

JAN 13 2003

SENATE FILE 6  
BY JOHNSON

Passed Senate, Date \_\_\_\_\_ Passed House, 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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SF 6  
EDUCATION

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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