

By the Committees on Governmental Oversight and Accountability;
and Regulated Industries; and Senator Hutson

585-02228-16

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1 A bill to be entitled

2 An act relating to public records; amending s.
3 548.062, F.S.; providing an exemption from public
4 records requirements with respect to certain
5 proprietary confidential business information obtained
6 by the Florida State Boxing Commission; extending the
7 period for legislative review and repeal of the
8 exemption; providing a statement of public necessity;
9 providing an effective date.

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

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13 Section 1. Subsections (2) and (3) of section 548.062,
14 Florida Statutes, are amended to read:

15 548.062 Public records exemption.—

16 (2) Proprietary confidential business information provided
17 by a promoter ~~in the written report required to be filed with~~
18 ~~the commission after a match~~ or obtained by the commission
19 through an audit of the promoter's books and records pursuant to
20 s. 548.06 is confidential and exempt from s. 119.07(1) and s.
21 24(a), Art. I of the State Constitution. Information made
22 confidential and exempt by this subsection may be disclosed to
23 another governmental entity in the performance of its duties and
24 responsibilities.

25 (3) This section is subject to the Open Government Sunset
26 Review Act in accordance with s. 119.15 and shall stand repealed
27 on October 2, 2021 ~~2019~~, unless reviewed and saved from repeal
28 through reenactment by the Legislature.

29 Section 2. The Legislature finds that it is a public
30 necessity that proprietary confidential business information
31 provided by a promoter to the Florida State Boxing Commission be

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32 made confidential and exempt from s. 119.07(1), Florida
33 Statutes, and s. 24(a), Article I of the State Constitution. The
34 disclosure of proprietary confidential business information
35 could injure a promoter in the marketplace by giving the
36 promoter's competitors insights into the promoter's financial
37 status and business plan, thereby putting the promoter at a
38 competitive disadvantage. The Legislature also finds that the
39 harm to a promoter in disclosing proprietary confidential
40 business information significantly outweighs any public benefit
41 derived from the disclosure of such information. Therefore,
42 extending the public records exemption to proprietary
43 confidential business information provided by a promoter to the
44 commission, no matter if the information is provided in a report
45 or otherwise, ensures that the public records exemption is
46 maintained and not undermined. For these reasons, the
47 Legislature declares that any proprietary confidential business
48 information provided by a promoter to the Florida State Boxing
49 Commission is confidential and exempt from s. 119.07(1), Florida
50 Statutes, and s. 24(a), Article I of the State Constitution.

51 Section 3. This act shall take effect July 1, 2016.
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