

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

597-01070-10

20107042

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 an exemption from public-records  
5       requirements for trade secrets submitted by private  
6       companies to the Florida Commission on Hurricane Loss  
7       Projection Methodology, the Office of Insurance  
8       Regulation, or the consumer advocate and an exemption  
9       from public-meetings requirements for portions of  
10      meetings or rate proceedings wherein trade secrets are  
11      discussed; saving the exemptions from repeal under the  
12      Open Government Sunset Review Act; deleting provisions  
13      that provide for repeal of the exemptions; providing  
14      an effective date.

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

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18       Section 1. Paragraph (f) of subsection (3) of section  
19       627.0628, Florida Statutes, is amended to read:

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

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

24       (f)1. A trade secret, as defined in s. 812.081, that is  
25       used in designing and constructing a hurricane loss model and  
26       that is provided pursuant to this section, by a private company,  
27       to the commission, office, or consumer advocate appointed  
28       pursuant to s. 627.0613, is confidential and exempt from s.  
29       119.07(1) and s. 24(a), Art. I of the State Constitution.

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30           2. That portion of a meeting of the commission or of a rate  
31 proceeding on an insurer's rate filing at which a trade secret  
32 made confidential and exempt by this paragraph is discussed is  
33 exempt from s. 286.011 and s. 24(b), Art. I of the State  
34 Constitution.

35           ~~3. This paragraph is subject to the Open Government Sunset~~  
36 ~~Review Act in accordance with s. 119.15, and shall stand~~  
37 ~~repealed on October 2, 2010, unless reviewed and saved from~~  
38 ~~repeal through reenactment by the Legislature.~~

39           Section 2. This act shall take effect October 1, 2010.