



696398

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/13/2014	.	
	.	
	.	
	.	

---

The Committee on Appropriations (Ring) recommended the following:

**Senate Amendment**

Delete lines 1618 - 1695  
and insert:

Section 26. (1) All records, property, pending issues and existing contracts, administrative authority, administrative rules in chapters 71A-1 and 71A-2, Florida Administrative Code, in effect as of November 15, 2010, trust funds, and unexpended balances of appropriations, allocations, and other funds of the Agency for Enterprise Information Technology are transferred by



696398

11 a type two transfer pursuant to s. 20.06(2), Florida Statutes,  
12 to the Agency for State Technology established pursuant to s.  
13 20.61, Florida Statutes, as created by this act.

14 (2) Except for those rules in chapters 71A-1 and 71A-2,  
15 Florida Administrative Code, transferred pursuant to subsection  
16 (1), any other rules adopted by the Agency for Enterprise  
17 Information Technology, if any, are void.

18 Section 27. The Northwood Shared Resource Center is  
19 transferred by a type two transfer, pursuant to s. 20.06,  
20 Florida Statutes, from the Department of Management Services to  
21 the Agency for State Technology. Any binding contract or  
22 interagency agreement entered into and between the Northwood  
23 Shared Resource Center or an entity or agent of the center and  
24 any other agency, entity, or person shall continue as a binding  
25 contract or agreement of the Agency for State Technology for the  
26 remainder of the term of such contract or agreement.

27 Section 28. The Southwood Shared Resource Center is  
28 transferred by a type two transfer, pursuant to s. 20.06,  
29 Florida Statutes, from the Department of Management Services to  
30 the Agency for State Technology. Any binding contract or  
31 interagency agreement entered into and between the Southwood  
32 Shared Resource Center or an entity or agent of the center and  
33 any other agency, entity, or person shall continue as a binding  
34 contract or agreement of the Agency for State Technology for the  
35 remainder of the term of such contract or agreement.

36 Section 29. (1) The Agency for State Technology shall  
37 conduct a feasibility study that analyzes, evaluates, and  
38 provides recommendations for managing state government data in a  
39 manner that promotes interoperability and openness; ensures



696398

40 that, wherever legally permissible and not cost prohibitive,  
41 such data is available to the public in ways that make the data  
42 easy to find and use; and complies with the provisions of  
43 chapter 119, Florida Statutes.

44 (2) By June 1, 2015, the Agency for State Technology shall  
45 submit a report on the feasibility study to the Governor, the  
46 President of the Senate, and the Speaker of the House of  
47 Representatives. The report, at a minimum, shall include the  
48 following components:

49 (a) A clear description of what state government data is  
50 public information. The guiding principle for this component is  
51 a presumption of openness to the extent permitted by law and  
52 subject to privacy, confidentiality, security, and other fiscal  
53 and legal restrictions.

54 (b) A fiscal analysis that identifies the impact to any  
55 agency that is authorized to assess a fee for providing certain  
56 state government data to the public if the description in  
57 paragraph (a) includes that data.

58 (c) Recommended standards to make uniform the format and  
59 accessibility of public information and to ensure that the data  
60 is published in a nonproprietary, searchable, sortable,  
61 platform-independent, and machine-readable format. The report  
62 shall include the projected cost to state agencies to implement  
63 and maintain the standards.

64 (d) A project plan for implementing a single Internet  
65 website that contains the public information or links to the  
66 public information. The plan shall include a timeline and  
67 benchmarks for making public information available online and  
68 shall identify costs associated with the development and ongoing



696398

69 maintenance of the website.

70 (e) A recommended governance structure and a review and  
71 compliance process to ensure accountability on the part of those  
72 who create, maintain, manage, or store public information or  
73 post it on the single Internet website. The report shall include  
74 associated costs to implement and maintain the recommended  
75 governance structure and the review and compliance process.

76 Section 30. Effective June 30, 2014, there is created the  
77 state data center task force comprised of all individuals who,  
78 upon that date are members of the boards of trustees of the  
79 Northwood Shared Resource Center or the Southwood Shared  
80 Resource Center, and agree to serve on the task force. The  
81 members of the task force shall elect a chair. The purpose of  
82 the task force is to assist with the transfer of the Northwood  
83 Shared Resource Center and Southwood Shared Resource Center to  
84 the Agency for State Technology and the transition to the state  
85 data center established pursuant to s. 282.201, Florida  
86 Statutes. The task force shall identify any operational or  
87 fiscal issues impacting the transition and provide  
88 recommendations to the Agency for State Technology for  
89 resolution of such issues. The task force does not have  
90 authority to make decisions regarding the state data center or  
91 the former Northwood Shared Resource Center or Southwood Shared  
92 Resource Center. The task force is abolished June 30, 2015, or  
93 at an earlier date as provided by the task force.

94 Section 31. (1) For the 2014-2015 fiscal year, the sums of  
95 \$3,563,573 in recurring funds and \$1,095,005 in nonrecurring  
96 funds are appropriated from the General Revenue Fund to the  
97 Agency for State Technology, and 25 full-time equivalent



696398

98 positions and associated salary rate of 2,083,482 are  
99 authorized, for the purpose of implementing this act.

100 (2) (a) The recurring general revenue funds shall be  
101 allocated to an Executive Direction and Support Services budget  
102 entity in specific appropriation categories: \$2,851,452 in  
103 Salaries and Benefits, \$252,894 in Expenses, \$115,000 in  
104 Administrative Overhead, \$10,000 in Operating Capital Outlay,  
105 \$317,627 in Contracted Services, \$3,000 in Risk Management  
106 Insurance, \$8,600 in Transfer to Department of Management  
107 Services/Statewide Human Resources Contract, and \$5,000 in Data  
108 Processing Services/Southwood Shared Resource Center.

109 (b) The nonrecurring general revenue funds shall be  
110 allocated to an Executive Direction and Support Services budget  
111 entity in specific appropriation categories: \$95,005 in Expenses  
112 and \$1,000,000 in Contracted Services.

113 Section 32. A Data Center Administration budget entity is  
114 created within the Agency for State Technology. Appropriations  
115 to the Data Center Administration budget entity shall reflect  
116 the indirect data center costs allocated to customer agencies.

117 Section 33. For the 2014-2015 fiscal year only, the  
118 Northwood Shared Resource Center budget entity is created within  
119 the Agency for State Technology. Effective July 1, 2014, the  
120 appropriations provided for the Northwood Shared Resource Center  
121 in the General Appropriations Act for the 2014-2015 fiscal year  
122 shall be transferred to the Northwood Shared Resource Center  
123 budget entity within the Agency for State Technology.

124 Section 34. For the 2014-2015 fiscal year only, the  
125 Southwood Shared Resource Center budget entity is created within  
126 the Agency for State Technology. Effective July 1, 2014, the



696398

127 appropriations provided for the Southwood Shared Resource Center  
128 in the General Appropriations Act for the 2014-2015 fiscal year  
129 shall be transferred to the Southwood Shared Resource Center  
130 budget entity within the Agency for State Technology.

131 Section 35. (1) For the 2014-2015 fiscal year, the sums of  
132 \$144,870 in recurring funds and \$7,546 in nonrecurring funds are  
133 appropriated from the General Revenue Fund to the Department of  
134 Law Enforcement, and 2 full-time equivalent positions and  
135 associated salary rate of 93,120 are authorized, for the purpose  
136 of implementing the sections of this act related to cybercrime  
137 capacity and capability.

138 (2) (a) The recurring general revenue funds shall be  
139 allocated to the Provide Investigative Services budget entity in  
140 specific appropriation categories: \$131,660 in Salaries and  
141 Benefits, \$12,522 in Expenses, and \$688 in Transfer to  
142 Department of Management Services/Statewide Human Resources  
143 Contract.

144 (b) The nonrecurring general revenue funds of \$7,546 shall  
145 be allocated to the Provide Investigative Services budget entity  
146 in the Expenses appropriation category.

147 Section 36. Beginning with the 2015-2016 fiscal year, the  
148 State Data Center budget entity is created within the Agency for  
149 State Technology. Appropriations to the State Data Center budget  
150 entity shall reflect the direct data center costs allocated to  
151 customer agencies.

152 Section 37. (1) From the funds appropriated in section 31,  
153 \$500,000 in nonrecurring general revenue funds shall be used by  
154 the Agency for State Technology to contract with an independent  
155 third party consulting firm to complete a risk assessment of



696398

156 information technology security that analyzes and provides  
157 recommendations for protecting the state's information, data,  
158 and information technology resources. The risk assessment shall:

159 (a) Focus on the state data center created in s. 282.201,  
160 Florida Statutes, and the state data center's state agency  
161 customers.

162 (b) Identify the existing security standards, guidelines,  
163 frameworks, and practices currently managing the state's  
164 information, data, and information technology resources.

165 (c) Evaluate industry best practices, standards,  
166 guidelines, and frameworks and provide recommendations to  
167 increase overall security within the state data center and its  
168 state agency customers.

169 (d) Identify the differences between current operations or  
170 practices and the Agency for State Technology's recommendations  
171 and prioritize the identified gaps in order of relative  
172 importance to state agency customers' business objectives.

173 (2) The Agency for State Technology shall submit the  
174 results of the completed risk assessment to the Governor, the  
175 President of the Senate, and the Speaker of the House of  
176 Representatives by June 30, 2015.

177 Section 38. (1) The Agency for State Technology shall  
178 complete an operational assessment of the state data center  
179 created by s. 282.201, Florida Statutes. The operational  
180 assessment shall focus on:

181 (a) Standardizing the state data center's operational  
182 processes and practices to include its cost recovery  
183 methodologies.

184 (b) Identifying duplication of any staff resources



696398

185 supporting the operation of the state data center and any  
186 positions created within the Agency for State Technology.  
187 (2) Based upon the results of the operational assessment,  
188 the Agency for State Technology shall provide recommendations  
189 for the potential reorganization of the state data center,  
190 including recommendations for the reduction or reclassification  
191 of duplicative positions, and submit its recommendations to the  
192 Governor, the President of the Senate, and the Speaker of the  
193 House of Representatives by February 1, 2015.  
194 Section 39. Notwithstanding s. 216.292(4)(d), Florida Statutes,  
195 the transfers authorized in sections 27 and 28 of this act do  
196 not require Legislative Budget Commission approval.