consider necessary to effectuate the purposes of this section and to administer the programs of the center in a manner which assures efficiency and
effectiveness, producing the maximum benefit for the educational programs and maximum service to the state. To this end, materials that relate to methods of manufacture or production, potential trade secrets, potentially patentable material, actual trade secrets as defined in s. 688.01, business transactions, or proprietary information received, generated, ascertained, or discovered during the course of activities conducted within the Florida College System institutions shall be confidential and exempt from the provisions of s. 119.07(1), except that a Florida College System institution shall make available upon request the title and description of a project, the name of the investigator, and the amount and source of funding provided for such project.

Section 83. Section 601.80, Florida Statutes, is amended to read:

601.80 Unlawful to use uncertified coloring matter.—It is unlawful for any person to use on oranges or citrus hybrids any coloring matter which has not first received the approval of the Department of Agriculture as provided under s. 601.76.

Section 84. Subsection (11) of section 663.533, Florida Statutes, is amended to read:

663.533 Applicability of the financial institutions codes.—A qualified limited service affiliate is subject to the financial institutions codes. Without limiting the foregoing, the following provisions are applicable to a qualified limited
service affiliate:

   (11) Section 655.0591, relating to trade secret documents.

This section does not prohibit the office from investigating or examining an entity to ensure that it is not in violation of this chapter or applicable provisions of the financial institutions codes.

Section 85. Paragraph (c) of subsection (12) of section 721.13, Florida Statutes, is amended to read:

   721.13  Management.—
   
   (12)  
   (c) The managing entity shall maintain copies of all records, data, and information supporting the processes, analyses, procedures, and methods utilized by the managing entity in its determination to reserve accommodations of the timeshare plan pursuant to this subsection for a period of 5 years from the date of such determination. In the event of an investigation by the division for failure of a managing entity to comply with this subsection, the managing entity shall make all such records, data, and information available to the division for inspection, provided that if the managing entity complies with the provisions of s. 721.071, any such records, data, and information provided to the division shall constitute a trade secret pursuant to that section.

Section 86. Paragraphs (a) and (c) of subsection (3) of
section 921.0022, Florida Statutes, are amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(a) LEVEL 1

<table>
<thead>
<tr>
<th>Florida Statute</th>
<th>Felony Degree</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>24.118(3)(a)</td>
<td>3rd</td>
<td>Counterfeit or altered state lottery ticket.</td>
</tr>
<tr>
<td>212.054(2)(b)</td>
<td>3rd</td>
<td>Discretionary sales surtax; limitations, administration, and collection.</td>
</tr>
<tr>
<td>212.15(2)(b)</td>
<td>3rd</td>
<td>Failure to remit sales taxes, amount $1,000 or more but less than $20,000.</td>
</tr>
<tr>
<td>316.1935(1)</td>
<td>3rd</td>
<td>Fleeing or attempting to elude law enforcement officer.</td>
</tr>
<tr>
<td>319.30(5)</td>
<td>3rd</td>
<td>Sell, exchange, give away certificate of title or...</td>
</tr>
</tbody>
</table>
identification number plate.

319.35(1)(a)  3rd  Tamper, adjust, change, etc., an odometer.

320.26(1)(a)  3rd  Counterfeit, manufacture, or sell registration license plates or validation stickers.

322.212  3rd  Possession of forged, stolen, counterfeit, or unlawfully issued driver license; possession of simulated identification.

322.212(4)  3rd  Supply or aid in supplying unauthorized driver license or identification card.

322.212(5)(a)  3rd  False application for driver license or identification card.

414.39(3)(a)  3rd  Fraudulent misappropriation of public assistance funds by employee/official, value more than
<table>
<thead>
<tr>
<th>Section</th>
<th>Degree</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>443.071(1)</td>
<td>3rd</td>
<td>False statement or representation to obtain or increase reemployment assistance benefits.</td>
</tr>
<tr>
<td>509.151(1)</td>
<td>3rd</td>
<td>Defraud an innkeeper, food or lodging value $1,000 or more.</td>
</tr>
<tr>
<td>517.302(1)</td>
<td>3rd</td>
<td>Violation of the Florida Securities and Investor Protection Act.</td>
</tr>
<tr>
<td>713.69</td>
<td>3rd</td>
<td>Tenant removes property upon which lien has accrued, value $1,000 or more.</td>
</tr>
<tr>
<td>812.014(3)(c)</td>
<td>3rd</td>
<td>Petit theft (3rd conviction); theft of any property not specified in subsection (2).</td>
</tr>
<tr>
<td>812.081(2)</td>
<td>3rd</td>
<td>Unlawfully makes or causes to be made a reproduction of a trade secret.</td>
</tr>
<tr>
<td>Section</td>
<td>Offense</td>
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</tr>
<tr>
<td>815.04(4)(a)</td>
<td>3rd Offense against intellectual property (i.e., computer programs, data).</td>
<td></td>
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<tr>
<td>815.04(5)(a)</td>
<td></td>
<td></td>
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<tr>
<td>817.52(2)</td>
<td>3rd Hiring with intent to defraud, motor vehicle services.</td>
<td></td>
</tr>
<tr>
<td>817.569(2)</td>
<td>3rd Use of public record or public records information or providing false information to facilitate commission of a felony.</td>
<td></td>
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<tr>
<td>826.01</td>
<td>3rd Bigamy.</td>
<td></td>
</tr>
<tr>
<td>828.122(3)</td>
<td>3rd Fighting or baiting animals.</td>
<td></td>
</tr>
<tr>
<td>831.04(1)</td>
<td>3rd Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28.</td>
<td></td>
</tr>
<tr>
<td>831.31(1)(a)</td>
<td>3rd Sell, deliver, or possess counterfeit controlled</td>
<td></td>
</tr>
</tbody>
</table>
substances, all but s. 893.03(5) drugs.

2281
832.041(1) 3rd Stopping payment with intent to defraud $150 or more.

2282
832.05(2)(b) & (4)(c) 3rd Knowing, making, issuing worthless checks $150 or more or obtaining property in return for worthless check $150 or more.

2283
838.15(2) 3rd Commercial bribe receiving.

2284
838.16 3rd Commercial bribery.

2285
843.18 3rd Fleeing by boat to elude a law enforcement officer.

2286
847.011(1)(a) 3rd Sell, distribute, etc., obscene, lewd, etc., material (2nd conviction).

2287
849.09(1)(a)-(d) 3rd Lottery; set up, promote, etc., or assist therein, conduct or
advertise drawing for prizes, or dispose of property or money by means of lottery.

849.23  3rd  Gambling-related machines; "common offender" as to property rights.

849.25(2)  3rd  Engaging in bookmaking.

860.08  3rd  Interfere with a railroad signal.

860.13(1)(a)  3rd  Operate aircraft while under the influence.

893.13(2)(a)  3rd  Purchase of cannabis.

893.13(6)(a)  3rd  Possession of cannabis (more than 20 grams).

934.03(1)(a)  3rd  Intercepts, or procures any other person to intercept, any wire or oral communication.
<table>
<thead>
<tr>
<th>Statute</th>
<th>Degree</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>119.10(2)(b)</td>
<td>3rd</td>
<td>Unlawful use of confidential information from police reports.</td>
</tr>
<tr>
<td>316.066 (3)(b)-(d)</td>
<td>3rd</td>
<td>Unlawfully obtaining or using confidential crash reports.</td>
</tr>
<tr>
<td>316.193(2)(b)</td>
<td>3rd</td>
<td>Felony DUI, 3rd conviction.</td>
</tr>
<tr>
<td>316.1935(2)</td>
<td>3rd</td>
<td>Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.</td>
</tr>
<tr>
<td>319.30(4)</td>
<td>3rd</td>
<td>Possession by junkyard of motor vehicle with identification number plate removed.</td>
</tr>
<tr>
<td>319.33(1)(a)</td>
<td>3rd</td>
<td>Alter or forge any certificate of title to a motor vehicle or</td>
</tr>
</tbody>
</table>
mobile home.

<table>
<thead>
<tr>
<th>Section</th>
<th>Level</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>319.33(1)(c)</td>
<td>3rd</td>
<td>Procure or pass title on stolen vehicle.</td>
</tr>
<tr>
<td>319.33(4)</td>
<td>3rd</td>
<td>With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.</td>
</tr>
<tr>
<td>327.35(2)(b)</td>
<td>3rd</td>
<td>Felony BUI.</td>
</tr>
<tr>
<td>328.05(2)</td>
<td>3rd</td>
<td>Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.</td>
</tr>
<tr>
<td>328.07(4)</td>
<td>3rd</td>
<td>Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.</td>
</tr>
<tr>
<td>376.302(5)</td>
<td>3rd</td>
<td>Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.</td>
</tr>
<tr>
<td>379.2431</td>
<td>3rd</td>
<td>Taking, disturbing, mutilating, destroying, causing to be destroyed, transferring, selling, offering to sell, molesting, or harassing marine turtles, marine turtle eggs, or marine turtle nests in violation of the Marine Turtle Protection Act.</td>
</tr>
<tr>
<td>379.2431</td>
<td>3rd</td>
<td>Possessing any marine turtle species or hatchling, or parts thereof, or the nest of any marine turtle species described in the Marine Turtle Protection Act.</td>
</tr>
<tr>
<td>379.2431</td>
<td>3rd</td>
<td>Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.</td>
</tr>
<tr>
<td>400.9935(4)(a) or (b)</td>
<td>3rd</td>
<td>Operating a clinic, or offering services requiring licensure, without a license.</td>
</tr>
</tbody>
</table>

CODING: Words *stricken* are deletions; words *underlined* are additions.
<table>
<thead>
<tr>
<th>Section</th>
<th>Level</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>400.9935(4)(e)</td>
<td>3rd</td>
<td>Filing a false license application or other required information or failing to report information.</td>
</tr>
<tr>
<td>440.1051(3)</td>
<td>3rd</td>
<td>False report of workers' compensation fraud or retaliation for making such a report.</td>
</tr>
<tr>
<td>501.001(2)(b)</td>
<td>2nd</td>
<td>Tampers with a consumer product or the container using materially false/misleading information.</td>
</tr>
<tr>
<td>624.401(4)(a)</td>
<td>3rd</td>
<td>Transacting insurance without a certificate of authority.</td>
</tr>
<tr>
<td>624.401(4)(b)1.</td>
<td>3rd</td>
<td>Transacting insurance without a certificate of authority; premium collected less than $20,000.</td>
</tr>
<tr>
<td>626.902(1)(a) &amp;</td>
<td>3rd</td>
<td>Representing an unauthorized</td>
</tr>
</tbody>
</table>

CODING: Words **stricken** are deletions; words **underlined** are additions.
(b) insurer.

| 2320 | 697.08 | 3rd | Equity skimming. |
| 2321 | 790.15(3) | 3rd | Person directs another to discharge firearm from a vehicle. |
| 2322 | 806.10(1) | 3rd | Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting. |
| 2323 | 806.10(2) | 3rd | Interferes with or assaults firefighter in performance of duty. |
| 2324 | 810.09(2)(c) | 3rd | Trespass on property other than structure or conveyance armed with firearm or dangerous weapon. |
| 2325 | 812.014(2)(c)2. | 3rd | Grand theft; $5,000 or more but less than $10,000. |
| 2326 | 812.0145(2)(c) | 3rd | Theft from person 65 years of age. |

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age or older; $300 or more but less than $10,000.

812.015(8)(b) 3rd Retail theft with intent to sell; conspires with others.

815.04(4)(b) 2nd Computer offense devised to defraud or obtain property.
815.04(5)(b)

817.034(4)(a) 3rd Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than $20,000.

817.233 3rd Burning to defraud insurer.

817.234 3rd Unlawful solicitation of persons involved in motor vehicle accidents.
817.234(8)(b) & (c)

817.234(11)(a) 3rd Insurance fraud; property value less than $20,000.

817.236 3rd Filing a false motor vehicle insurance application.
<table>
<thead>
<tr>
<th>Statute</th>
<th>Degree</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>817.2361</td>
<td>3rd</td>
<td>Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.</td>
</tr>
<tr>
<td>817.413(2)</td>
<td>3rd</td>
<td>Sale of used goods of $1,000 or more as new.</td>
</tr>
<tr>
<td>831.28(2)(a)</td>
<td>3rd</td>
<td>Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument with intent to defraud.</td>
</tr>
<tr>
<td>831.29</td>
<td>2nd</td>
<td>Possession of instruments for counterfeiting driver licenses or identification cards.</td>
</tr>
<tr>
<td>838.021(3)(b)</td>
<td>3rd</td>
<td>Threatens unlawful harm to public servant.</td>
</tr>
<tr>
<td>843.19</td>
<td>2nd</td>
<td>Injure, disable, or kill police, fire, or SAR canine or police horse.</td>
</tr>
</tbody>
</table>
860.15(3)  3rd  Overcharging for repairs and parts.

870.01(2)  3rd  Riot; inciting or encouraging.

893.13(1)(a)2.  3rd  Sell, manufacture, or deliver cannabis (or other s.
893.03(1)(c), (2)(c)1.,
(2)(c)2., (2)(c)3., (2)(c)6.,
(2)(c)7., (2)(c)8., (2)(c)9.,
(2)(c)10., (3), or (4) drugs).

893.13(1)(d)2.  2nd  Sell, manufacture, or deliver s. 893.03(1)(c), (2)(c)1.,
(2)(c)2., (2)(c)3., (2)(c)6.,
(2)(c)7., (2)(c)8., (2)(c)9.,
(2)(c)10., (3), or (4) drugs within 1,000 feet of university.

893.13(1)(f)2.  2nd  Sell, manufacture, or deliver s. 893.03(1)(c), (2)(c)1.,
(2)(c)2., (2)(c)3., (2)(c)6.,
(2)(c)7., (2)(c)8., (2)(c)9.,

CODING: Words stricken are deletions; words underlined are additions.
(2)(c)10., (3), or (4) drugs within 1,000 feet of public housing facility.

893.13(4)(c) 3rd Use or hire of minor; deliver to minor other controlled substances.

893.13(6)(a) 3rd Possession of any controlled substance other than felony possession of cannabis.

893.13(7)(a) 3rd Withhold information from practitioner regarding previous receipt of or prescription for a controlled substance.

893.13(7)(a) 3rd Obtain or attempt to obtain controlled substance by fraud, forgery, misrepresentation, etc.

893.13(7)(a) 3rd Affix false or forged label to package of controlled substance.
2350
893.13(7)(a)11.  3rd  Furnish false or fraudulent material information on any document or record required by chapter 893.

2351
893.13(8)(a)1.  3rd  Knowingly assist a patient, other person, or owner of an animal in obtaining a controlled substance through deceptive, untrue, or fraudulent representations in or related to the practitioner's practice.

2352
893.13(8)(a)2.  3rd  Employ a trick or scheme in the practitioner's practice to assist a patient, other person, or owner of an animal in obtaining a controlled substance.

2353
893.13(8)(a)3.  3rd  Knowingly write a prescription for a controlled substance for a fictitious person.
2354 893.13(8)(a)4. 3rd Write a prescription for a controlled substance for a patient, other person, or an animal if the sole purpose of writing the prescription is a monetary benefit for the practitioner.

2355 918.13(1)(a) 3rd Alter, destroy, or conceal investigation evidence.

2356 944.47 3rd Introduce contraband to correctional facility.

2357 944.47(1)(c) 2nd Possess contraband while upon the grounds of a correctional institution.

2358 985.721 3rd Escapes from a juvenile facility (secure detention or residential commitment facility).

2359

2360 Section 87. This act shall take effect upon becoming a law.

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if HB 799 or similar legislation is adopted in the same legislative session or an extension thereof and becomes law.