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1 A bill to be entitled
2 An act relating to public records; amending s.
3 272.136, F.S.; exempting from public record
4 requirements all identifying information of a donor or
5 prospective donor to the direct-support organization
6 of the Florida Historic Capitol and the Legislative
7 Research Center and Museum; providing for future
8 repeal and legislative review of the exemption under
9 the Open Government Sunset Review Act; providing a
10 statement of public necessity; providing an effective
11 date.

12
13 Be It Enacted by the Legislature of the State of Florida:

14
15 Section 1. Subsection (7) is added to section 272.136,
16 Florida Statutes, to read:

17 272.136 Direct-support organization.—The Legislative
18 Research Center and Museum at the Historic Capitol and the
19 Capitol Curator may establish a direct-support organization to
20 provide assistance and promotional support through fundraising
21 for the Florida Historic Capitol and the Legislative Research
22 Center and Museum, including, but not limited to, their
23 educational programs and initiatives.

24 (7) (a) The identity of a donor or prospective donor to the
25 direct-support organization who desires to remain anonymous and
26 all information identifying such donor or prospective donor is
27 confidential and exempt from s. 119.07(1) and s. 24(a), Art. I
28 of the State Constitution. Such anonymity shall be maintained in

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29 any auditor's report created pursuant to the annual financial
30 audit required under subsection (5).

31 (b) This subsection is subject to the Open Government
32 Sunset Review Act in accordance with s. 119.15 and shall stand
33 repealed on October 2, 2017, unless reviewed and saved from
34 repeal through reenactment by the Legislature.

35 Section 2. The Legislature finds that it is a public
36 necessity that information identifying a donor or prospective
37 donor to the direct-support organization for the Florida
38 Historic Capitol and the Legislative Research Center and Museum
39 be made confidential and exempt from public records requirements
40 if such donor or prospective donor desires to remain anonymous.
41 In order to encourage private support for the direct-support
42 organization, it is a public necessity to promote the giving of
43 gifts to, and the raising of private funds for, the acquisition,
44 renovation, rehabilitation, and the programming and preservation
45 of the Florida Historic Capitol and the Legislative Research
46 Center and Museum. An essential element of an effective plan for
47 promoting the giving of private gifts and the raising of private
48 funds is the need to protect the identity of prospective and
49 actual donors who desire to remain anonymous. If the identity of
50 prospective and actual donors who desire to remain anonymous is
51 subject to disclosure, there is a chilling effect on donations
52 because donors are concerned about disclosure of personal
53 information leading to theft and, in particular, identity theft,
54 including personal safety and security. Therefore, the
55 Legislature finds that it is a public necessity to make
56 confidential and exempt from public records requirements

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57 | information that would identify a donor or prospective donor to
58 | the direct-support organization for the Florida Historic Capitol
59 | and the Legislative Research Center and Museum if such donor or
60 | prospective donor wishes to remain anonymous.

61 | Section 3. This act shall take effect July 1, 2012.