

1 A bill to be entitled
 2 An act relating to a review under the Open Government
 3 Sunset Review Act regarding the Florida Institute for
 4 Human and Machine Cognition, Inc.; amending s. 1004.4472,
 5 F.S., which provides an exemption from public records
 6 requirements for information held by the Florida Institute
 7 for Human and Machine Cognition, Inc., or its subsidiary
 8 and an exemption from public meeting requirements for
 9 portions of meetings of the corporation or a subsidiary at
 10 which confidential and exempt information is presented or
 11 discussed; providing definitions; reorganizing and
 12 conforming provisions; removing superfluous language;
 13 removing the scheduled repeal of the exemption; providing
 14 an effective date.

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

17
 18 Section 1. Section 1004.4472, Florida Statutes, is amended
 19 to read:

20 1004.4472 Florida Institute for Human and Machine
 21 Cognition, Inc.; public records exemption; public meetings
 22 exemption.--

23 (1) For purposes of this section, the term:

24 (a) "Corporation" means the Florida Institute for Human
 25 and Machine Cognition, Inc.

26 (b) "Subsidiary" means a subsidiary authorized and
 27 approved by the corporation.

28 (2) The following information held by the corporation
 29 ~~Florida Institute for Human and Machine Cognition, Inc., or its~~
 30 ~~an authorized subsidiary of the corporation,~~ is confidential and
 31 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
 32 Constitution:

33 (a) Material relating to methods of manufacture or
 34 production, potential trade secrets, patentable material, actual
 35 trade secrets as defined in s. 688.002 or proprietary
 36 information received, generated, ascertained, or discovered
 37 during the course of research conducted by or through the
 38 corporation or a subsidiary ~~Florida Institute for Human and~~
 39 ~~Machine Cognition, Inc., and its subsidiaries,~~ and business
 40 transactions resulting from such research.

41 (b) Any information received by the corporation or a
 42 subsidiary from a person from another state or nation or the
 43 Federal Government which is otherwise exempt or confidential
 44 pursuant to the laws of that state or nation or pursuant to
 45 federal law.

46 (c) Any information received by the corporation or a
 47 subsidiary in the performance of its duties and responsibilities
 48 which is otherwise confidential and exempt by law.

49 (d) All identifying information of a donor or prospective
 50 donor to the corporation or a subsidiary who wishes to remain
 51 anonymous.

52 (3)~~(2)~~ The corporation or its subsidiary shall permit any
 53 governmental entity to inspect or copy confidential and exempt
 54 information held by the corporation or its subsidiary which is
 55 necessary for that governmental entity to perform its duties and

HB 7041

2009

56 | responsibilities. ~~Any governmental entity that is permitted to~~
57 | ~~inspect or copy confidential and exempt information held by the~~
58 | ~~corporation or a subsidiary shall maintain the confidential and~~
59 | ~~exempt status of that information.~~

60 | (4)~~(3)~~ That portion of a meeting of the corporation or a
61 | subsidiary at which information is presented or discussed which
62 | is confidential and exempt pursuant to subsection (2) ~~(1)~~ is
63 | exempt from s. 286.011 and s. 24(b), Art. I of the State
64 | Constitution.

65 | ~~(4) This section is subject to the Open Government Sunset~~
66 | ~~Review Act in accordance with s. 119.15 and shall stand repealed~~
67 | ~~on October 2, 2009, unless reviewed and saved from repeal~~
68 | ~~through reenactment by the Legislature.~~

69 | Section 2. This act shall take effect October 1, 2009.