

**BUSINESS LAW SECTION OF THE FLORIDA BAR
COMPUTER LAW AND TECHNOLOGY COMMITTEE**

Meeting Minutes – 2018 Annual Convention

Hilton Orlando Bonnet Creek

June 14, 2018 2:00 p.m.

Chair: Matthew Horowitz

Vice-Chair, Meeting Minutes: James P. “Scott” Curry

Matthew Horowitz, Chair of the Committee, called the meeting to order, and asked those present to conduct roll call and introductions. There were sixteen (16) attending in person and one (1) attending via telephone, for a total of seventeen (17) in attendance.

Mr. Horowitz made his welcoming remarks and then moved to adopt and approve the minutes from the Winter Meeting last meeting. Scott Curry seconded the motion, which was then unanimously approved.

Robert Kain then provided the Committee with a legislative update, with a particular focus on the work of the digital currency task force. He noted that the task force is working with the general counsel of the Florida Office of Financial Regulation on an amendment to the Money Services Business Act to incorporate virtual currency. He stated the task force’s goal is to have a working draft by August 1 and that the Committee should take a look at the proposed amendment and provide feedback by Labor Day Weekend. He suggested that the Committee hold a telephonic meeting in mid-August to look at the proposed amendment. Mr. Kain then provided an update on the Franchise Act. Steve Blickensderfer commented regarding whether there is any proposed privacy legislation to be updated. Mr. Kain responded that Tim Morrell has past experience advocating for changes, including a private right of action under the data breach statute. Mr. Morrell then provided comments on potential privacy legislation. Samuel Lewis then inquired as to whether any changes to the trade secrets exception to the public records law has been proposed.

Scott Curry then presented the Hot Topics: (i) Cryptocurrency Crackdown – Operation Cryptosweep, (ii) Net Neutrality Repeal Status, (iii) GDPR Update, and (iv) EU Article 13 Copyright Vote.

The Committee then discussed in detail GDPR and jurisdictional and enforcement issues, and its applicability to Florida businesses.

Michael Chesal, Chair of the Business Law Section, then joined the meeting to make welcoming remarks, thanked the committee members for their involvement and

announced that Scott Curry will serve as Chair of the Committee; Steven Blickensderfer will serve as First Vice Chair; and Josh Saltz will serve as Second Vice Chair for the 2018-2019 term.

After Mr. Chesal's remarks, the Committee then further discussed the EU Article 13 Copyright Vote and its implications globally.

Mr. Horowitz then requested the Task Force reports. Steven Blickensderfer provided the Articles Task Force Report and invited Committee members to submit articles, stating that the CTLC is eligible to have two articles published.

Mr. Horowitz then discussed the Committee Positions on legislation. Regarding Chapter 495, the responses to the Committee email on this position were to renew support, however it was decided to sunset this position, and he stated he is waiting for feedback from Aimee Diaz on the reason. Regarding the change to the Franchise laws and FDUTPA, the position status quo is opposed, which was renewed.

Old Business: None.

New Business: The Committee then discussed adding the topic of advising clients on blockchain and smart contracts as a focus moving forward, and had a robust, in-depth discussion on the issues. The committee members were in agreement that this topic should be a focus of the Committee.

Adjourned at 3:05 p.m. The next Committee meeting will be at the Business Law Section Annual Labor Day Retreat at Hyatt Regency Coconut Point in Bonita Springs, August 31, 2018 to September 3, 2018.