

FOR CONSIDERATION By the Committee on Regulated Industries

580-00502A-24

20247008pb

1 A bill to be entitled
2 An act relating to review under the Open Government
3 Sunset Review Act; amending s. 24.1051, F.S., relating
4 to an exemption from public records requirements for
5 certain information held by the Department of the
6 Lottery, information about lottery games, personal
7 identifying information of retailers and vendors for
8 purposes of background checks, and certain financial
9 information held by the department; removing the
10 scheduled repeal of the exemption; providing an
11 effective date.

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

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15 Section 1. Subsection (1) of section 24.1051, Florida
16 Statutes, is amended to read:

17 24.1051 Exemptions from inspection or copying of public
18 records.—

19 (1)(a) The following information held by the department is
20 confidential and exempt from s. 119.07(1) and s. 24(a), Art. I
21 of the State Constitution:

22 1. Information that, if released, could harm the security
23 or integrity of the department, including:

24 a. Information relating to the security of the department's
25 technologies, processes, and practices designed to protect
26 networks, computers, data processing software, data, and data
27 systems from attack, damage, or unauthorized access.

28 b. Security information or information that would reveal
29 security measures of the department, whether physical or

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30 virtual.

31 c. Information about lottery games, promotions, tickets,
32 and ticket stock, including information concerning the
33 description, design, production, printing, packaging, shipping,
34 delivery, storage, and validation of such games, promotions,
35 tickets, and stock.

36 d. Information concerning terminals, machines, and devices
37 that issue tickets.

38 2. Information that must be maintained as confidential in
39 order for the department to participate in a multistate lottery
40 association or game.

41 3. Personal identifying information obtained by the
42 department when processing background investigations of current
43 or potential retailers or vendors.

44 4. Financial information about an entity which is not
45 publicly available and is provided to the department in
46 connection with its review of the financial responsibility of
47 the entity pursuant to s. 24.111 or s. 24.112, provided that the
48 entity marks such information as confidential. However,
49 financial information related to any contract or agreement, or
50 an addendum thereto, with the department, including the amount
51 of money paid, any payment structure or plan, expenditures,
52 incentives, bonuses, fees, and penalties, shall be public
53 record.

54 (b) This exemption is remedial in nature, and it is the
55 intent of the Legislature that this exemption apply to
56 information held by the department before, on, or after May 14,
57 2019.

58 (c) Information made confidential and exempt under this

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59 subsection may be released to other governmental entities as
60 needed in connection with the performance of their duties. The
61 receiving governmental entity shall maintain the confidential
62 and exempt status of such information.

63 ~~(d) This subsection is subject to the Open Government~~
64 ~~Sunset Review Act in accordance with s. 119.15 and shall stand~~
65 ~~repealed on October 2, 2024, unless reviewed and saved from~~
66 ~~repeal through reenactment by the Legislature.~~

67 Section 2. This act shall take effect October 1, 2024.