

1-14-02 Referred to State Gov.

JAN 14 2002

EDUCATION

HOUSE FILE 2003
BY JOHNSON

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act providing that certain financial information of certain
2 foundations which support state board of regents' institutions
3 is a public record.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2003

1 Section 1. NEW SECTION. 22.15 FINANCIAL RECORDS --
2 FOUNDATIONS.

3 1. As used in this section:

4 a. "Contribution" means a transfer of money, property, or
5 services, including but not limited to a loan, advance, grant,
6 or gift.

7 b. "Foundation" means an entity which is not a government
8 body, but which is established by or pursuant to statute or
9 recognized by statute and which has as a purpose providing
10 support to an institution governed by chapter 262.

11 c. "Personal information" means information which would
12 identify individual contributors or potential individual
13 contributors who have specifically requested confidentiality.

14 2. Information, other than personal information, stored
15 and preserved by a foundation which relates to the financial
16 condition or affairs of the foundation, including but not
17 limited to its budget, sources of revenue, and expenditures,
18 shall be considered a public record, and the foundation shall
19 be considered a governmental body for purposes of allowing
20 public examination, copying, publishing, or disseminating of
21 the information as provided under this chapter. A record
22 containing personal information shall not be made public until
23 the personal information is redacted. In identifying revenue
24 sources, a foundation shall provide information concerning
25 contributions received from individuals by a statement
26 aggregating the amount of contributions made to the foundation
27 by all individuals during the time period covered by the
28 statement. In identifying revenue sources from contributions
29 received from entities other than individuals, the foundation
30 shall provide, upon request, an itemized statement listing the
31 name of the entity, and the type and amount of contribution
32 received or pledged during the time period covered by the
33 statement. Personal information obtained prior to the
34 effective date of this Act shall be considered confidential as
35 if confidentiality had been specifically requested at the time

1 that the information was obtained.

2 EXPLANATION

3 This bill amends Code chapter 22, the public records law,
4 by adding a new section which provides that financial records
5 of foundations which are established by or pursuant to statute
6 for the support of the board of regents are public records
7 under Code chapter 22. The bill provides that these
8 foundations must allow public access to information the same
9 as a government body and is subject to all other provisions of
10 Code chapter 22. The bill also provides that information that
11 would reveal the identity of an individual contributor or
12 potential individual contributor to a foundation, is not
13 public information if the individual requests confidentiality.
14 The bill also provides that individuals who made contributions
15 prior to the effective date of the bill shall be accorded
16 confidentiality as if confidentiality had been specifically
17 requested at the time the contribution was made.

18 Contributions made by entities other than individuals are
19 public information and foundations are required to itemize
20 such contributions by name of the entity, and type and amount
21 of contribution.

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