$\mathbf{B}\mathbf{y}$ the Committee on Governmental Oversight and Productivity; and Senator Saunders

585-2341-06

1	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
8	Guardianship Office; providing for review and
9	repeal under the Open Government Sunset Review
10	Act; providing a statement of public necessity;
11	providing an effective date.
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13	Be It Enacted by the Legislature of the State of Florida:
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15	Section 1. Present subsections (6) and (7) of section
16	744.7082, Florida Statutes, are redesignated as subsections
17	(7) and (8), respectively, and a new subsection (6) is added
18	to that section, to read:
19	744.7082 Direct-support organization; definition; use
20	of property; board of directors; audit; dissolution
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
24	information identifying the donor or prospective donor, is
25	confidential and exempt from the provisions of s. 119.07(1)
26	and s. 24(a), Art. I of the State Constitution, and that
27	anonymity must be maintained in any publication concerning the
28	direct-support organization. This subsection is subject to the
29	Open Government Sunset Review Act in accordance with s.
30	119.15, Florida Statutes, and shall stand repealed on October
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1	2, 2011, unless reviewed and saved from repeal through
2	reenactment by the Legislature.
3	Section 2. 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 3. This act shall take effect July 1, 2006.
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24	STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
25	COMMITTEE SUBSTITUTE FOR <u>Senate Bill 474</u>
26	
27	Moves the Open Government Sunset Review and repeal date into
28	the exemption instead of the Laws of Florida.
29	Corrects the repeal date.
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