

1 A bill to be entitled
 2 An act relating to public records; amending s. 744.7082,
 3 F.S.; creating an exemption from public records
 4 requirements for identifying information of persons making
 5 a donation of funds or property to the direct-support
 6 organization of the Statewide Public Guardianship Office;
 7 providing for review and repeal under the Open Government
 8 Sunset Review Act; providing a statement of public
 9 necessity; providing a contingent effective date.

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

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 13 Section 1. Subsections (6) and (7) of section 744.7082,
 14 Florida Statutes, are renumbered as subsections (7) and (8),
 15 respectively, and a new subsection (6) is added to that section
 16 to read:

17 744.7082 Direct-support organization; definition; use of
 18 property; board of directors; audit; dissolution.--

19 (6) PUBLIC RECORDS.--The identity of a donor or
 20 prospective donor of funds or property to the direct-support
 21 organization who desires to remain anonymous, and all
 22 information identifying the donor or prospective donor, is
 23 confidential and exempt from the provisions of s. 119.07(1) and
 24 s. 24(a), Art. I of the State Constitution, and that anonymity
 25 must be maintained in any publication concerning the direct-
 26 support organization.

27 Section 2. Subsection (6) of s. 744.7082, Florida
 28 Statutes, is subject to the Open Government Sunset Review Act in

29 accordance with s. 119.15, Florida Statutes, and shall stand
30 repealed on October 2, 2010, unless reviewed and saved from
31 repeal through reenactment by the Legislature.

32 Section 3. The Legislature finds that it is a public
33 necessity that the name and other identifying information of a
34 donor or prospective donor to the direct-support organization of
35 the Statewide Public Guardianship Office be held confidential
36 and exempt from public disclosure because the disclosure of this
37 information would adversely impact the efforts of the direct-
38 support organization to collect funding or gifts of property to
39 support the statewide office. The sole purpose of the direct-
40 support organization is to raise funds for the statewide office,
41 and donor contributions are a key element in the ability of the
42 organization to achieve its goals. Some individuals who desire
43 to donate to the direct-support organization wish to remain
44 anonymous. The direct-support organization would be adversely
45 affected if identifying information of a donor is released to
46 the public. Therefore, the Legislature finds that any benefit
47 derived from public disclosure of identifying information of a
48 donor is outweighed by the necessity to keep the information
49 confidential.

50 Section 4. This act shall take effect July 1, 2006, if
51 House Bill 457, or similar legislation revising provisions
52 relating to the Statewide Public Guardianship Office, is adopted
53 in the same legislative session or an extension thereof and
54 becomes law.