

1 A bill to be entitled
 2 An act relating to state and local government spending;
 3 providing definitions; requiring the Department of State
 4 to create and manage a free website disclosing certain
 5 spending by state and local governmental entities under
 6 certain contracts; providing requirements concerning the
 7 content of the website; providing an exemption for public
 8 records that are not subject to disclosure; providing an
 9 effective date.

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11 Be It Enacted by the Legislature of the State of Florida:

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13 Section 1. Transparency of spending by state and local
 14 government.--

15 (1) As used in this section, the term:

16 (a) "Contract" means a legally binding agreement between a
 17 governmental entity and a person which requires the entity to
 18 pay the person \$5,000 or more. The term includes any agreement
 19 that would require a total payment of \$5,000 or more if each
 20 term extension that the agreement authorizes was instituted.

21 (b) "Expenditure" means a payment that a governmental
 22 entity makes to a person under a contract.

23 (c) "Governmental entity" means a state agency, a
 24 political subdivision, a corporation created by and acting on
 25 behalf of a state agency or political subdivision, or a taxing
 26 authority created by a state agency or political subdivision.

27 (d) "Person" means a corporation, association,
 28 partnership, limited liability company, limited liability

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29 partnership, sole proprietorship, or any other legal business
30 entity, whether for profit or nonprofit. The term excludes an
31 individual, an employee of a governmental entity, or an employee
32 of the Federal Government.

33 (2) The Department of State shall create and manage a free
34 website that is searchable. The website must list, for each
35 quarter of each calendar year, each expenditure made on or after
36 July 1, 2008, by a governmental entity to a person under a
37 contract by:

38 (a) Name of the governmental entity making the
39 expenditure;

40 (b) Name of the person receiving the expenditure;

41 (c) Date of the expenditure;

42 (d) Amount of the expenditure; and

43 (e) Purpose of the expenditure.

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45 The website also must state the name of each party to a contract
46 for which the website lists an expenditure and provide an
47 electronic copy of the contract.

48 (3) This section does not require that any public record
49 that is exempt from inspection or copying under chapter 119,
50 Florida Statutes, be listed on a website.

51 Section 2. This act shall take effect July 1, 2008.