

1 A bill to be entitled
 2 An act relating to public records and meetings;
 3 amending s. 943.0315, F.S.; providing an exemption
 4 from public record requirements for a certain report
 5 on adversarial threats produced by the Chief of
 6 Domestic Security; providing an exemption from public
 7 record requirements for notifications provided to
 8 owners and operators of critical infrastructure and
 9 other assets; providing an exemption from public
 10 meeting requirements for meetings of the Council on
 11 Pacific Conflict in which such reports or
 12 notifications are provided or discussed; providing for
 13 future legislative review and repeal; providing
 14 statements of public necessity; providing a contingent
 15 effective date.

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 17 Be It Enacted by the Legislature of the State of Florida:
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19 **Section 1. Paragraphs (c) and (f) of subsection (7) of**
 20 **section 943.0315, Florida Statutes, as created by HB 925 or**
 21 **similar legislation, are amended, to read:**

22 943.0315 Pacific Conflict Stress Test.—

23 (7) REPORT ON ADVERSARIAL THREATS TO STATE ASSETS,
 24 CRITICAL INFRASTRUCTURE, AND MILITARY INSTALLATIONS.—

25 (c)1. No later than July 1, 2026, the Chief of Domestic

26 Security shall produce a report on adversarial threats to state
27 assets and critical infrastructure and military installations
28 which must be available to the Governor and the members of the
29 Council on Pacific Conflict. The report must include all of the
30 following:

31 ~~a.1.~~ Critical and other assets identified under paragraph
32 (b), including the specific risks posed to each infrastructure
33 system or asset in the event of a Pacific conflict.

34 ~~b.2.~~ Mitigation strategies and recommendations to limit or
35 eliminate the risk posed to the critical infrastructure,
36 military installations, or other assets in the event of a
37 Pacific conflict; and mitigation strategies and recommendations
38 that limit or eliminate the risk posed to the safety and
39 security of this state or nation in the event of a Pacific
40 conflict.

41 ~~c.3.~~ A risk-based list of critical infrastructure,
42 military installations, and other assets identified under
43 paragraph (b), the order of which must be determined by the
44 degree to which:

45 ~~(I)a.~~ Each critical infrastructure system, military
46 installations, or other assets is in need of protective action;
47 and

48 ~~(II)b.~~ The debilitation of each critical infrastructure
49 system, military installations, or other assets would threaten
50 the safety and security of this state and the nation.

51 2. The report produced pursuant to this paragraph is
52 confidential and exempt from s. 119.07(1) and s. 24(a), Art. I
53 of the State Constitution. This subparagraph is subject to the
54 Open Government Sunset Review Act in accordance with s. 119.15
55 and shall stand repealed on October 2, 2030, unless reviewed and
56 saved from repeal through reenactment by the Legislature.

57 (f) The Chief of Domestic Security, in coordination with
58 state agencies, shall notify owners and operators of critical
59 infrastructure and other assets identified under paragraph (b)
60 as having been identified as a potential target of malicious
61 actions by adversarial nations in the event of a Pacific
62 conflict. Such notification must ensure that owners and
63 operators are provided the basis for the determination made
64 under paragraph (b). Such notification is confidential and
65 exempt from s. 119.07(1) and s. 24(a), Art. I of the State
66 Constitution. Any portion of a meeting of the Council on Pacific
67 Conflict during which such notifications are discussed or the
68 report produced under paragraph (c) is provided or discussed or
69 any other information is disclosed that is confidential or
70 exempt from public disclosure is exempt from s. 286.011 and s.
71 24(b), Art. I of the State Constitution. This paragraph is
72 subject to the Open Government Sunset Review Act in accordance
73 with s. 119.15 and shall stand repealed on October 2, 2030,
74 unless reviewed and saved from repeal through reenactment by the
75 Legislature.

76 **Section 2.** (1) The Legislature finds that it is a public
77 necessity that the report on adversarial threats to state assets
78 and critical infrastructure, military installations, and other
79 assets be made confidential and exempt from s. 119.07(1),
80 Florida Statutes, and s. 24(a), Article I of the State
81 Constitution. Such report may contain information identifying
82 vulnerabilities in critical infrastructure, state assets, and
83 military installations, the disclosure of which could lead to
84 malicious acts by bad actors.

85 (2) The Legislature further finds that it is a public
86 necessity that the notifications sent to owners or operators of
87 critical infrastructure and other assets that have been
88 identified as a potential target of malicious actions by
89 adversarial nations in the event of a Pacific conflict be exempt
90 from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of
91 the State Constitution. Such notifications may contain national
92 or state security information that, if made publicly available,
93 could increase the potential threats to the owners and operators
94 of critical infrastructure or other assets.

95 (3) The Legislature further finds that it is a public
96 necessity that any portion of a meeting of the Council on
97 Pacific Conflict during which confidential or confidential and
98 exempt information is discussed be exempt from s. 286.011,
99 Florida Statutes, and s. 24(b), Article I of the State
100 Constitution. Public discussion of vulnerabilities in critical

101 infrastructure, state assets, or military installations and
102 identification of the owners and operators of such critical
103 infrastructure would defeat the purpose of such information
104 being protected from disclosure. The ability of the council to
105 discuss matters of state and national security is beneficial in
106 the formulation of policy to protect critical infrastructure,
107 state assets, and military installations.

108 **Section 3.** This act shall take effect on the same day that
109 HB 925 or similar legislation takes effect, if such legislation
110 is adopted in the same legislative session or an extension
111 thereof and becomes a law.