

**FOR CONSIDERATION By** the Committee on Banking and Insurance

597-00803-19

20197054pb

1                                   A bill to be entitled  
2           An act relating to a review under the Open Government  
3           Sunset Review Act; amending s. 627.0628, F.S.,  
4           relating to exemptions from public records and public  
5           meetings requirements for certain trade secrets used  
6           in designing and constructing hurricane or flood loss  
7           models and provided to the Florida Commission on  
8           Hurricane Loss Projection Methodology, the Office of  
9           Insurance Regulation, or the Insurance Consumer  
10          Advocate, and for certain portions and recordings of  
11          meetings at which the trade secrets are discussed;  
12          removing the scheduled repeal of the exemptions;  
13          providing an effective date.

14  
15 Be It Enacted by the Legislature of the State of Florida:

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17           Section 1. Paragraph (g) of subsection (3) of section  
18           627.0628, Florida Statutes, is amended to read:

19           627.0628 Florida Commission on Hurricane Loss Projection  
20           Methodology; public records exemption; public meetings  
21           exemption.—

22           (3) ADOPTION AND EFFECT OF STANDARDS AND GUIDELINES.—

23           (g)1. A trade secret, as defined in s. 688.002, which is  
24           used in designing and constructing a hurricane or flood loss  
25           model and which is provided pursuant to this section, by a  
26           private company, to the commission, office, or consumer advocate  
27           appointed pursuant to s. 627.0613 is confidential and exempt  
28           from s. 119.07(1) and s. 24(a), Art. I of the State  
29           Constitution.

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30           2.a. That portion of a meeting of the commission or of a  
31 rate proceeding on an insurer's rate filing at which a trade  
32 secret made confidential and exempt by this paragraph is  
33 discussed is exempt from s. 286.011 and s. 24(b), Art. I of the  
34 State Constitution. The closed meeting must be recorded, and no  
35 portion of the closed meeting may be off the record.

36           b. The recording of a closed portion of a meeting is exempt  
37 from s. 119.07(1) and s. 24(a), Art. I of the State  
38 Constitution.

39           ~~e. This paragraph is subject to the Open Government Sunset~~  
40 ~~Review Act in accordance with s. 119.15 and shall stand repealed~~  
41 ~~on October 2, 2019, unless reviewed and saved from repeal~~  
42 ~~through reenactment by the Legislature.~~

43           Section 2. This act shall take effect October 1, 2019.