



493392

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/02/2013	.	
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The Committee on Governmental Oversight and Accountability
(Hays) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Public data inventory.—

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

(a) “Agency” means any committee, unit, or office of the
legislative branch of government as described in chapter 11,
Florida Statutes, any commission, unit, or office of the
executive branch of government as described in chapter 14,
Florida Statutes, and any agency as described in chapter 20,
Florida Statutes.



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13 (b) "Department" means the Department of State.

14 (c) "Public data" means any document, paper, letter, map,
15 book, tape, photograph, film, sound recording, data processing
16 software, or other material, regardless of the physical form,
17 characteristics, or means of transmission, made or received
18 pursuant to law or in connection with the transaction of
19 official business by an agency.

20 (2) Each agency shall submit an inventory of all public
21 data in its custody to the President of the Senate, the Speaker
22 of the House of Representatives, and the Secretary of State by
23 January 1, 2014, and every 6 months thereafter. The department
24 may develop guidelines for the processing and submission of
25 public data inventories. Each inventory shall include the
26 following information for each type or category of data held by
27 the agency:

28 (a) A description of the data, including a record layout.

29 (b) The format, source, quality, and accuracy of the data.

30 (c) Whether the data is currently available to the public
31 without a public records request, and, if it is available, the
32 format and venue in which it is available.

33 (d) A description of data not currently available to the
34 public without a public records request, but which the agency
35 recommends be made publicly available.

36 (e) A description of all data that is confidential or
37 exempt from s. 119.07(1), Florida Statutes, or s. 24(a), Art. I
38 of the State Constitution and the statutory citations that make
39 such data confidential or exempt.

40 (f) An explanation of any data-sharing activities with any
41 other agency.



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42 (3) The department may use fees collected and deposited
43 into the Records Management Trust Fund for the purpose of paying
44 for costs incurred by the department in administering this
45 section.

46 (4) The department may adopt rules to implement and
47 administer this section.

48 Section 2. This act shall take effect July 1, 2013.

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50 ===== T I T L E A M E N D M E N T =====

51 And the title is amended as follows:

52 Delete everything before the enacting clause
53 and insert:

54 A bill to be entitled
55 An act relating to public data; providing definitions;
56 requiring each agency to submit an inventory in its
57 custody to specified persons; specifying the
58 information that must be included in each inventory;
59 authorizing the Department of State to use fees
60 collected and deposited in the Records Management
61 Trust Fund for certain purposes; granting rulemaking
62 authority to the department; providing an effective
63 date.