

1 A bill to be entitled
 2 An act relating to a review under the Open Government
 3 Sunset Review Act; amending s. 24.1051, F.S., which
 4 provides exemptions from public record requirements
 5 for certain security information held by the
 6 Department of the Lottery, information about lottery
 7 games, personal identifying information of retailers
 8 and vendors for purposes of background checks, and
 9 certain financial information held by the department;
 10 providing for future legislative review and repeal of
 11 an exemption from public record requirements relating
 12 to the security of certain technologies, processes,
 13 and practices; removing the scheduled repeal of
 14 remaining exemptions in that subsection; providing an
 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. Subsection (1) of section 24.1051, Florida
 20 Statutes, is amended to read:

21 24.1051 Exemptions from inspection or copying of public
 22 records.—

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

26 | 1. Information that, if released, could harm the security
 27 | or integrity of the department, including:

28 | a. Information relating to the security of the
 29 | department's technologies, processes, and practices designed to
 30 | protect networks, computers, data processing software, data, and
 31 | data systems from attack, damage, or unauthorized access. This
 32 | sub-subparagraph is subject to the Open Government Sunset Review
 33 | Act in accordance with s. 119.15 and shall stand repealed on
 34 | October 2, 2027, unless reviewed and saved from repeal through
 35 | reenactment by the Legislature.

36 | b. Security information or information that would reveal
 37 | security measures of the department, whether physical or
 38 | virtual.

39 | c. Information about lottery games, promotions, tickets,
 40 | and ticket stock, including information concerning the
 41 | description, design, production, printing, packaging, shipping,
 42 | delivery, storage, and validation of such games, promotions,
 43 | tickets, and stock.

44 | d. Information concerning terminals, machines, and devices
 45 | that issue tickets.

46 | 2. Information that must be maintained as confidential in
 47 | order for the department to participate in a multistate lottery
 48 | association or game.

49 | 3. Personal identifying information obtained by the
 50 | department when processing background investigations of current

51 or potential retailers or vendors.

52 4. Financial information about an entity which is not
 53 publicly available and is provided to the department in
 54 connection with its review of the financial responsibility of
 55 the entity pursuant to s. 24.111 or s. 24.112, provided that the
 56 entity marks such information as confidential. However,
 57 financial information related to any contract or agreement, or
 58 an addendum thereto, with the department, including the amount
 59 of money paid, any payment structure or plan, expenditures,
 60 incentives, bonuses, fees, and penalties, shall be public
 61 record.

62 (b) This exemption is remedial in nature, and it is the
 63 intent of the Legislature that this exemption apply to
 64 information held by the department before, on, or after May 14,
 65 2019.

66 (c) Information made confidential and exempt under this
 67 subsection may be released to other governmental entities as
 68 needed in connection with the performance of their duties. The
 69 receiving governmental entity shall maintain the confidential
 70 and exempt status of such information.

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

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