

## House Bill No. 7041

An act relating to a review under the Open Government Sunset Review Act regarding the Florida Institute for Human and Machine Cognition, Inc.; amending s. 1004.4472, F.S., which provides an exemption from public records requirements for information held by the Florida Institute for Human and Machine Cognition, Inc., or its subsidiary and an exemption from public meeting requirements for portions of meetings of the corporation or a subsidiary at which confidential and exempt information is presented or discussed; providing definitions; reorganizing and conforming provisions; removing superfluous language; removing the scheduled repeal of the exemption; providing an effective date.

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

Section 1. Section 1004.4472, Florida Statutes, is amended to read:

1004.4472 Florida Institute for Human and Machine Cognition, Inc.; public records exemption; public meetings exemption.—

(1) For purposes of this section, the term:

(a) “Corporation” means the Florida Institute for Human and Machine Cognition, Inc.

(b) “Subsidiary” means a subsidiary authorized and approved by the corporation.

(2) The following information held by the corporation Florida Institute for Human and Machine Cognition, Inc., or its an authorized subsidiary of the corporation, is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution:

(a) Material relating to methods of manufacture or production, potential trade secrets, patentable material, actual trade secrets as defined in s. 688.002 or proprietary information received, generated, ascertained, or discovered during the course of research conducted by or through the corporation or a subsidiary Florida Institute for Human and Machine Cognition, Inc., and its subsidiaries, and business transactions resulting from such research.

(b) Any information received by the corporation or a subsidiary from a person from another state or nation or the Federal Government which is otherwise exempt or confidential pursuant to the laws of that state or nation or pursuant to federal law.

(c) Any information received by the corporation or a subsidiary in the performance of its duties and responsibilities which is otherwise confidential and exempt by law.

(d) All identifying information of a donor or prospective donor to the corporation or a subsidiary who wishes to remain anonymous.

~~(3)(2) The corporation or its subsidiary shall permit any governmental entity to inspect or copy confidential and exempt information held by the corporation or its subsidiary which is necessary for that governmental entity to perform its duties and responsibilities. Any governmental entity that is permitted to inspect or copy confidential and exempt information held by the corporation or a subsidiary shall maintain the confidential and exempt status of that information.~~

~~(4)(3) That portion of a meeting of the corporation or a subsidiary at which information is presented or discussed which is confidential and exempt pursuant to subsection (2) (4) is exempt from s. 286.011 and s. 24(b), Art. I of the State Constitution.~~

~~(4) This section is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2009, unless reviewed and saved from repeal through reenactment by the Legislature.~~

Section 2. This act shall take effect October 1, 2009.

Approved by the Governor June 18, 2009.

Filed in Office Secretary of State June 18, 2009.