

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN (Y/N)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

1 Committee/Subcommittee hearing bill: Energy & Utilities
2 Subcommittee

3 Representative Davis offered the following:

4
5 **Amendment**

6 Remove lines 15-59 and insert:

7 (3) (a) That portion of a meeting held by a utility owned
8 or operated by a unit of local government that would reveal the
9 information that is exempt under s. 119.0713(5) is exempt from
10 s. 286.011 and s. 24(b), Art. I of the State Constitution. All
11 exempt portions of such a meeting must be recorded and
12 transcribed. The recording and transcript of the meeting is
13 confidential and exempt from disclosure under s. 119.07(1) and
14 s. 24(a), Art. 1 of the State Constitution unless a court of
15 competent jurisdiction, following an in camera review,
16 determines that the meeting was not restricted to the discussion

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17 of data and information made confidential and exempt by this
18 section. In the event of such a judicial determination, only the
19 portion of the transcript that reveals nonexempt data and
20 information may be disclosed to a third party.

21 (b) This subsection is subject to the Open Government
22 Sunset Review Act in accordance with s. 119.15 and shall stand
23 repealed on October 2, 2024, unless reviewed and saved from
24 repeal through reenactment by the Legislature.

25 Section 2. (1) The Legislature finds that it is a public
26 necessity that the portion of a meeting relating directly to or
27 that would reveal the following information, which is
28 confidential and exempt under s. 119.0713(5), Florida Statutes,
29 be made exempt from s. 286.011, Florida Statutes, and s. 24(b)
30 Art. I of the State Constitution.

31 (a) Information related to the security of the technology,
32 processes, or practices of the utility that are designed to
33 protect the utility's networks, computers, programs, and data
34 from attack, damage, or unauthorized access, which information,
35 if disclosed, would facilitate the alteration, disclosure, or
36 destruction of such data or information technology resources.

37 (b) Information related to the security of existing or
38 proposed information technology systems or industrial control
39 technology systems of the utility, which, if disclosed, would
40 facilitate unauthorized access to, and alteration or destruction

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41 of, such systems in a manner that would adversely impact the
42 safe and reliable operation of the systems and utility.

43 (2) The Legislature finds that, as utility system
44 infrastructure becomes more connected and integrated through
45 information and communications technology, the exposure to
46 damage from attacks through such technology grows. These attacks
47 may result in the disruption of utility services and damage to
48 utility systems. Maintaining safe and reliable utility systems
49 is vital to protecting the public health and safety and ensuring
50 the economic well-being of the state.