

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>      </u>	(Y/N)
ADOPTED AS AMENDED	<u>      </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>      </u>	(Y/N)
FAILED TO ADOPT	<u>      </u>	(Y/N)
WITHDRAWN	<u>      </u>	(Y/N)
OTHER	<u>      </u>	

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1 Committee/Subcommittee hearing bill: Regulatory Affairs  
2 Committee

3 Representative Hutson offered the following:

4  
5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Section 548.062, Florida Statutes, is created  
8 to read:

9 548.062 Public records exemption.—

10 (1) As used in this section, the term "proprietary  
11 confidential business information" means information that is  
12 owned or controlled by the promoter; that is intended by the  
13 promoter to be and is treated by the promoter as private in that  
14 the disclosure of the information would cause harm to the  
15 promoter or its business operations; that has not been disclosed  
16 unless disclosed pursuant to a statutory provision, an order of  
17 a court or administrative body, or a private agreement that

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18 provides that the information will not be released to the  
19 public; and that concerns any of the following:

20 (a) The number of ticket sales for a match.

21 (b) The amount of gross receipts after a match.

22 (c) Trade secrets as defined in s. 688.002.

23 (d) Business plans.

24 (e) Internal auditing controls and reports of internal  
25 auditors.

26 (f) Reports of external auditors.

27 (2) Proprietary confidential business information provided  
28 in the written report required to be filed with the commission  
29 after a match or obtained by the commission through an audit of  
30 the promoter's books and records pursuant to s. 548.06 is  
31 confidential and exempt from s. 119.07(1) and s. 24(a), Art. I  
32 of the State Constitution. Information made confidential and  
33 exempt by this subsection may be disclosed to another  
34 governmental entity in the performance of its duties and  
35 responsibilities.

36 (3) This section is subject to the Open Government Sunset  
37 Review Act in accordance with s. 119.15 and shall stand repealed  
38 on October 2, 2019, unless reviewed and saved from repeal  
39 through reenactment by the Legislature.

40 Section 2. The Legislature finds that it is a public  
41 necessity that proprietary confidential business information be  
42 protected from disclosure. The disclosure of proprietary  
43 confidential business information could injure a promoter in the

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44 marketplace by giving the promoter's competitors insights into  
45 its financial status and business plan, thereby putting the  
46 promoter at a competitive disadvantage. The Legislature also  
47 finds that the harm to a promoter in disclosing proprietary  
48 confidential business information significantly outweighs any  
49 public benefit derived from disclosure of the information. For  
50 these reasons, the Legislature declares that any proprietary  
51 confidential business information provided in the written report  
52 that is required to be filed with the commission after a match  
53 or obtained by the commission through an audit of the promoter's  
54 books and records pursuant to s. 548.06, Florida Statutes, is  
55 confidential and exempt from s. 119.07(1), Florida Statutes, and  
56 s. 24(a), Article I of the State Constitution.

57 Section 3. This act shall take effect on the same date  
58 that HB 773 or similar legislation takes effect, if such  
59 legislation is adopted in the same legislative session or an  
60 extension thereof and becomes law.

61  
62  
63 -----  
64 **T I T L E A M E N D M E N T**

65 Remove everything before the enacting clause and insert:  
66 An act relating to public records; creating s.  
67 548.062, F.S.; providing an exemption from public  
68 records requirements for the information in the  
69 reports required to be submitted to the Florida State

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/CS/HB 775 (2014)

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70 | Boxing Commission by a promoter or obtained by the  
71 | commission through audit of a promoter's records;  
72 | providing for future legislative review and repeal of  
73 | the exemption; providing a statement of public  
74 | necessity; providing a contingent effective date.