Florida Senate - 2005

CS for SB 2142

 ${\bf By}$ the Committee on Governmental Oversight and Productivity; and Senator Argenziano

585-2203-05

1	A bill to be entitled
2	An act relating to public records exemptions;
3	amending s. 257.43, F.S.; providing an
4	exemption from public records requirements for
5	the identity of donors to the citizen support
6	organization created to provide assistance,
7	funding, and promotional support for the
8	library, archives, and records management
9	programs of the Division of Library and
10	Information Services of the Department of State
11	who desire to remain anonymous; providing for
12	review and repeal; amending s. 265.703, F.S.;
13	providing an exemption from public records
14	requirements for the identity of donors to the
15	citizen support organization created to provide
16	assistance, funding, and promotional support
17	for the cultural and arts programs of the
18	Division of Cultural Affairs of the Department
19	of State who desire to remain anonymous;
20	providing for review and repeal; providing a
21	statement of public necessity; providing a
22	contingent effective date.
23	
24	Be It Enacted by the Legislature of the State of Florida:
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26	Section 1. Subsection (3) of section 257.43, Florida
27	Statutes, as created by SB 2152, 2005 Regular Session, is
28	amended to read:
29	257.43 Citizen support organization; use of state
30	administrative services and property; audit
31	(3) ANNUAL AUDIT
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1	(a) The citizen support organization shall provide for
2	an annual financial audit in accordance with s. 215.981. <u>The</u>
3	identity of donors who desire to remain anonymous shall be
4	confidential and exempt from s. 119.07(1) and s. 24(a), Art. I
5	of the State Constitution, and that anonymity shall be
б	maintained in the auditor's report.
7	(b) This subsection is subject to the Open Government
8	Sunset Review Act of 1995 in accordance with s. 119.15 and
9	shall stand repealed on October 2, 2010, unless reviewed and
10	saved from repeal through reenactment by the Legislature.
11	Section 2. Subsection (3) of section 265.703, Florida
12	Statutes, as created by SB 2152, 2005 Regular Session, is
13	amended to read:
14	265.703 Citizen support organization; use of state
15	administrative services and property; audit
16	(3) ANNUAL AUDIT
17	(a) The citizen support organization shall provide for
18	an annual financial audit in accordance with section 215.981.
19	The identity of donors who desire to remain anonymous shall be
20	confidential and exempt from s. 119.07(1) and s. 24(a), Art. I
21	of the State Constitution, and that anonymity shall be
22	maintained in the auditor's report.
23	(b) This subsection is subject to the Open Government
24	Sunset Review Act of 1995 in accordance with s. 119.15 and
25	shall stand repealed on October 2, 2010, unless reviewed and
26	saved from repeal through reenactment by the Legislature.
27	Section 3. <u>The Legislature finds that it is a public</u>
28	necessity that the identity of donors to the citizen support
29	organizations created to provide assistance, funding, and
30	promotional support for the library, archives, and records
31	management programs of the Division of Library and Information

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2 arts programs of the Division of Cultural Affairs of the 3 Department of State who desire to remain anonymous be held 4 confidential and exempt from section 119.07(1), Florida 5 Statutes, and Section 24(a), Article I of the State 6 Constitution upon the request of the donor, and that the 7 donor's anonymity be maintained in the annual financial audit 8 required under section 215.981, Florida Statutes, because the 9 disclosure of the identities of such donors might adversely 10 impact a citizen support organization's ability to receive 11 donations from individuals who request anonymity. 12 Section 4. This act shall take effect on the same date 13 that SB 2152 or similar legislation takes effect, but shall 14 not take effect unless such legislation is adopted in the same 18 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN 19 Inserts references to a linked bill the passage of which this 11 is contingent upon. 12 Inserts references to a linked bill the passage of which this 11 is contingent upon. 12 Inserts references to a linked bill take another the	1	Services of the Department of State and for the cultural and
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