

By the Committee on Communication and Public Utilities

319-848A-04

1                                   A bill to be entitled  
2           An act relating to a review under the Open  
3           Government Sunset Review Act; amending s.  
4           365.174, F.S., relating to an exemption from  
5           public-records requirements provided for  
6           proprietary confidential business information  
7           held by the Wireless 911 Board or the State  
8           Technology Office; saving the exemption from  
9           repeal under the Open Government Sunset Review  
10          Act; deleting provisions that provide for the  
11          repeal of the exemption; providing an effective  
12          date.

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

16           Section 1. Section 365.174, Florida Statutes, is  
17 amended to read:

18           365.174 Proprietary confidential business  
19 information.--

20           (1) All proprietary confidential business information  
21 submitted by a provider to the board or the office, including  
22 the name and billing or service addresses of service  
23 subscribers, and trade secrets as defined by s. 812.081, is  
24 confidential and exempt from s. 119.07(1) and s. 24(a), Art. I  
25 of the State Constitution. Statistical abstracts of  
26 information collected by the board or the office may be  
27 released or published, but only in a manner that does not  
28 identify or allow identification of subscribers or their  
29 service numbers or of revenues attributable to any provider.

30           (2) As used in this section, the term "proprietary  
31 confidential business information" means customer lists,

1 customer numbers, and other related information, technology  
2 descriptions, technical information, or trade secrets,  
3 including trade secrets as defined in s. 812.081, and the  
4 actual or developmental costs of E911 systems that are  
5 developed, produced, or received internally by a provider or  
6 by a provider's employees, directors, officers, or agents.

7 ~~(3) This section is subject to the Open Government~~  
8 ~~Sunset Review Act of 1995 in accordance with s. 119.15, and~~  
9 ~~shall stand repealed on October 1, 2004, unless reviewed and~~  
10 ~~saved from repeal through reenactment by the Legislature.~~

11 Section 2. This act shall take effect October 1, 2004.

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14 SENATE SUMMARY

15 Removes the repeal of an exemption from the public  
16 records law for proprietary business information held by  
17 the Wireless 911 Board or the State Technology Office and  
18 which is scheduled to occur on October 1, 2004, under the  
19 Open Government Sunset Review Act.

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