

FOR CONSIDERATION By the Committee on Higher Education

589-00873-09

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1 A bill to be entitled
2 An act relating to a review under the Open Government
3 Sunset Review Act; amending s. 1004.4472, F.S.,
4 relating an exemption from the public-records law
5 provided for records held by the Florida Institute for
6 Human and Machine Cognition, Inc., and an exemption
7 from the public-meetings law provided for portions of
8 meetings held by the corporation of the institute;
9 saving the exemptions from repeal under the Open
10 Government Sunset Review Act; deleting provisions that
11 provide for repeal of the exemptions; providing an
12 effective date.

13
14 Be It Enacted by the Legislature of the State of Florida:

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

18 1004.4472 Florida Institute for Human and Machine
19 Cognition, Inc.; public records exemption; public meetings
20 exemption.—

21 (1) The following information held by the Florida Institute
22 for Human and Machine Cognition, Inc., or an authorized
23 subsidiary of the corporation, is confidential and exempt from
24 s. 119.07(1) and s. 24(a), Art. I of the State Constitution:

25 (a) Material relating to methods of manufacture or
26 production, potential trade secrets, patentable material, actual
27 trade secrets as defined in s. 688.002 or proprietary
28 information received, generated, ascertained, or discovered
29 during the course of research conducted by or through the

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30 Florida Institute for Human and Machine Cognition, Inc., and its
31 subsidiaries, and business transactions resulting from such
32 research.

33 (b) Any information received by the corporation or a
34 subsidiary from a person from another state or nation or the
35 Federal Government which is otherwise exempt or confidential
36 pursuant to the laws of that state or nation or pursuant to
37 federal law.

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

41 (d) All identifying information of a donor or prospective
42 donor to the corporation or a subsidiary who wishes to remain
43 anonymous.

44 (2) The corporation or its subsidiary shall permit any
45 governmental entity to inspect or copy confidential and exempt
46 information held by the corporation or its subsidiary which is
47 necessary for that governmental entity to perform its duties and
48 responsibilities. Any governmental entity that is permitted to
49 inspect or copy confidential and exempt information held by the
50 corporation or a subsidiary shall maintain the confidential and
51 exempt status of that information.

52 (3) That portion of a meeting of the corporation or a
53 subsidiary at which information is presented or discussed which
54 is confidential and exempt pursuant to subsection (1) is exempt
55 from s. 286.011 and s. 24(b), Art. I of the State Constitution.

56 ~~(4) This section is subject to the Open Government Sunset~~
57 ~~Review Act in accordance with s. 119.15 and shall stand repealed~~
58 ~~on October 2, 2009, unless reviewed and saved from repeal~~

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59 ~~through reenactment by the Legislature.~~

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