

By Senator Crist

12-1666-03

See HB 1237

1                                   A bill to be entitled  
2           An act relating to the State Technology Office;  
3           amending s. 282.0041, F.S.; defining  
4           "enterprise," "enterprise cost recovery,"  
5           "enterprise program management office,"  
6           "enterprise technology services desk,"  
7           "portal," "service level agreements," and  
8           "State Chief Information Officer"; amending s.  
9           282.005, F.S.; conforming references; amending  
10          s. 282.102, F.S.; revising powers and duties of  
11          the State Technology Office; revising title of  
12          the head of that office; providing for service  
13          level agreements, an enterprise technology  
14          services desk, a centralized enterprise portal,  
15          and enterprise information technology systems  
16          and tools and services; amending s. 282.106,  
17          F.S., relating to use of SUNCOM Network by  
18          libraries; requiring library to pay certain  
19          costs at specified rates; amending ss. 282.1095  
20          and 282.111, F.S.; conforming references;  
21          amending s. 282.20, F.S.; renaming the  
22          Technology Resource Center as the Shared  
23          Resource Center; providing for oversight and  
24          management by said office; amending s.  
25          282.3055, F.S.; conforming references; amending  
26          s. 282.315, F.S.; providing that the Agency  
27          Chief Information Officers Council shall be  
28          chaired by the State Chief Information Officer;  
29          revising duties of agency chief information  
30          officers; amending s. 282.322, F.S.;  
31          redesignating the Enterprise Project Management

1 Office of the State Technology Office as the  
2 Enterprise Program Management Office; revising  
3 duties of that office; amending s. 11.45, F.S.;  
4 deleting a requirement that the Auditor General  
5 conduct annual audits of the Wireless Emergency  
6 Telephone System Fund; amending ss. 110.205,  
7 216.235, 216.292, and 395.1031, F.S.;  
8 conforming references; amending ss. 401.013,  
9 401.015, 401.018, 401.021, 401.024, 401.027,  
10 and 401.245, F.S., relating to intention and  
11 purpose of the Legislature, statewide regional  
12 emergency medical telecommunication system,  
13 system coordination, system director, system  
14 approval, federal assistance, and the Emergency  
15 Medical Services Advisory Council; deleting  
16 reference to the Department of Management  
17 Services; providing reference to the State  
18 Technology Office; deleting reference to the  
19 secretary of that department; providing  
20 reference to the State Chief Information  
21 Officer; providing an effective date.

22  
23 Be It Enacted by the Legislature of the State of Florida:

24  
25 Section 1. Subsections (5), (6), (7), (8), (9), (10),  
26 (11), and (12) of section 282.0041, Florida Statutes, are  
27 amended to read:

28 282.0041 Definitions.--For the purposes of this part,  
29 the term:

30 (5) "Enterprise" means an organization in total,  
31 including all subordinate entities, encompassing governmental

1 bodies as well as nonprofit organizations eligible for  
2 services as defined in chapter 282.

3 (6) "Enterprise cost recovery" means the practice of  
4 recovering the costs associated with providing information  
5 technology and telecommunications services.

6 (7) "Enterprise program management office" means the  
7 office responsible for management or oversight of major  
8 information technology projects.

9 (8)~~(5)~~ "Enterprise resources management  
10 infrastructure" means the hardware, software, networks, data,  
11 human resources, policies, standards, facilities, maintenance,  
12 and related materials and services that are required to  
13 support the business processes of an agency or state  
14 enterprise.

15 (9)~~(6)~~ "Enterprise resource planning and management"  
16 means the planning, budgeting, acquiring, developing,  
17 organizing, directing, training, control, and related services  
18 associated with government information technology. The term  
19 encompasses information and related resources, as well as the  
20 controls associated with their acquisition, development,  
21 dissemination, and use.

22 (10) "Enterprise technology services desk" means a  
23 solution that provides information technology services support  
24 to all entities within an enterprise, and for facilitating  
25 enterprise data security monitoring and alerts, reporting,  
26 network and performance monitoring, asset management, change  
27 management, and technology systems capacity and configuration  
28 management resulting in effective sharing of resources and  
29 information across the enterprise.

30 (11)~~(7)~~ "Information technology" means equipment,  
31 hardware, software, firmware, programs, systems, networks,

1 infrastructure, media, and related material used to  
2 automatically, electronically, and wirelessly collect,  
3 receive, access, transmit, display, store, record, retrieve,  
4 analyze, evaluate, process, classify, manipulate, manage,  
5 assimilate, control, communicate, exchange, convert, converge,  
6 interface, switch, or disseminate information of any kind or  
7 form.

8 (12) "Portal" means a single point of entry to state  
9 information and services on the Internet.

10 (13)(8) "Project" means an undertaking directed at the  
11 accomplishment of a strategic objective relating to enterprise  
12 resources management or a specific appropriated program.

13 (14) "Service level agreements" means a baseline of  
14 expectations and the roles and responsibilities for  
15 information technology services in accordance with s.  
16 282.005(5). This agreement sets service provider and recipient  
17 expectations, describes the products or services to be  
18 delivered, identifies contacts for end-user problems, and  
19 specifies the metrics by which the effectiveness of service  
20 activities, functions, and processes will be measured,  
21 examined, changed, and controlled.

22 (15)(9) "State Annual Report on Enterprise Resource  
23 Planning and Management" means the report prepared by the  
24 State Technology Office as defined in s. 282.102.

25 (16) "State Chief Information Officer" means the  
26 individual identified in s. 282.102 who is appointed by the  
27 Governor, is in the Senior Management Service, is an agency  
28 head for all purposes, and is responsible for carrying out the  
29 powers, duties, and functions as defined in s. 282.102.

30 (17)(10) "Standards" means the use of current, open,  
31 nonproprietary, or non-vendor-specific technologies.

1           ~~(18)(11)~~ "State Technology Office" or "office" means  
2 the office created in s. 282.102.

3           ~~(19)(12)~~ "Total cost" means all costs associated with  
4 information technology projects or initiatives, including, but  
5 not limited to, value of hardware, software, service,  
6 maintenance, incremental personnel, and facilities. Total cost  
7 of a loan or gift of information technology resources to an  
8 agency includes the fair market value of the resources, except  
9 that the total cost of loans or gifts of information  
10 technology to state universities to be used in instruction or  
11 research does not include fair market value.

12           Section 2. Subsection (4) of section 282.005, Florida  
13 Statutes, is amended to read:

14           282.005 Legislative findings and intent.--The  
15 Legislature finds that:

16           (4) The cost-effective deployment of information  
17 technology by state agencies can best be managed by a State  
18 Chief Information Officer.

19           Section 3. Section 282.102, Florida Statutes, is  
20 amended to read:

21           282.102 Creation of the State Technology Office;  
22 powers and duties.--There is created a State Technology Office  
23 within the Department of Management Services. The office shall  
24 be a separate budget entity, and shall be headed by a State  
25 Chief Information Officer who is appointed by the Governor and  
26 is in the Senior Management Service. The State Chief  
27 Information Officer shall be an agency head for all purposes.  
28 The Department of Management Services shall provide  
29 administrative support and service to the office to the extent  
30 requested by the State Chief Information Officer. The office  
31 may adopt policies and procedures regarding personnel,

1 procurement, and transactions for State Technology Office  
2 personnel. The office shall have the following powers, duties,  
3 and functions:

4 (1) To publish electronically the portfolio of  
5 services available from the office, including pricing  
6 information; the policies and procedures of the office  
7 governing usage of available services; and a forecast of the  
8 priorities and initiatives for the state communications system  
9 for the ensuing 2 years.

10 (2) To adopt rules implementing policies and  
11 procedures providing best practices to be followed by agencies  
12 in acquiring, using, upgrading, modifying, replacing, or  
13 disposing of information technology.

14 (3) To perform, in consultation with an agency, the  
15 enterprise resource planning and management for the agency.

16 (4) To advise ~~and render aid to~~ state agencies and  
17 political subdivisions of the state as to systems or methods  
18 to be used for organizing and meeting information technology  
19 requirements efficiently and effectively.

20 (5) To integrate the information technology systems  
21 and services of state agencies.

22 (6) To adopt technical standards for the state  
23 information technology system which will assure the  
24 interconnection of computer networks and information systems  
25 of agencies.

26 (7) To assume management responsibility for any  
27 integrated information technology system or service when  
28 determined by the office to be economically efficient or  
29 performance-effective.

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1           (8) To enter into service level agreements related to  
2 information technology with state agencies and political  
3 subdivisions of the state.

4           (9) To use and acquire, with agency concurrence,  
5 information technology now owned or operated by any agency.

6           (10) To purchase from or contract with information  
7 technology providers for information technology, including  
8 private line services.

9           (11) To apply for, receive, and hold, and to assist  
10 agencies in applying for, receiving, or holding, such  
11 authorizations, patents, copyrights, trademarks, service  
12 marks, licenses, and allocations or channels and frequencies  
13 to carry out the purposes of this part.

14           (12) To purchase, lease, or otherwise acquire and to  
15 hold, sell, transfer, license, or otherwise dispose of real,  
16 personal, and intellectual property, including, but not  
17 limited to, patents, trademarks, copyrights, and service  
18 marks.

19           (13) To cooperate with any federal, state, or local  
20 emergency management agency in providing for emergency  
21 communications services.

22           (14) To delegate, as necessary, to state agencies the  
23 authority to purchase, lease, or otherwise acquire and to use  
24 information technology or, as necessary, to control and  
25 approve the purchase, lease, or acquisition and the use of all  
26 information technology, including, but not limited to,  
27 communications services provided as part of any other total  
28 system to be used by the state or any of its agencies.

29           (15) To acquire ownership, possession, custody, and  
30 control of existing communications equipment and facilities,  
31 including all right, title, interest, and equity therein, as

1 necessary, to carry out the purposes of this part. However,  
2 the provisions of this subsection shall in no way affect the  
3 rights, title, interest, or equity in any such equipment or  
4 facilities owned by, or leased to, the state or any state  
5 agency by any telecommunications company.

6 (16) To adopt rules pursuant to ss. 120.536(1) and  
7 120.54 relating to information technology and to administer  
8 the provisions of this part.

9 (17) To provide a means whereby political subdivisions  
10 of the state may use state information technology systems upon  
11 such terms and under such conditions as the office may  
12 establish.

13 (18) To apply for and accept federal funds for any of  
14 the purposes of this part as well as gifts and donations from  
15 individuals, foundations, and private organizations.

16 (19) To monitor issues relating to communications  
17 facilities and services before the Florida Public Service  
18 Commission and, when necessary, prepare position papers,  
19 prepare testimony, appear as a witness, and retain witnesses  
20 on behalf of state agencies in proceedings before the  
21 commission.

22 (20) Unless delegated to the agencies by the State  
23 Chief Information Officer, to manage and control, but not  
24 intercept or interpret, communications within the SUNCOM  
25 Network by:

26 (a) Establishing technical standards to physically  
27 interface with the SUNCOM Network.

28 (b) Specifying how communications are transmitted  
29 within the SUNCOM Network.

30 (c) Controlling the routing of communications within  
31 the SUNCOM Network.



1 (d) Establishing standards, policies, and procedures  
2 for access to the SUNCOM Network.

3 (e) Ensuring orderly and reliable communications  
4 services in accordance with the service level agreements  
5 executed with state agencies.

6 (21) To plan, design, and conduct experiments for  
7 information technology services, equipment, and technologies,  
8 and to implement enhancements in the state information  
9 technology system when in the public interest and  
10 cost-effective. Funding for such experiments shall be derived  
11 from SUNCOM Network service revenues and shall not exceed 2  
12 percent of the annual budget for the SUNCOM Network for any  
13 fiscal year or as provided in the General Appropriations Act.  
14 New services offered as a result of this subsection shall not  
15 affect existing rates for facilities or services.

16 (22) To enter into contracts or agreements, with or  
17 without competitive bidding or procurement, to make available,  
18 on a fair, reasonable, and nondiscriminatory basis, property  
19 and other structures under office control for the placement of  
20 new facilities by any wireless provider of mobile service as  
21 defined in 47 U.S.C. s. 153(n) or s. 332(d) and any  
22 telecommunications company as defined in s. 364.02 when it is  
23 determined to be practical and feasible to make such property  
24 or other structures available. The office may, without  
25 adopting a rule, charge a just, reasonable, and  
26 nondiscriminatory fee for the placement of the facilities,  
27 payable annually, based on the fair market value of space used  
28 by comparable communications facilities in the state. The  
29 office and a wireless provider or telecommunications company  
30 may negotiate the reduction or elimination of a fee in  
31 consideration of services provided to the office by the

1 wireless provider or telecommunications company. All such fees  
2 collected by the office shall be deposited directly into the  
3 Law Enforcement Radio Operating Trust Fund, and may be used by  
4 the office to construct, maintain, or support the system.

5 (23) To provide an integrated electronic system for  
6 deploying government products, services, and information to  
7 individuals and businesses.

8 (a) The integrated electronic system shall reflect  
9 cost-effective deployment strategies in keeping with industry  
10 standards and practices, including protections and security of  
11 private information as well as maintenance of public records.

12 (b) The office shall provide a method for assessing  
13 fiscal accountability for the integrated electronic system and  
14 shall establish the organizational structure required to  
15 implement this system.

16 (24) To provide administrative support to the Agency  
17 Chief Information Officers Council and other workgroups  
18 created by the State Chief Information Officer.

19 (25) To facilitate state information technology  
20 education and training for senior management and other agency  
21 staff.

22 (26) To prepare, on behalf of the Executive Office of  
23 the Governor, memoranda on recommended guidelines and best  
24 practices for information resources management, when  
25 requested.

26 (27) To prepare, publish, and disseminate the State  
27 Annual Report on Enterprise Resource Planning and Management  
28 under s. 282.310.

29 (28) To deploy an enterprise technology services desk  
30 to facilitate management of information technology systems,  
31 and provide enterprise-wide reporting, asset management,

1 capacity management, configuration management, monitoring of  
2 networks and security, disaster recovery support, and  
3 emergency alerts and messaging ~~study and make a recommendation~~  
4 ~~to the Governor and Legislature on the feasibility of~~  
5 ~~implementing online voting in this state.~~

6 (29) To facilitate the development of a network access  
7 point in this state, as needed.

8 (30) To designate a State Chief Privacy Officer who  
9 shall be responsible for the continual review of policies,  
10 laws, rules, and practices of state agencies which may affect  
11 the privacy concerns of state residents.

12 (31) To develop and operate a centralized enterprise  
13 portal, which will serve as the single point of entry for  
14 access to state services, websites, and information. The  
15 enterprise portal will promulgate or sponsor enterprise tools  
16 and services for use by all agencies to ensure compliance with  
17 standards, including content management and site compliance.

18 (32) To establish enterprise information technology  
19 systems, tools, and services that meet established standards.

20 (33) To develop and own or sponsor any system, tool,  
21 or service to be promulgated at an enterprise level.

22 Section 4. Section 282.106, Florida Statutes, is  
23 amended to read:

24 282.106 Use of SUNCOM Network by libraries.--The State  
25 Technology Office may provide SUNCOM Network services to any  
26 library in the state, including libraries in public schools,  
27 community colleges, state universities, and nonprofit private  
28 postsecondary educational institutions, and libraries owned  
29 and operated by municipalities and political subdivisions. A  
30 library shall pay installation costs and recurring costs  
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1 according to the office's published rates for SUNCOM Network  
2 services.

3 Section 5. Paragraph (a) of subsection (2) of section  
4 282.1095, Florida Statutes, is amended to read:

5 282.1095 State agency law enforcement radio system.--

6 (2)(a) The Joint Task Force on State Agency Law  
7 Enforcement Communications shall consist of eight members, as  
8 follows:

9 1. A representative of the Division of Alcoholic  
10 Beverages and Tobacco of the Department of Business and  
11 Professional Regulation who shall be appointed by the  
12 secretary of the department.

13 2. A representative of the Division of Florida Highway  
14 Patrol of the Department of Highway Safety and Motor Vehicles  
15 who shall be appointed by the executive director of the  
16 department.

17 3. A representative of the Department of Law  
18 Enforcement who shall be appointed by the executive director  
19 of the department.

20 4. A representative of the Fish and Wildlife  
21 Conservation Commission who shall be appointed by the  
22 executive director of the commission.

23 5. A representative of the Division of Law Enforcement  
24 of the Department of Environmental Protection who shall be  
25 appointed by the secretary of the department.

26 6. A representative of the Department of Corrections  
27 who shall be appointed by the secretary of the department.

28 7. A representative of the Division of State Fire  
29 Marshal of the Department of Financial Services ~~Insurance~~ who  
30 shall be appointed by the Chief Financial Officer ~~State Fire~~  
31 ~~Marshal~~.

1           8. A representative of the Department of  
2 Transportation who shall be appointed by the secretary of the  
3 department.

4           Section 6. Subsection (4) of section 282.111, Florida  
5 Statutes, is amended to read:

6           282.111 Statewide system of regional law enforcement  
7 communications.--

8           (4) The State Chief Information Officer ~~of the State~~  
9 ~~Technology Office~~ or his or her designee is designated as the  
10 director of the statewide system of regional law enforcement  
11 communications and, for the purpose of carrying out the  
12 provisions of this section, is authorized to coordinate the  
13 activities of the system with other interested state agencies  
14 and local law enforcement agencies.

15           Section 7. Section 282.20, Florida Statutes, is  
16 amended to read:

17           282.20 Shared ~~Technology~~ Resource Center.--

18           (1)(a) The State Technology Office shall oversee  
19 operation and management of ~~operate and manage~~ the Shared  
20 ~~Technology~~ Resource Center.

21           (b) For the purposes of this section, the term:

22           1. "Information-system utility" means a full-service  
23 information-processing facility offering hardware, software,  
24 operations, integration, networking, and consulting services.

25           2. "Customer" means a state agency or other entity  
26 which is authorized to utilize the SUNCOM Network pursuant to  
27 this part.

28           (2) The Shared ~~Technology~~ Resource Center shall:

29           (a) Serve the office and other customers as an  
30 information-system utility.

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1 (b) Cooperate with customers to offer, develop, and  
2 support a wide range of services and applications needed by  
3 users of the Shared Technology Resource Center.

4 (c) Cooperate with the Florida Legal Resource Center  
5 of the Department of Legal Affairs and other state agencies to  
6 develop and provide access to repositories of legal  
7 information throughout the state.

8 (d) Cooperate with the office to facilitate  
9 interdepartmental networking and integration of network  
10 services for its customers.

11 (e) Assist customers in testing and evaluating new and  
12 emerging technologies that could be used to meet the needs of  
13 the state.

14 (3) The office may contract with customers to provide  
15 any combination of services necessary for agencies to fulfill  
16 their responsibilities and to serve their users.

17 (4) The Shared Technology Resource Center may plan,  
18 design, establish pilot projects for, and conduct experiments  
19 with information technology resources, and may implement  
20 enhancements in services when such implementation is  
21 cost-effective. Funding for experiments and pilot projects  
22 shall be derived from service revenues and may not exceed 5  
23 percent of the service revenues for the Shared Technology  
24 Resource Center for any single fiscal year. Any experiment,  
25 pilot project, plan, or design must be approved by the State  
26 Chief Information Officer.

27 (5) Notwithstanding the provisions of s. 216.272, the  
28 Shared Technology Resource Center may spend funds in the  
29 reserve account of the Technology Enterprise Operating Trust  
30 Fund for enhancements to center operations or for information  
31 technology resources. Any expenditure of reserve account funds

1 must be approved by the State Chief Information Officer. Any  
2 funds remaining in the reserve account at the end of the  
3 fiscal year may be carried forward and spent as approved by  
4 the State Chief Information Officer, provided that such  
5 approval conforms to any applicable provisions of chapter 216.

6 Section 8. Paragraph (a) of subsection (1) of section  
7 282.3055, Florida Statutes, is amended to read:

8 282.3055 Agency Chief Information Office Officer;  
9 appointment; duties.--

10 (1)(a) To assist the State Technology Officer in  
11 carrying out the enterprise resource planning and management  
12 responsibilities, the State Chief Information Officer may  
13 appoint or contract for an Agency Chief Information Officer.  
14 This position may be full time or part time.

15 Section 9. Paragraph (c) of subsection (1) of section  
16 282.315, Florida Statutes, is amended to read:

17 282.315 Agency Chief Information Officers Council;  
18 creation.--The Legislature finds that enhancing communication,  
19 consensus building, coordination, and facilitation of  
20 statewide enterprise resource planning and management issues  
21 is essential to improving state management of such resources.

22 (1) There is created an Agency Chief Information  
23 Officers Council, chaired by the State Chief Information  
24 Officer or a designee,to:

25 (c) Identify efficiency opportunities among state  
26 agencies. Each agency chief information officer shall focus on  
27 procuring IT resources that can be used across the enterprise.

28 Section 10. Section 282.322, Florida Statutes, is  
29 amended to read:

30 282.322 Special monitoring process for designated  
31 information resources management projects.--

1           (1) For each information resources management project  
2 which is designated for special monitoring in the General  
3 Appropriations Act, with a proviso requiring a contract with a  
4 project monitor, the Technology Review Workgroup established  
5 pursuant to s. 216.0446, in consultation with each affected  
6 agency, shall be responsible for contracting with the project  
7 monitor. Upon contract award, funds equal to the contract  
8 amount shall be transferred to the Technology Review Workgroup  
9 upon request and subsequent approval of a budget amendment  
10 pursuant to s. 216.292. With the concurrence of the  
11 Legislative Auditing Committee, the office of the Auditor  
12 General shall be the project monitor for other projects  
13 designated for special monitoring. However, nothing in this  
14 section precludes the Auditor General from conducting such  
15 monitoring on any project designated for special monitoring.  
16 In addition to monitoring and reporting on significant  
17 communications between a contracting agency and the  
18 appropriate federal authorities, the project monitoring  
19 process shall consist of evaluating each major stage of the  
20 designated project to determine whether the deliverables have  
21 been satisfied and to assess the level of risks associated  
22 with proceeding to the next stage of the project. The major  
23 stages of each designated project shall be determined based on  
24 the agency's information systems development methodology.  
25 Within 20 days after an agency has completed a major stage of  
26 its designated project or at least 90 days, the project  
27 monitor shall issue a written report, including the findings  
28 and recommendations for correcting deficiencies, to the agency  
29 head, for review and comment. Within 20 days after receipt of  
30 the project monitor's report, the agency head shall submit a  
31 written statement of explanation or rebuttal concerning the



1 findings and recommendations of the project monitor, including  
2 any corrective action to be taken by the agency. The project  
3 monitor shall include the agency's statement in its final  
4 report, which shall be forwarded, within 7 days after receipt  
5 of the agency's statement, to the agency head, the inspector  
6 general's office of the agency, the Executive Office of the  
7 Governor, the appropriations committees of the Legislature,  
8 the Joint Legislative Auditing Committee, the Technology  
9 Review Workgroup, the President of the Senate, the Speaker of  
10 the House of Representatives, and the Office of Program Policy  
11 Analysis and Government Accountability. The Auditor General  
12 shall also receive a copy of the project monitor's report for  
13 those projects in which the Auditor General is not the project  
14 monitor.

15         (2) The Enterprise Program ~~Project~~ Management Office  
16 of the State Technology Office shall report any information  
17 technology projects the office identifies as high-risk to the  
18 Executive Office of the Governor, the President of the Senate,  
19 the Speaker of the House of Representatives, and the chairs of  
20 the appropriations committees. Within the limits of current  
21 appropriations, the Enterprise Program ~~Project~~ Management  
22 Office shall monitor and report on such high-risk information  
23 technology projects, and assess the levels of risks associated  
24 with proceeding to the next stage of the project.

25         (3) The Enterprise Program Management Office shall  
26 plan, design, develop, and implement key enterprise projects  
27 as determined by the State Chief Information Officer and shall  
28 be involved in the planning stages of agency information  
29 technology projects to ensure a comprehensive approach to  
30 technology solutions. The Enterprise Program Management Office

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1 shall develop enterprise integration guidelines and promulgate  
2 project management standards.

3 Section 11. Paragraphs (e) through (k) of subsection  
4 (2) of section 11.45, Florida Statutes, are amended to read:

5 11.45 Definitions; duties; authorities; reports;  
6 rules.--

7 (2) DUTIES.--The Auditor General shall:

8 ~~(e) Annually conduct an audit of the Wireless~~  
9 ~~Emergency Telephone System Fund as described in s. 365.173.~~

10 (e)(f) At least every 2 years, conduct operational  
11 audits of the accounts and records of state agencies and  
12 universities. In connection with these audits, the Auditor  
13 General shall give appropriate consideration to reports issued  
14 by state agencies' inspectors general or universities'  
15 inspectors general and the resolution of findings therein.

16 (f)(g) At least every 2 years, conduct a performance  
17 audit of the local government financial reporting system,  
18 which, for the purpose of this chapter, means any statutory  
19 provisions related to local government financial reporting.  
20 The purpose of such an audit is to determine the accuracy,  
21 efficiency, and effectiveness of the reporting system in  
22 achieving its goals and to make recommendations to the local  
23 governments, the Governor, and the Legislature as to how the  
24 reporting system can be improved and how program costs can be  
25 reduced. The local government financial reporting system  
26 should provide for the timely, accurate, uniform, and  
27 cost-effective accumulation of financial and other information  
28 that can be used by the members of the Legislature and other  
29 appropriate officials to accomplish the following goals:

- 30 1. Enhance citizen participation in local government;  
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1           2. Improve the financial condition of local  
2 governments;

3           3. Provide essential government services in an  
4 efficient and effective manner; and

5           4. Improve decisionmaking on the part of the  
6 Legislature, state agencies, and local government officials on  
7 matters relating to local government.

8           (g)~~(h)~~ Once every 3 years, conduct performance audits  
9 of the Department of Revenue's administration of the ad  
10 valorem tax laws as described in s. 195.096.

11           (h)~~(i)~~ Once every 3 years, conduct financial audits of  
12 the accounts and records of all district school boards in  
13 counties with populations of 125,000 or more, according to the  
14 most recent federal decennial statewide census.

15           (i)~~(j)~~ Once every 3 years, review a sample of each  
16 state agency's internal audit reports to determine compliance  
17 with current Standards for the Professional Practice of  
18 Internal Auditing or, if appropriate, government auditing  
19 standards.

20           (j)~~(k)~~ Conduct audits of local governmental entities  
21 when determined to be necessary by the Auditor General, when  
22 directed by the Legislative Auditing Committee, or when  
23 otherwise required by law. No later than 18 months after the  
24 release of the audit report, the Auditor General shall perform  
25 such appropriate followup procedures as he or she deems  
26 necessary to determine the audited entity's progress in  
27 addressing the findings and recommendations contained within  
28 the Auditor General's previous report. The Auditor General  
29 shall provide a copy of his or her determination to each  
30 member of the audited entity's governing body and to the  
31 Legislative Auditing Committee.

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2           The Auditor General shall perform his or her duties  
3 independently but under the general policies established by  
4 the Legislative Auditing Committee. This subsection does not  
5 limit the Auditor General's discretionary authority to conduct  
6 other audits or engagements of governmental entities as  
7 authorized in subsection (3).

8           Section 12. Paragraph (e) of subsection (2) of section  
9 110.205, Florida Statutes, is amended to read:

10           110.205 Career service; exemptions.--

11           (2) EXEMPT POSITIONS.--The exempt positions that are  
12 not covered by this part include the following:

13           (e) The State Chief Information Officer, deputy chief  
14 information officers, chief technology officers, and deputy  
15 chief technology officers in the State Technology Office.  
16 Unless otherwise fixed by law, the State Technology Office  
17 shall set the salary and benefits of these positions in  
18 accordance with the rules of the Senior Management Service.

19           Section 13. Paragraph (c) of subsection (4) of section  
20 216.235, Florida Statutes, is amended to read:

21           216.235 Innovation Investment Program.--

22           (4) There is hereby created the State Innovation  
23 Committee, which shall have final approval authority as to  
24 which innovative investment projects submitted under this  
25 section shall be funded. Such committee shall be comprised of  
26 seven members. Appointed members shall serve terms of 1 year  
27 and may be reappointed. The committee shall include:

28           (c) The State Chief Information Officer in the State  
29 Technology Office.

30           Section 14. Subsection (9) of section 216.292, Florida  
31 Statutes, is amended to read:

1           216.292 Appropriations nontransferable; exceptions.--  
2           (9) Moneys appropriated in the General Appropriations  
3 Act for the purpose of paying for services provided by the  
4 State Technology Office ~~state communications system in the~~  
5 ~~Department of Management Services~~ shall be paid by the user  
6 agencies, or the judicial branch, within 45 days after the  
7 billing date. Billed amounts not paid by the user agencies, or  
8 by the judicial branch, shall be transferred by the Department  
9 of Financial Services ~~Comptroller~~ from the user agencies to  
10 the Communications Working Capital Trust Fund.

11           Section 15. Section 395.1031, Florida Statutes, is  
12 amended to read:

13           395.1031 Emergency medical services;  
14 communication.--Each licensed hospital with an emergency  
15 department must be capable of communicating by two-way radio  
16 with all ground-based basic life support service vehicles and  
17 advanced life support service vehicles that operate within the  
18 hospital's service area under a state permit and with all  
19 rotorcraft air ambulances that operate under a state permit.  
20 The hospital's radio system must be capable of interfacing  
21 with municipal mutual aid channels designated by the State  
22 Technology Office ~~Department of Management Services~~ and the  
23 Federal Communications Commission.

24           Section 16. Section 401.013, Florida Statutes, is  
25 amended to read:

26           401.013 Legislative intent.--It is the intention and  
27 purpose of the Legislature that a statewide system of regional  
28 emergency medical telecommunications be developed whereby  
29 maximum use of existing radio channels is achieved in order to  
30 more effectively and rapidly provide emergency medical service  
31 to the general population. To this end, all emergency medical

1 service entities within the state are directed to provide the  
2 State Technology Office ~~Department of Management Services~~ with  
3 any information that office ~~the department~~ requests for the  
4 purpose of implementing the provisions of s. 401.015, and such  
5 entities shall comply with the resultant provisions  
6 established pursuant to this part.

7 Section 17. Section 401.015, Florida Statutes, is  
8 amended to read:

9 401.015 Statewide regional emergency medical  
10 telecommunication system.--The State Technology Office  
11 ~~Department of Management Services~~ is authorized and directed  
12 to develop a statewide system of regional emergency medical  
13 telecommunications. For the purpose of this part, the term  
14 "telecommunications" means those voice, data, and signaling  
15 transmissions and receptions between emergency medical service  
16 components, including, but not limited to: ambulances; rescue  
17 vehicles; hospitals or other related emergency receiving  
18 facilities; emergency communications centers; physicians and  
19 emergency medical personnel; paging facilities; law  
20 enforcement and fire protection agencies; and poison control,  
21 suicide, and emergency management agencies. In formulating  
22 such a system, the department shall divide the state into  
23 appropriate regions and shall develop a program which  
24 includes, but is not limited to, the following provisions:

25 (1) A requirements provision, which shall state the  
26 telecommunications requirements for each emergency medical  
27 entity comprising the region.

28 (2) An interfacility communications provision, which  
29 shall depict the telecommunications interfaces between the  
30 various medical service entities which operate within the  
31 region and state.

1 (3) An organizational layout provision, which shall  
2 include each emergency medical entity and the number of radio  
3 operating units (base, mobile, handheld, etc.) per entity.

4 (4) A frequency allocation and use provision, which  
5 shall include on an entity basis each assigned and planned  
6 radio channel and the type of operation (simplex, duplex, half  
7 duplex, etc.) on each channel.

8 (5) An operational provision, which shall include  
9 dispatching, logging, and operating procedures pertaining to  
10 telecommunications on an entity basis and regional basis.

11 (6) An emergency medical service telephone provision,  
12 which shall include the telephone and the numbering plan  
13 throughout the region for both the public and interface  
14 requirements.

15 Section 18. Section 401.018, Florida Statutes, is  
16 amended to read:

17 401.018 System coordination.--

18 (1) The statewide system of regional emergency medical  
19 telecommunications shall be developed by the State Technology  
20 Office ~~Department of Management Services~~, which office  
21 ~~department~~ shall be responsible for the implementation and  
22 coordination of such system into the state telecommunications  
23 plan. The office ~~department~~ shall adopt any necessary rules  
24 and regulations for implementing and coordinating such a  
25 system.

26 (2) The State Technology Office ~~Department of~~  
27 ~~Management Services~~ shall be designated as the state frequency  
28 coordinator for the special emergency radio service.

29 Section 19. Section 401.021, Florida Statutes, is  
30 amended to read:

31

1           401.021 System director.--The State Chief Information  
2 Officer ~~Secretary of Management Services~~ or his or her  
3 designee is designated as the director of the statewide  
4 telecommunications system of the regional emergency medical  
5 service and, for the purpose of carrying out the provisions of  
6 this part, is authorized to coordinate the activities of the  
7 telecommunications system with other interested state, county,  
8 local, and private agencies.

9           Section 20. Section 401.024, Florida Statutes, is  
10 amended to read:

11           401.024 System approval.--From July 1, 1973, no  
12 emergency medical telecommunications system shall be  
13 established or present systems expanded without prior approval  
14 of the State Technology Office ~~Department of Management~~  
15 ~~Services~~.

16           Section 21. Section 401.027, Florida Statutes, is  
17 amended to read:

18           401.027 Federal assistance.--The State Chief  
19 Information Officer ~~Secretary of Management Services~~ or his or  
20 her designee is authorized to apply for and accept federal  
21 funding assistance in the development and implementation of a  
22 statewide emergency medical telecommunications system.

23           Section 22. Paragraph (b) of subsection (2) of section  
24 401.245, Florida Statutes, is amended to read:

25           401.245 Emergency Medical Services Advisory Council.--

26           (2)

27           (b) Representation on the Emergency Medical Services  
28 Advisory Council shall include: two licensed physicians who  
29 are "medical directors" as defined in s. 401.23(15) or whose  
30 medical practice is closely related to emergency medical  
31 services; two emergency medical service administrators, one of



1 whom is employed by a fire service; two certified paramedics,  
2 one of whom is employed by a fire service; two certified  
3 emergency medical technicians, one of whom is employed by a  
4 fire service; one emergency medical services educator; one  
5 emergency nurse; one hospital administrator; one  
6 representative of air ambulance services; one representative  
7 of a commercial ambulance operator; and two laypersons who are  
8 in no way connected with emergency medical services, one of  
9 whom is a representative of the elderly. Ex officio members of  
10 the advisory council from state agencies shall include, but  
11 shall not be limited to, representatives from the Department  
12 of Education, the State Technology Office ~~Department of~~  
13 ~~Management Services~~, the Department of Insurance, the  
14 Department of Highway Safety and Motor Vehicles, the  
15 Department of Transportation, and the Department of Community  
16 Affairs.

17 Section 23. This act shall take effect July 1, 2003.  
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