

By the Committee on Health Policy

588-01017-13

2013452\_\_

1                                   A bill to be entitled  
 2           An act relating to a review under the Open Government  
 3           Sunset Review Act; amending s. 765.51551, F.S., which  
 4           provides an exemption from public records requirements  
 5           for personal identifying information of a donor held  
 6           in the Joshua Abbott Organ and Tissue Registry; saving  
 7           the exemption from repeal under the Open Government  
 8           Sunset Review Act; removing the scheduled repeal of  
 9           the exemption; providing an effective date.

10

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

12

13           Section 1. Section 765.51551, Florida Statutes, is amended  
 14 to read:

15           765.51551 Donor registry; public records exemption.—

16           (1) Information held in the donor registry which identifies  
 17 a donor is confidential and exempt from s. 119.07(1) and s.  
 18 24(a), Art. I of the State Constitution.

19           (2) Such information may be disclosed to the following:

20           (a) Procurement organizations that have been certified by  
 21 the agency for the purpose of ascertaining or effectuating the  
 22 existence of a gift under s. 765.522.

23           (b) Persons engaged in bona fide research if the person  
 24 agrees to:

25           1. Submit a research plan to the agency which ~~that~~  
 26 specifies the exact nature of the information requested and the  
 27 intended use of the information;

28           2. Maintain the confidentiality of the records or  
 29 information if personal identifying information is made

588-01017-13

2013452\_\_

30 available to the researcher;

31 3. Destroy any confidential records or information obtained  
32 after the research is concluded; and

33 4. Not directly or indirectly contact, for any purpose, any  
34 donor or donee.

35 ~~(3) This section is subject to the Open Government Sunset~~  
36 ~~Review Act in accordance with s. 119.15 and shall stand repealed~~  
37 ~~on October 2, 2013, unless reviewed and saved from repeal~~  
38 ~~through reenactment by the Legislature.~~

39 Section 2. This act shall take effect October 1, 2013.