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2 An act relating to a review under the Open Government
3 Sunset Review Act; amending s. 365.174, F.S., which
4 provides an exemption from public records requirements
5 for proprietary confidential business information
6 submitted by a voice communications services provider
7 to the E911 Board, the Division of Telecommunications
8 within the Department of Management Services, or the
9 Department of Revenue; amending the definition of the
10 term "proprietary confidential business information";
11 removing the scheduled repeal of the exemption;
12 providing an effective date.

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

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16 Section 1. Section 365.174, Florida Statutes, is amended to
17 read:

18 365.174 Proprietary confidential business information.—

19 (1) (a) All proprietary confidential business information
20 submitted by a provider to the board or the office is
21 confidential and exempt from s. 119.07(1) and s. 24(a), Art. I
22 of the State Constitution.

23 (b) Statistical abstracts of information collected by the
24 board or the office may be released or published, but only in a
25 manner that does not identify or allow identification of
26 subscribers or their service numbers or of revenues attributable
27 to any provider.

28 (2) (a) All proprietary confidential business information
29 submitted by a provider to the Department of Revenue, as an

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30 agent of the board, is confidential and exempt from s. 119.07(1)
31 and s. 24(a), Art. I of the State Constitution.

32 (b) The Department of Revenue may provide information
33 relative to s. 365.172(9) to the Secretary of Management
34 Services, or his or her authorized agent, or to the E911 Board
35 established in s. 365.172(5) for use in the conduct of the
36 official business of the Department of Management Services or
37 the E911 Board.

38 (3) As used in this section, the term "proprietary
39 confidential business information" means customer lists,
40 customer numbers, individual or aggregate customer data by
41 location, usage and capacity data, network facilities used to
42 serve subscribers, technology descriptions, or technical
43 information, ~~or trade secrets, including trade secrets as~~
44 ~~defined in s. 812.081,~~ and the actual or developmental costs of
45 E911 systems that are developed, produced, or received
46 internally by a provider or by a provider's employees,
47 directors, officers, or agents.

48 ~~(4) This section is subject to the Open Government Sunset~~
49 ~~Review Act in accordance with s. 119.15 and shall stand repealed~~
50 ~~on October 2, 2021, unless reviewed and saved from repeal~~
51 ~~through reenactment by the Legislature.~~

52 Section 2. This act shall take effect July 1, 2021.