

ENROLLED
CS/HB 1405

2007 Legislature

1 A bill to be entitled
2 An act relating to public records; creating s. 267.076,
3 F.S.; creating an exemption from public records
4 requirements for information that identifies a donor or
5 prospective donor to a publicly owned house museum
6 designated by the United States Department of the Interior
7 as a National Historic Landmark who desires to remain
8 anonymous; providing for future legislative review and
9 repeal of the exemption under the Open Government Sunset
10 Review 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. Section 267.076, Florida Statutes, is created
16 to read:

17 267.076 Confidentiality of certain donor information
18 related to publicly owned house museums designated as National
19 Historic Landmarks.--Information that would identify a donor or
20 prospective donor to a publicly owned house museum designated by
21 the United States Department of the Interior as a National
22 Historic Landmark who desires to remain anonymous is
23 confidential and exempt from s. 119.07(1) and s. 24(a), Art. I
24 of the State Constitution. This section is subject to the Open
25 Government Sunset Review Act in accordance with s. 119.15 and
26 shall stand repealed on October 2, 2012, unless reviewed and
27 saved from repeal through reenactment by the Legislature.

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28 Section 2. The Legislature finds that it is a public
29 necessity that information that would identify a donor or
30 prospective donor to a publicly owned house museum designated by
31 the United States Department of the Interior as a National
32 Historic Landmark who desires to remain anonymous be made
33 confidential and exempt from public records requirements. In
34 order to protect Florida's historic resources, it is a public
35 necessity to promote the giving of gifts to, and the raising of
36 private funds for, the acquisition, renovation, rehabilitation,
37 and operation of publicly owned house museums designated by the
38 United States Department of the Interior as National Historic
39 Landmarks. An essential element of a robust plan of promoting
40 the giving of private gifts and the raising of private funds is
41 the need to protect the identity of prospective and actual
42 donors who desire to remain anonymous. If the identity of
43 prospective and actual donors who desire to remain anonymous is
44 subject to disclosure, there is a chilling effect on donations
45 because donors are concerned about disclosure of personal
46 information leading to theft and, in particular, identity theft,
47 including personal safety and security. Therefore, the
48 Legislature finds that it is a public necessity to make
49 confidential and exempt from public records requirements
50 information that would identify a donor or prospective donor to
51 a publicly owned house museum designated by the United States
52 Department of the Interior as a National Historic Landmark who
53 wishes to remain anonymous.

54 Section 3. This act shall take effect July 1, 2007.