

By Senator Taddeo

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1 A bill to be entitled
2 An act relating to public records; amending s.
3 288.1259, F.S.; providing an exemption from public
4 records requirements for certain application
5 information submitted to the Florida Motion Picture
6 Capital Corporation; providing for legislative review
7 and repeal of the exemption; providing a statement of
8 public necessity; providing a contingent effective
9 date.

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

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13 Section 1. Subsection (8) is added to section 288.1259,
14 Florida Statutes, as created by SB ____, to read:

15 288.1259 Florida Motion Picture Capital Corporation.—

16 (8) APPLICATIONS; PUBLIC RECORDS EXEMPTION.—Personal
17 financial records, trade secrets, and proprietary information of
18 persons applying for financing for a production are confidential
19 and exempt from s. 119.07(1) and s. 24(a), Art. I of the State
20 Constitution. This subsection is subject to the Open Government
21 Sunset Review Act in accordance with s. 119.15 and shall stand
22 repealed on October 2, 2023, unless reviewed and saved from
23 repeal through reenactment by the Legislature.

24 Section 2. The Legislature finds that it is a public
25 necessity that personal financial records, trade secrets, and
26 proprietary information of persons applying for financing by the
27 Florida Motion Picture Capital Corporation in a production be
28 exempt from s. 119.07(1), Florida Statutes, and s. 24(a),
29 Article I of the State Constitution. If the personal financial

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30 records, trade secrets, and proprietary information of persons
31 applying for financing were subject to disclosure, a chilling
32 effect on participation would result. There is a strong
33 likelihood that productions would choose not to apply for
34 financing from the Florida Motion Picture Capital Corporation.
35 Since productions are required to make in-state expenditures as
36 a condition of receiving such financing, the chilling effect
37 caused by such disclosure would undermine the public purpose of
38 the Florida Motion Picture Capital Corporation to encourage this
39 state to be used as a site for scripted productions and would
40 consequently result in productions being produced outside of the
41 state.

42 Section 3. This act shall take effect on the same date that
43 SB ___ or similar legislation takes effect, if such legislation
44 is adopted in the same legislative session or an extension
45 thereof and becomes a law.