

26 16.618 Direct-support organization.—

27 (11) (a) Any personal identifying information of a donor or
28 prospective donor to the direct-support organization who desires
29 to remain anonymous is confidential and exempt from s. 119.07(1)
30 and s. 24(a), Art. I of the State Constitution.

31 (b) Any communications between direct-support organization
32 board members related to a board-approved event for which a
33 donor is contributing are confidential and exempt from s.
34 119.07(1) and s. 24(a), Art. I of the State Constitution.

35 (c) Portions of meetings of the direct-support
36 organization during which personal identifying information of a
37 donor or prospective donor, which is confidential and exempt
38 pursuant to paragraph (a), is discussed are exempt from s.
39 286.011 and s. 24(b), Art. I of the State Constitution.

40 (d) This subsection is subject to the Open Government
41 Sunset Review Act in accordance with s. 119.15 and shall stand
42 repealed on October 2, 2027, unless reviewed and saved from
43 repeal through reenactment by the Legislature.

44 Section 2. The Legislature finds that it is a public
45 necessity that personal identifying information that would
46 identify a donor or prospective donor of a donation made to
47 benefit the direct-support organization of the Statewide Council
48 on Human Trafficking be made confidential and exempt from public
49 records requirements if such donor or prospective donor desires
50 to remain anonymous. In order to encourage private support for

51 the direct-support organization, it is a public necessity to
52 promote the giving of private gifts to, and the raising of
53 private funds for the services provided by, the council. An
54 essential element of an effective plan for promoting the giving
55 of private gifts and the raising of private funds is the
56 protection of the identities of prospective and actual donors
57 who desire to remain anonymous. If the identities of prospective
58 and actual donors who desire to remain anonymous are subject to
59 disclosure, there would be a chilling effect on donations,
60 because donors are concerned about disclosure of personal
61 information potentially leading to theft and, in particular,
62 identity theft. Further, the Legislature finds that it is a
63 public necessity to exempt from public meeting requirements that
64 portion of a meeting at which personal identifying information
65 of a donor or prospective donor is discussed. The failure to
66 close that portion of a meeting at which such information is
67 discussed would defeat the purpose of the public records
68 exemption and could result in the release of the identity of a
69 donor or prospective donor, leading to a reduction in donations
70 and the subsequent hindrance of the effective and efficient
71 operation of this governmental program. Therefore, the
72 Legislature finds that it is a public necessity to make
73 confidential and exempt from public records requirements
74 personal identifying information that would identify a donor or
75 prospective donor of a donation made for the benefit of the

76 | direct-support organization.

77 | Section 3. This act shall take effect on the same date
78 | that HB 615 or similar legislation takes effect, if such
79 | legislation is adopted in the same legislative session or an
80 | extension thereof and becomes a law.