

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WITHDRAWN	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>	

1 Committee/Subcommittee hearing bill: Energy, Communications &
2 Cybersecurity Subcommittee
3 Representative Esposito offered the following:

Amendment

Remove lines 22-72 and insert:

Department of Economic Opportunity under s. 288.9962 or pursuant
to a federal broadband access grant program implemented by the
Department of Economic Opportunity is confidential and exempt
from s. 119.07(1) and s. 24(a), Art. I of the State Constitution
if such information is not otherwise publicly available and the
release of such information would reveal:

a. The location or capacity of communications network
facilities;

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15 b. Communications network areas, including geographical
16 maps indicating actual or proposed locations of network
17 infrastructure or facilities;

18 c. The features, functions, and capabilities of
19 communications network infrastructure and facilities;

20 d. Security, including cybersecurity, of the design,
21 construction, and operation of the communications network and
22 associated services and products;

23 e. Specific customer locations; or

24 f. Sources of funding or in-kind contributions for a
25 project.

26 2. This exemption does not apply to any required functions
27 of the department under s. 288.9962 relating to publishing a
28 description of the proposed unserved areas to be served and the
29 proposed broadband Internet speeds of the areas to be served as
30 provided by the applicant and approved by the department.

31 3. This paragraph is subject to the Open Government Sunset
32 Review Act in accordance with s. 119.15 and shall stand repealed
33 on October 2, 2028, unless reviewed and saved from repeal
34 through reenactment by the Legislature.

35 Section 2. The Legislature finds that it is a public
36 necessity that certain information relating to communications
37 services locations, project proposals, and challenges submitted
38 to the Department of Economic Opportunity under the Broadband
39 Opportunity Program or pursuant to a federal broadband access

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Published On: 3/20/2023 7:18:32 PM

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40 grant program implemented by the department be made confidential
41 and exempt from public records requirements. Such information
42 contains security information and proprietary business
43 information of communications services providers. The disclosure
44 of sensitive information relating to the location, capacity,
45 features, functions, and security of these networks could result
46 in the identification of vulnerabilities in such networks and
47 allow a security breach that could damage the networks or
48 disrupt the networks' safe and reliable operation, adversely
49 impacting the public health and safety of this state. Further,
50 the disclosure of such information would adversely affect the
51 business interests and compromise the network security of the
52 communications services providers and their networks. Therefore,
53 the Legislature finds that it is a public necessity that certain
54 information relating to communications services locations,
55 project proposals, and challenges submitted to the Department of
56 Economic Opportunity under the Broadband Opportunity Program or
57 pursuant to a federal broadband access grant program implemented
58 by the department be held confidential and exempt from
59 disclosure under s. 119.07(1), Florida Statutes, and s. 24(a),
60 Article I of the State Constitution.

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