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A bill to be entitled
 An act relating to a review under the Open Government
 Sunset Review Act; amending s. 119.0713, F.S., which
 provides exemptions from public records requirements
 for information related to the security of certain
 technology, processes, practices, information
 technology systems, and industrial control technology
 systems and certain customer meter-derived data and
 billing information held by a utility owned or
 operated by a unit of local government; extending the
 date of scheduled repeal of the public records
 exemptions for such information; removing the
 scheduled repeal of the public records exemption for
 such customer meter-derived data and billing
 information; amending s. 286.0113, F.S., which
 provides an exemption from public meetings
 requirements for portions of meetings held by a
 utility owned or operated by a unit of local
 government that would reveal certain information;
 extending the date of scheduled repeal of the public
 meetings exemption; providing an effective date.

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

Section 1. Subsection (5) of section 119.0713, Florida

26 Statutes, is amended to read:

27 119.0713 Local government agency exemptions from
 28 inspection or copying of public records.—

29 (5)(a) The following information held by a utility owned
 30 or operated by a unit of local government is exempt from s.
 31 119.07(1) and s. 24(a), Art. I of the State Constitution:

32 1. Information related to the security of the technology,
 33 processes, or practices of a utility owned or operated by a unit
 34 of local government that are designed to protect the utility's
 35 networks, computers, programs, and data from attack, damage, or
 36 unauthorized access, which information, if disclosed, would
 37 facilitate the alteration, disclosure, or destruction of such
 38 data or information technology resources.

39 2. Information related to the security of existing or
 40 proposed information technology systems or industrial control
 41 technology systems of a utility owned or operated by a unit of
 42 local government, which, if disclosed, would facilitate
 43 unauthorized access to, and alteration or destruction of, such
 44 systems in a manner that would adversely impact the safe and
 45 reliable operation of the systems and the utility.

46 3. Customer meter-derived data and billing information in
 47 increments less than one billing cycle.

48 (b) This exemption applies to such information held by a
 49 utility owned or operated by a unit of local government before,
 50 on, or after the effective date of this exemption.

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51 (c) Subparagraphs (a)1. and 2. are ~~This subsection is~~
52 subject to the Open Government Sunset Review Act in accordance
53 with s. 119.15 and shall stand repealed on October 2, 2027 ~~2024~~,
54 unless reviewed and saved from repeal through reenactment by the
55 Legislature.

56 Section 2. Subsection (3) of section 286.0113, Florida
57 Statutes, is amended to read:

58 286.0113 General exemptions from public meetings.—

59 (3)(a) That portion of a meeting held by a utility owned
60 or operated by a unit of local government which would reveal
61 information that is exempt under s. 119.0713(5) is exempt from
62 s. 286.011 and s. 24(b), Art. I of the State Constitution. All
63 exempt portions of such a meeting must be recorded and
64 transcribed. The recording and transcript of the meeting are
65 exempt from disclosure under s. 119.07(1) and s. 24(a), Art. I
66 of the State Constitution unless a court of competent
67 jurisdiction, following an in camera review, determines that the
68 meeting was not restricted to the discussion of data and
69 information made exempt by this section. In the event of such a
70 judicial determination, only the portion of the recording or
71 transcript which reveals nonexempt data and information may be
72 disclosed to a third party.

73 (b) This subsection is subject to the Open Government
74 Sunset Review Act in accordance with s. 119.15 and shall stand
75 repealed on October 2, 2027 ~~2024~~, unless reviewed and saved from

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76 | repeal through reenactment by the Legislature.

77 | Section 3. This act shall take effect October 1, 2024.