By Senator Saunders

37-528-06

A bill to be entitled 2 An act relating to public records; amending s. 3 744.7082, F.S.; creating an exemption from 4 public-records requirements for identifying 5 information of persons making a donation of 6 funds or property to the direct-support 7 organization of the Statewide Public Guardianship Office; providing for review and 8 9 repeal under the Open Government Sunset Review 10 Act; providing a statement of public necessity; providing an effective date. 11 12 13 Be It Enacted by the Legislature of the State of Florida: 14 Section 1. Present subsections (6) and (7) of section 15 744.7082, Florida Statutes, are redesignated as subsections 16 (7) and (8), respectively, and a new subsection (6) is added 18 to that section, to read: 744.7082 Direct-support organization; definition; use 19 of property; board of directors; audit; dissolution. --20 21 (6) PUBLIC RECORDS. -- The identity of a donor or 22 prospective donor of funds or property to the direct-support 23 organization who desires to remain anonymous, and all information identifying the donor or prospective donor, is 2.4 confidential and exempt from the provisions of s. 119.07(1) 25 and s. 24(a), Art. I of the State Constitution, and that 26 27 anonymity must be maintained in any publication concerning the 2.8 <u>direct-support organization</u>. Section 2. Subsection (6) of section 744.7082, Florida 29 30 Statutes, is subject to the Open Government Sunset Review Act in accordance with s. 119.15, Florida Statutes, and shall

1	stand repealed on October 2, 2010, unless reviewed and saved
2	from repeal through reenactment by the Legislature.
3	Section 3. The Legislature finds that it is a public
4	necessity that the name and other identifying information of a
5	donor or prospective donor to the direct-support organization
6	of the Statewide Public Guardianship Office be held
7	confidential and exempt from public disclosure because the
8	disclosure of this information would adversely impact the
9	efforts of the direct-support organization to collect funding
10	or gifts of property to support the statewide office. The sole
11	purpose of the direct-support organization is to raise funds
12	for the statewide office, and donor contributions are a key
13	element in the ability of the the organization to achieve its
14	goals. Some individuals who desire to donate to the
15	direct-support organization wish to remain anonymous. The
16	direct-support organization would be adversely affected if
17	identifying information of a donor is released to the public.
18	Therefore, the Legislature finds that any benefit derived from
19	public disclosure of identifying information of a donor is
20	outweighed by the necessity to keep the information
21	confidential.
22	Section 4. This act shall take effect July 1, 2006.
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25	SENATE SUMMARY
26	Creates an exemption from public-records requirements for identifying information of persons making, or proposing to make, a donation of funds or property to the direct-support organization of the Statewide Public Guardianship Office. Provides for review and repeal under the Open Government Sunset Review Act. Provides a statement of public necessity.
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