



LEGISLATIVE REPORT

-
- Current action
- CS** Committee Substitute
- W** Withdrawn from further consideration
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For Period Ending April 11

COLLEGES AND UNIVERSITIES

CS/HB 135 Exemption/Executive Searches – Universities and Colleges: Creates a public record exemption for information identifying applicants for president, provost or dean of a state university or college. Also creates an exemption for meetings held for the purpose of identifying or vetting such applicants, stipulating that the exemption does not apply to those meetings held for the purpose of establishing qualifications or determining compensation except for those portions of such meetings that would disclose personal identifying information of an applicant or potential applicant which shall be closed to the public. Meetings held after a final group of applicants has been selected held for the purpose of making a final selection will be open and the names of the final group of applicants will be subject to disclosure at least 21 days before the meeting at which the finalist will be selected. Creates s. 1004.097, F.S. Companion to SB 728. *Rep. Dave Kerner (D-Palm Springs)* ☹

- House: Passed the House by a vote of 104/9. Now in S. Messages. Click the link to see the vote:

<http://www.myfloridahouse.gov/Sections/Bills/floorvote.aspx?VoteId=14763&BillId=51247&&>

COURT RECORDS

CS/SB 650 OGSR/Estate Inventories: Reenacts, without modification, s. 733.604, F.S, providing a public record exemption for estate inventories and accountings filed with a clerk of court. Reenacts s. 733.604., F.S. *S. Judiciary*

- S. Rules Committee: Reported favorably. Now on S. Calendar.

CRIMINAL JUSTICE

HB 1013 Expunction of Criminal Records: Requires those who publish, display, or disseminate information regarding an arrest to remove such information from any publication, internet posting, or credit report upon receipt of a certified copy of a court order granting a petition to expunge without further notice or cost to the individual whose record was expunged. Amends s. 943.0585, F.S. Companion to SB 812. *Rep. Greg Steube (R-Sarasota)* **WATCH**

- House: Passed out of the House unanimously. Now in S. Messages.

CS/HB 1021 Exemption/Human Trafficking Victims: Expands the public record exemption for criminal intelligence or criminal investigative information under s. 119.071(2)(h), F.S., to also include information relating to human trafficking victims. Also amends s. 943.0583, F.S., to create an exemption for criminal intelligence or investigative information related to victims of human trafficking resulting from the arrest for an offense committed by the victim as part of a human trafficking scheme at the direction of the operator of the scheme, which is contained in expunged criminal history records. Amends ss. 119.071(2)(h) and s. 943.0583(10), F.S. Companion to SB 1426. *Rep. Ross Spano (R-Riverview)*

- H. Judiciary Committee: Reported favorably. Now on H. Calendar.

DATA PRACTICES

CS/SB 782 Government Data Practices: SB 782 contains numerous provisions relating to personal identifying information held by government agencies. Among the most significant:

- Department of State: Requires the Department of State (DOS) to adopt rules regarding the procedure for agencies to establish schedules for the destruction of public records containing personal identification information.
- Privacy Policies: Requires agencies that collect personal identification information through a website and retain such information to prominently post a privacy policy on the website, and stipulates what those policies must, at a minimum, provide. Stipulates that all contracts between a public agency and a contractor specify that the contractor must also comply with the privacy policy requirement.
- Office of Program and Policy Analysis and Government Accountability: Requires the Office of Program Policy Analysis and Government Accountability (OPPAGA) to create a report which (1) identifies personal identification information held by certain agencies; (2) describes the process by which an individual may view and verify the accuracy of his or her personal identification information; and (3) identifies any obstacles that impede an individual's access to such records.
- Agency for Health Care Administration: Requires the Agency for Health Care Administration (AHCA) to provide, maintain, and update at least quarterly, electronically accessible data on assisted living facilities, stipulating that the data must be searchable, downloadable, and available in generally accepted formats, and at a minimum include: (1) specified information on each assisted living facility; (2) a list of the facility's violations; and (3) links to inspection reports on file with AHCA. The remainder of that section remains the same. Also requires AHCA to create a comprehensive health information system to

promote accessibility, transparency, and utility of state-collected data and information about health providers, facilities, services, and payment sources, stipulating that such data must be available in a manner allowing for and encouraging multiple and innovative uses of data sets, and that vendors who enter into contracts with the state do not inhibit or impede public access to such data.

Amends various statutory provisions. Similar to HB 1231. *Sen. Jeff Brandes (R-St. Petersburg)*

- S. Appropriations Committee: A proposed committee substitute making minor changes to the bill is adopted. Reported favorably as a committee substitute. Now on S. Calendar.

DATA SECURITY

CS/SB 1526 Exemption/Data Breach Notifications: SB 1524 creates the Florida Information Protection Act of 2014, requiring government agencies and private businesses to report any breach of security to the Department of Legal Affairs (DOLA), and to each individual whose personal information may have been accessed as a result of the breach. CS/SB creates a public record exemption for all information received by the Department of Legal Affairs (DOLA) pursuant to the requirement that DOLA be notified of all breaches of data security. Also creates an exemption for records relating to investigations of such breaches held by DOLA or a criminal justice agency, stipulating that the records are subject to disclosure once the investigation is complete. Allows disclosure during the investigation under certain specified conditions. The following information remains exempt once the investigation is complete: personal information; computer forensic reports; information revealing weaknesses in data security; and proprietary business information. "Proprietary business information" is defined as information owned or controlled by the entity reporting the breach that is intended to be private in that disclosure would cause harm to the entity's business operations, and has not otherwise been disclosed, including trade secrets and competitive interests. Creates s. 501.171, F.S. Companion to HB 7087. *Sen. John Thrasher (R-St. Augustine)*

- S. Rules Committee: A minor clarifying amendment is adopted; reported favorably as a committee substitute. Now on S. Calendar.

DIRECT SUPPORT ORGANIZATIONS

CS/HB 1153 Citizen Support and Direct Support Organizations: In pertinent part, creates s. 20.058, F.S., making various changes to the reporting requirements of citizen support and direct support organizations and the agencies and institutions such organizations support, including:

- Requires citizen support and direct support organizations created pursuant to law or executive order, to annually submit the following information to the appropriate agency: (1) the name, mailing address, telephone number, and web address of the organization; (2) the statutory authority or executive order creating the organization; (3) a brief description of the organization's mission and the results obtained; (4) a brief description of the organization's plans for the next three fiscal years; (5) a copy of the organization's code of ethics; and (6) a copy of the organization's most recent Form 990.

- Requires each agency receiving information from such organizations to post that information on the agency's website, and include a link to the organization's website.
- Stipulates that all contracts between a citizen support organization or a direct support organization are contingent upon the submission and posting of the required information.

In addition, CS/HB 1153 puts all citizen support and direct support organizations on a five year sunset review. Creates s. 20.058, F.S., and amends various statutory provisions. Companion to SB 1194. *Rep. Bill Hager (R-Boca Raton)* 😊

- H. Government Operations Subcommittee: Reported favorably by a vote of 11/1, with Rep. Rangel voting no. Now in H. State Affairs.

→ **SB 1194 Citizen Support and Direct Support Organizations**: Companion to HB 1153. *S. Governmental Oversight and Accountability*

- Senate: Passed out of the Senate unanimously. Now in H. Messages.

EDUCATION

SB 646 OGSR/Education Records – Public Postsecondary Educational Institutions: Reenacts, without modification, s. 1006.52, F.S., authorizing public postsecondary educational institutions to prescribe the content and custody of records the institution maintains on its students and applicants for admission, and providing a public record exemption for student education records consistent with the federal Family Educational Rights and Privacy Act (FERPA). Reenacts s. 1006.52, F.S. Companion to HB 7121. *Sen. Bill Montford (D-Tallahassee)*

- Senate: Passed out of the Senate unanimously. Now in H. Messages.

SB 648 OGSR/Education Records – Family Educational Rights and Privacy Act: Reenacts, without modification, s. 1002.221, F.S., providing a public record exemption for K-12 education records as required by the federal Family Educational Rights and Privacy Act (FERPA). Reenacts s. 1002.2221, F.S. Companion to HB 7119. *Sen. Bill Montford (D-Tallahassee)*

- Senate: Passed out of the Senate unanimously. Now in H. Messages.

CS/SB 656 OGSR/Identifying Information – Testing Misconduct Investigations: Reenacts, without modification, s. 1008.24, F.S., providing an exemption for certain identifying information contained in allegations of misconduct related to the administration of tests by schools and postsecondary educational institutions until the investigations into such allegations are complete or no longer active. Reenacts s. 1008.24, F.S. Companion to HB 7115. *Sen. Bill Montford (D-Tallahassee)*

- Senate: Passed out of the Senate unanimously. Now in H. Messages.

EXAMINATIONS AND INVESTIGATIONS

CS/HB 415 Exemption/Investigations – Office of Financial Regulation: HB 413 authorizes the Office of Financial Regulation to conduct examinations and investigations of financial

institutions without notice. CS/HB 415 creates a public record exemption for records related to the examination or investigation until the examination is complete or no longer active. Stipulates, however, that certain information, including personal identifying information of a consumer unless the consumer is the complainant, will remain exempt once the investigative records are released. Creates s. 559.5558, F.S. Companion to SB 1002. *Rep. David Santiago (R-Deltona)*

- House: Passed out of the House unanimously. Now in S. Messages.

CS/HB 675 Exemption/Examinations – Office of Financial Regulation: Creates a public record exemption for informal enforcement actions until the action is completed or ceases to be active. Stipulates that some information, including information that would impair the safety and soundness of the financial institution and personal financial information, will remain exempt. Also creates a public record exemption for trade secrets held by the Office of Financial Regulation. Amends s. 655.057, F.S. Companion to SB 1278. *Rep. Doug Broxson (R-Milton)*

- H. Regulatory Affairs Committee: A strike-all amendment making numerous technical changes to the bill is adopted; reported favorably as a committee substitute. Now on H. Calendar.

→ **CS/SB 1278 Exemption/Examinations – Office of Financial Regulation:** Companion to HB 675. *Sen. Garrett Richter (R-Naples)*

- S. Rules Committee: Reported favorably. Now on S. Special Order Calendar, 4/23.

CS/SB 1002 Exemption/Investigations – Office of Financial Regulation: SB 1006 authorizes the Office of Financial Regulation to conduct examinations and investigations of financial institutions without notice. CS/SB 1002 creates a public record exemption for records related to the examination or investigation until the examination is complete or no longer active. Stipulates, however, that certain information, including personal identifying information of a consumer unless the consumer is the complainant, will remain exempt once the investigative records are released. Creates s. 559.5558, F.S. Companion to HB 415. *Sen. Alan Hays (R-Umatilla)*

- Senate/Special Order Calendar: Rolled to third reading for passage by the Senate.

CS/HB 1269 Exemption/Family Trust Companies – Office of Financial Regulation: Creates public record exemptions for certain records relating to family trust companies held by the Office of Financial Regulation (OFR), including: (1) all records relating to a registration, application, or annual certification; (2) all records relating to examinations of such trusts; (3) reports of examinations, operations, or conditions, including working papers; (4) a list of names of shareholders or members ; (5) information received by OFR that is otherwise confidential or exempt; and (6) emergency cease and desist orders, until the order is made permanent. Allows disclosure under certain, specified conditions, stipulating that publication of the name of the family trust company and the name and address of the trust's registered agent isn't

prohibited. Also stipulates that willful disclosure of this information is a third degree felony. Creates s. 662.148, F.S. Companion to SB 1320. *Rep. Charles McBurney (R-Jacksonville)* ☹

- H. Regulatory Affairs Committee: Two amendments conforming CS/HB 1269 to its Senate companion, described below, is adopted. The bill, as amended, was reported favorably as a committee substitute by a vote of 14/1, with Rep. Waldman voting no. Now on H. Calendar.

→ **CS/SB 1320 Exemption/Family Trust Companies – Office of Financial Regulation:** Companion to HB 1269. *Sen. Garrett Richter (R-Naples)* ☹

- S. Governmental Oversight and Accountability Committee: A strike-all amendment that slightly narrows the exemption is adopted. Reported favorably as a committee substitute. As amended, CS/SB 1320 creates public record exemptions for certain records relating to family trust companies held by the Office of Financial Regulation (OFR), including: personal identifying information contained in (1) records relating to a registration, application, or annual certification; (2) examinations of family trusts; and (3) reports of examinations, operations, or conditions, including working papers. The bill also exempts (4) lists of names of shareholders or members; (5) information received by OFR that is otherwise confidential or exempt; and (6) emergency cease and desist orders, until the order is made permanent. Allows disclosure under certain, specified conditions, stipulating that publication of the name of the family trust company and the name and address of the trust's registered agent isn't prohibited. Also stipulates that willful disclosure of this information is a third degree felony. Now in S. Rules.

INSURANCE

HB 7159 Exemption/Insurance Flood Loss Model: Expands the public record exemption in s. 627.0628(3)(f)1., F.S., for trade secrets used in designing and constructing a hurricane flood loss model to also include trade secrets related to flood loss models. Meetings at which such trade secrets are discussed are exempt under s. 627.0628(3)(f)2., F.S. Amends s. 6278.0628(3)(f)1., F.S. Companion to SB 1262. *H. Insurance and Banking Subcommittee*

- H. Regulatory Affairs Committee: Reported favorably by a vote of 15/1, with Rep. Stark voting no. Now on H. Calendar.

MOTOR VEHICLE RECORDS

CS/SB 226 Exemption/Automated License Plate Recognition Systems: CS/SB 226 creates a public record exemption for images and data containing or providing personal identifying information obtained through the use of an automated license plate recognition system, as well as personal identifying information in data generated or resulting from images obtained through the use of such systems. Allows disclosure of the exempt information to a criminal justice agency under certain circumstances, and to the person to whom the vehicle is

registered, unless the information constitutes active criminal investigative information. Creates s. 316.0777, F.S. Companion to HB 599. *Sen. Jeff Brandes (R-St. Petersburg)*

- Senate: Passed the Senate by a vote of 38/1, with Sen. Detert voting no. Now in H. Messages.

CS/SB 350 Exemption/Personal Information – Yellow Dot Critical Motorist Medical Information Program: SB 262 creates the Yellow Dot Critical Motorist Medical Information Program, authorizing counties to create such programs to facilitate providing emergency medical care to program participants in the event of a motor vehicle accident or related medical emergency. CS/SB 350 creates a public record exemption for personal identifying information of participants in a yellow dot critical motorist medical information program. Companion to HB 19. *Sen. Joseph Abruzzo (D-Wellington)*

- S. Rules Committee: Reported favorably. Now on S. Special Order Calendar, 4/23.

HB 863 Personal Identifying Information – Motor Vehicle Crash Reports: Section 316.066(2), F.S., provides a public record exemption for information identifying persons involved in a motor vehicle accident that is contained in crash reports for 60 days following the accident. Certain specified persons, including members of the media, are entitled to access the exempt information during that 60 day window. HB 863 amends the provision allowing media access to require a sworn statement from each requestor for each individual crash report requested within the 60 day window of protection. Amends s. 316.066(2), F.S. Companion to SB 876.

Rep. Dave Kerner (D-Palm Springs) ☹️

- H. Transportation and Economic Development Appropriations Subcommittee: Reported favorably.
- H. Economic Affairs Committee: Reported favorably. Now on H. Calendar

CS/HB 865 Exemption/Personal Identifying Information – Motor Vehicle Crash Reports:

Expands the media exception to the exemption for personal identifying information contained in motor vehicle crash reports to prohibit disclosure to the media of all contact information for those involved in car accidents. Amends s. 316.066(2), F.S. Companion to SB 1046. *Rep. Dave Kerner (D-Palm Springs)* ☹️

- H. Economic Affairs Committee: A strike-all amendment is adopted; reported favorably as a committee substitute. As amended, CS/HB 865 amends the media exception to the exemption for personal identifying information contained in motor vehicle crash reports by tightening the definition of “free newspapers of general circulation” and prohibits access to contact information of victims of car crashes for 60 days following a crash by those free newspapers of general circulation that request 10 or more crash reports within a 24 hour period. Now on H. Calendar.

PERSONAL INFORMATION

SB 516 Exemption/Individual Identifying Information – Homeless Management Information System: Creates a public record exemption for individual identifying information contained in a

Point-in-Time Count and Survey or the Homeless Management Information System collected pursuant to federal law. Defines “individual identifying information” as information that directly or indirectly identifies a specific person. Creates s. 420.6231, F.S. Companion to HB 399. *Sen. Jack Latvala (R-Clearwater)*

- Senate: Passed out of the Senate unanimously. Now in H. Messages.

SB 520 Exemption/Dental Workforce Surveys: Creates a public record exemption for all personal identifying information contained in dental workforce surveys completed by dentists and dental hygienists held by the

Department of Health. Creates s. 466.051. Companion to HB 457. *Sen. Garrett Richter (R-Naples)*

- Senate: Passed out of the Senate unanimously. Now in H. Messages.

CS/HB 525 Exemption/Personal Identifying Information – Concealed Weapon Permits: HB 523 authorizes tax collectors to accept applications for concealed weapon licenses. CS/HB 525 creates a public record exemption for personal identifying information of those who have applied for a concealed weapons permit held by a tax collector. Amends s. 790.0601, F.S. Companion to SB 546. *Rep. J.W. Grant (R-Tampa)*

- House: Passed the House by a vote of 116/4, with Reps. McGhee, Pafford, Stafford, and Thurston voting no. Now in S. Messages.

SB 538 Exemption/Email Addresses – Tax Collectors: Creates a public record exemption for a taxpayer’s email address held by a tax collector for the purposes of sending tax notices or obtaining the taxpayer’s consent to send tax notices. Stipulates that email addresses provided by a taxpayer to the tax collector for any other purpose is subject to disclosure under the public records law. Creates s 197.3225, F.S. Companion to HB 421. *Sen. Jack Latvala (R-Clearwater)*



- Senate: Passed out of the Senate unanimously. Now in H. Messages.

CS/SB 866 OGSR/Personal Identifying Information – Prescription Drug Monitoring Program: Reenacts, with modification, s. 893.0551, F.S., providing a public record exemption for patient identifying information in the prescription drug monitoring program records, as well as information identifying physicians and pharmacists. CS/SB 866 strengthens the security of personal information in the prescription drug monitoring database and restricts the information the Department of Health (DOH) may share with law enforcement agencies under certain conditions. Reenacts s. 893.0551, F.S. *S. Health Policy*

- S. Rules Committee: Reported favorably. Now on S. Calendar.

CS/HB 1029 Identity Theft: Amends s. 817.568, F.S., stipulating that a person who fraudulently, willfully, and without authorization uses personal identification information of persons over the age of 60, disabled adults, public servants, veterans, or government employees has committed a second degree felony. Also creates the Identity Theft and Fraud Task Force for the purpose of developing strategies and techniques to assist in the investigation and prosecution of the

criminal use of personal identification information. Amends s. 817.568, F.S. Companion to SB 1472. *Rep. Frank Artiles (R-Miami)*

- House/Special Order Calendar: An amendment raising a surcharge to be imposed by a court for those found guilty of identity theft from \$151 to \$1,001 is adopted. The amendment was engrossed, and CS/HB 1029, as amended, passed the House unanimously. Now in S. Messages.

→ **CS/SB 1472 Identity Theft**: Companion to HB 1029. *Sen. Joseph Abruzzo (D-Wellington)* **WATCH**

- S. Appropriations Subcommittee on Criminal and Civil Justice: An amendment conforming CS/SB 1472 to its House companion, described above, is adopted. Now in S. Appropriations.

SB 1700 Exemption/Personal Information – Compassionate Use Registry: SB 1030 allows specified physicians to prescribe low-THC marijuana to certain patients and requires the Department of Health (DOH) to create a compassionate use registry for the registration of physicians prescribing and patients receiving such marijuana. SB 1700 creates a public record exemption for the identifying information of physicians and patients contained in the registry. Allows for disclosure of such information under certain specified circumstances. Creates s. 456.61, F.S. *Sen. Aaron Bean (R-Jacksonville)*

- S. Governmental Oversight and Accountability Committee: Reported favorably by a vote of 8/1, with Sen. Benacquisto voting no. Now in S. Rules.

PROPRIETARY INFORMATION

CS/SB 366 Exemption/Trade Secrets – Computers: Expands the public record exemption in s. 815.04, F.S., for trade secrets relating to computers, computer systems, and computer networks held by an agency to also exempt trade secrets relating to electronic devices. Stipulates that a person who willfully and knowingly discloses such trade secrets has committed “an offense against intellectual property.” Amends s. 815.04(3)(a), F.S. Companion to HB 643. *Sen. Jeff Brandes (R-St. Petersburg)*

- Senate: Passed out of the Senate unanimously. Now in H. Messages.

CS/HB 775 Exemption/Propriety Confidential Business Information – State Boxing

Commission: HB 773 makes various changes to ch. 548, F.S., relating to the Florida State Boxing Commission. Of particular interest, HB 773 requires boxing promoters to retain certain records and provide copies of those records to the Commission upon request. CS/HB 775 creates a public record exemption for proprietary confidential business information contained in the records provided to the Commission. “Proprietary confidential business information” is defined as information that is treated by the promoter as private in that disclosure would harm the promoter’s business interest, including (1) the number of ticket sales for a match; (2) the amount of gross receipts after a match; (3) trade secrets; (4) business plans; (5) internal auditing controls; (6) security measures; and (7) information relating to the promoter’s

competitive interests. Creates s. 548.062, F.S. Companion to SB 808. *Rep. Travis Hutson (R-Palm Coast)* ☹️

- H. Regulatory Affairs Committee: A strike-all amendment conforming CS/HB 775 to its Senate companion, described below, is adopted. Reported favorably as a committee substitute by a vote of 10/6. Representatives Gaetz, Nelson, Stark, Waldman, Watson, and Williams voted no. Now on H. Calendar.

→ **CS/SB 808 Exemption/Proprietary Confidential Business Information – State Boxing Commission**: Creates a public record exemption for “proprietary confidential business information” held by the Florida State Boxing Commission that is treated by a boxing promoter as private in that disclosure would harm the promoter’s business interest, including: (1) the number of ticket sales for a match; (2) the amount of gross receipts after a match; (3) trade secrets; (4) business plans; (5) internal auditing controls and reports of internal auditors; and (5) reports of external auditors. Companion to HB 775. *Sen. Bill Galvano (R-Bradenton)* ☹️

- S. Rules Committee: Reported favorably by a vote of 13/1, with Sen. Latvala voting no. Now on S. Calendar.

CS/HB 1273 Exemption/Proprietary Confidential Business Information – Office of Insurance

Regulation: Creates a public record exemption for proprietary confidential business information held by the Office of Insurance Regulation (OIR) relating to insurer solvency. Defines “proprietary confidential business information” as information owned or controlled by an insurer which is intended to be and is treated as private in that disclosure would cause harm to the insurer’s business operations and is not otherwise readily available, including: (1) trade secrets; (2) information relating to competitive interests; (3) the source, nature, and amount of consideration used in carrying out a merger, including the identity of the lender; (4) information relating to bids or other contractual data; (5) internal auditing controls; (6) actuarial summaries; (7) notice of intent to divest controlling stock; (8) information required under s. 628.801 relating to insurance holding companies; (9) enterprise risk reports; (10) information provided to OIR regarding participation in a supervisory college; (11) information received by OIR that is otherwise confidential or exempt; and (12) proprietary business information contained in reports and documents related to Standard Valuation Law provisions. Creates s. 624.4212, F.S. Companion to SB 1300. *Rep. Clay Ingram (R-Pensacola)*

- H. Regulatory Affairs Committee: Reported favorably. Now on H. Calendar.

→ **CS/SB 1300 Exemption/Proprietary Confidential Business Information – Office of Insurance Regulation**: Companion to HB 1273. *Sen. David Simmons (R-Altamonte Springs)*

- Senate/Special Order Calendar: A technical amendment is adopted and CS/SB 1300, as amended, is rolled to third reading for passage by the Senate.

CS/SB 1318 Exemption/Unsolicited Proposals: Creates a public record exemption for unsolicited proposals held by “a responsible public entity,” stipulating that the proposals will be

exempt until such time as the proposals are received, opened, and ranked. If all proposals are rejected, then the unsolicited proposal will remain exempt for 90 days after the rejection. Also creates an exemption for those portions of meetings at which the unsolicited proposals are discussed, requiring that the closed meetings must be recorded. Finally, creates a public record exemption for proprietary confidential business information contained in an unsolicited proposal, stipulating that such information will remain exempt. "Proprietary confidential business information" is defined as information that has been designated by the private entity submitting the proposal as information that is owned or controlled by the private entity; is intended to be and is treated as private; and that the disclosure of which will harm the private entity's business interests, including: (1) trade secrets; (2) financial statements or financing terms; (3) patent-pending or copyrighted designs; (4) leasing or real property acquisition plans; and (5) marketing studies. Amends s. 287.05712, F.S. Companion to HB 1051. *Sen. Greg Evers (R-Pensacola)*

- S. Rules Committee: Reported favorably. Now on S. Calendar.

CS/SB 1396 Exemption/Unsolicited Proposals: SB 900 authorizes a university board of trustees to receive unsolicited proposals and enter into agreements with a private entity to develop, improve, operate, own, or finance facilities. CS/SB 1396 creates a public record exemption for proprietary confidential business information contained in unsolicited proposals submitted to a university board of trustees by a private entity. "Proprietary confidential business information" is defined as information owned or controlled by the private entity which is intended to be and is treated as private in that disclosure would cause harm to the private entity's business operations and is not otherwise readily available, including: (1) trade secrets; (2) financial statements or financing terms; (3) patent-pending or copyrighted designs; (4) leasing or real property acquisition plans; and (5) marketing studies. In addition, unsolicited proposals are exempt until the university board of trustees receives and ranks the proposals; if all proposals are rejected, then unsolicited proposals will remain exempt for 90 days. Proprietary confidential information contained in the unsolicited proposals will remain exempt when the proposals are released. Finally, creates an exemption for portions of trustee board meetings at which unsolicited proposals are discussed, requiring that the meeting be recorded and transcribed. Creates s. 1013.505(14), F.S. Companion to HB 543. *Sen. Bill Montford (D-Tallahassee)*

- S. Rules Committee: Reported favorably. Now on S. Calendar.

PUBLIC EMPLOYEES AND OFFICERS

CS/SB 390 Exemption/Department of Health – Home Addresses: Creates a public record exemption for the home addresses, telephone numbers, dates of birth, and photographs of current or former Department of Health (DOH) personnel whose duties include the investigation or prosecution of complaints filed against health care practitioners, the inspection of licensed facilities, or the determination or adjudication of eligibility for social security benefits. Also exempts the names, home addresses, telephone numbers, dates of birth, and places of employment of the spouses and children of such personnel, and the names and

locations of schools and day care facilities attended by their children. Creates s. 119.071(4)(d)2.m., F.S. Companion to HB 419. *Sen. Alan Hays (R-Umatilla)*

- Senate: Passed out of the Senate unanimously. Now in H. Messages.

CS/SB 414 Exemption/Animal Researchers – Personal Identifying Information: Creates a public record exemption for personal identifying information of those persons employed by, under contract with, or volunteering for a public research facility, including a state university, who conduct animal research or are engaged in activities related to animal research, contained in animal records, including animal care and treatment records; research protocols and approvals; purchase and billing records related to animal research or activities; animal care and use committee records; and facility and laboratory records related to animal research or activities. Companion to HB 993. *Sen. Charlie Dean (R-Inverness)*

- S. Rules Committee: Reported favorably. Now on S. Special Order Calendar, 4/23.

SB 1108 OGSR/Personal Identifying Information – Dependent Children: Reenacts with minor technical modification the public record exemption for personal identifying information of the dependent children of current or former agency employees. Reenacts s. 119.071(4)(b)2., F.S. Companion to HB 7049. *S. Community Affairs*

- Senate/Special Order Calendar: Rolled to third reading for passage by the Senate.

SB 1678 OGSR/Agency Personnel – Social Security Numbers: Reenacts and modifies the exemption for agency personnel social security numbers in s. 119.071(4)(a), F.S., to allow disclosure of the exempt information under certain, specified conditions. Amends s. 119.071(4)(a), F.S. Companion to HB 7143.

S. Governmental Oversight and Accountability Committee

- S. Rules Committee: Reported favorably. Now on S. Special Order Calendar, 4/23.

PUBLIC HEALTH

CS/SB 280 Exemption/Treatment-Based Drug Court Programs: Creates a public record exemption for information relating to participants in treatment-based drug court programs, as well as persons considered for treatment. The exemption applies to such information in initial screening records; substance abuse screening records; behavioral health evaluations; and treatment status reports. Creates s. 397.334(10), F.S. Companion to HB 109. *Sen. Rene Garcia (R-Hialeah)*

- Senate/Special Order Calendar: Rolled to third reading for passage by the Senate.

PUBLIC MEETINGS AND RECORDS

CS/SB 730 Governing Bodies/Public Meetings: Authorizes a city government body to hold joint meetings to receive, discuss, and act upon matters of mutual interest with the governing body of the county within which the city is located or the government body of another city. Amends s. 166.0213, F.S. Companion to HB 503. *Sen. Bill Galvano (R-Bradenton)* **WATCH**

- Senate/Special Order Calendar: Rolled to third reading for passage by the Senate.

RESEARCH FACILITIES

CS/SB 840 Exemption/Alzheimer's Disease Research Grant Advisory Board: Creates a public record exemption for applications provided to the Alzheimer's Disease Research Grant Advisory Board within the Department of Health for Alzheimer's disease research grants, and all records generated by the board relating to review of such applications. Also creates an exemption for those portions of board meetings during which grant applications are discussed, requiring that closed meetings be recorded and that the recording is subject to the same public record exemptions as outlined above. Final recommendations of the board will be subject to disclosure. Creates s. 381.82, F.S. Companion to HB 711. *Sen. Garrett Richter (R-Naples)*

- S. Rules Committee: Reported favorably. Now on S. Special Order Calendar, 4/23.

SB 996 OGSR/Scripps Florida Funding Corporation: Repeals s. 288.9551, F.S., providing numerous public record exemptions for the Scripps Florida Funding Corporation, as well as an exemption for those meetings of the corporation's board at which confidential and exempt information is discussed. Repeals s. 288.9551, F.S. Companion to HB 7047. *S. Commerce and Tourism ☺*

- Senate: Passed out of the Senate unanimously. Now in H. Messages.

SECURITY

CS/SB 1140 Exemption/Emergency Planning: Creates s. 252.905, F.S., providing an exemption for information furnished by a person or business to the Division of Emergency Management for emergency planning purposes. Creates s. 252.905, F.S. Companion to HB 7011. *Sen. Alan Hays (R-Umatilla)*

- S. Rules Committee: Reported favorably. Now on S. Special Order Calendar, 4/23.

TAXES AND FEES

CS/HB 177 Exemption/Prepaid Wireless E911 Fee: HB 175, in pertinent part, amends s. 365.172, F.S., to require sellers of prepaid wireless service to pay a set fee per transaction to the Department of Revenue (DOR). CS/HB 177 expands the public record exemption in s. 365.174, F.S., for all information in returns, reports, accounts or declarations received by the Department of Revenue (DOR) to include information from providers of prepaid wireless E911 services. Amends s. 365.174, F.S. Companion to SB 292. *Rep. Greg Steube (R-Sarasota)*

- Senate: Passed out of the Senate unanimously. **PASSED THE LEGISLATURE**

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If you'd like additional information about any of the bills included in this report or to know the Foundation's position on a specific bill, please call 800/337-3518. And check our website, <http://floridafaf.org>, for copies of bill letters to various sponsors.