1   A bill to be entitled

2   An act relating to technology; amending s. 20.61,

3   F.S.; establishing the chief data officer within the

4   Agency for State Technology; creating s. 20.62, F.S.;

5   requiring each state and local government entity to

6   annually provide an indexed list of certain data to

7   the agency; providing requirements for such list;

8   amending s. 97.021, F.S.; revising the definition of

9   the term "marksense ballots" for purposes of the

10   Florida Election Code; amending s. 101.151, F.S.;

11   providing applicability of specified requirements to

12   the display on a voter interface device; amending ss.

13   101.5603 and 101.56075, F.S.; conforming provisions to

14   changes made by the act; amending s. 282.0051, F.S.;

15   requiring the Agency for State Technology to create a

16   reporting format for certain data and publish such

17   data in an indexed catalog; providing an effective

18   date.

19

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

21

22   Section 1. Paragraph (f) is added to subsection (2) of

23   section 20.61, Florida Statutes, to read:

24   20.61 Agency for State Technology.—The Agency for State

25   Technology is created within the Department of Management

26   Services. The agency is a separate budget program and is not

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27 subject to control, supervision, or direction by the Department

28 of Management Services, including, but not limited to,

29 purchasing, transactions involving real or personal property,

30 personnel, or budgetary matters.

31   (2) The following positions are established within the

32 agency, all of whom shall be appointed by the executive

33 director:

34   (f) Chief data officer, who shall request and receive

35 data, as needed to establish the interoperability of public

36 data, from any state or local government entity. The chief data

37 officer shall comply with all state and federal privacy

38 regulations for personally identifiable information.

39   Section 2. Section 20.62, Florida Statutes, is created to

40 read:

41   20.62 Data catalog.—A state or local government entity

42 must annually provide the Agency for State Technology with an

43 indexed list that identifies all types of data points aggregated

44 or stored within any computer system, platform, application, or

45 database used by the entity. The list need not include the

46 publication of all data points or data sets but must include the

47 identification of all data fields or columns within any computer

48 system, platform, application, or database used by the entity.

49 The list must identify:

50   (1) If the data is maintained as structured or discrete

51 data.

52   (2) Any standards or terminology used to structure the

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53 data.

54   (3) The name of the system, platform, or application that

55 collects, stores, publishes, or analyzes the data.

56   (4) Any integration or interface between any system,

57 platform, or application used by the entity and any other

58 system, platform, or application.

59   (5) Any existing or planned application programming

60 interface used to publish data, the data contained in any such

61 existing interface, and the data expected to be contained in any

62 such planned interface.

63   (6) Any current methodologies or formats for transmitting

64 data to a state or local government entity.

65   (7) Any data that, if contained within a published

66 application programming interface, would:

67   (a) Increase the efficiency and operation of state

68 government; or

69   (b) Increase the public's ability to obtain data in an

70 efficient, accurate, and less costly manner.

71   Section 3. Paragraph (a) of subsection (4) of section

72 97.021, Florida Statutes, is amended to read:

73   97.021 Definitions.—For the purposes of this code, except

74 where the context clearly indicates otherwise, the term:

75   (4) "Ballot" or "official ballot" when used in reference

76 to:

77   (a) "Marksense ballot ballots" means that printed sheet of

78 paper, used in conjunction with an electronic or

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79 electromechanical vote tabulation voting system, containing the
80 names of candidates, or a statement of proposed constitutional
81 amendments or other questions or propositions submitted to the
82 electorate at any election, or the selections made by the
83 elector of candidates or other questions or propositions at an
84 election, on which sheet of paper an elector casts his or her
85 vote either directly on the sheet of paper or indirectly through
86 the use of a voter interface device used to designate the
87 elector's ballot selections on the sheet of paper.
88   Section 4. Subsection (10) is added to section 101.151,
89 Florida Statutes, to read:
90   101.151 Specifications for ballots.—
91   (10) With respect to any voting system that uses a voter
92 interface device to designate the elector's ballot selections on
93 a sheet of paper, the provisions of this section, s. 101.161,
94 and ss. 101.2512-101.254 that prescribe the ballot layout apply
95 only to the display of candidates and issues on the voter
96 interface device.
97   Section 5. Subsection (5) of section 101.5603, Florida
98 Statutes, is amended to read:
99   101.5603 Definitions relating to Electronic Voting Systems
100 Act.—As used in this act, the term:
101   (5) "Marking device" means any approved device for marking
102 a ballot with ink or other substance, including through a voter
103 interface device, which will enable the ballot to be tabulated
104 by means of automatic tabulating equipment.

105   Section 6. Subsection (1) of section 101.56075, Florida
106 Statutes, is amended to read:
107   101.56075 Voting methods.—
108   (1) Except as provided in subsection (2), all voting shall
109 be by marksense ballot using <s>utilizing</s> a marking device for the
110 purpose of designating ballot selections.
111   Section 7. Subsection (8) of section 282.0051, Florida
112 Statutes, is amended to read:
113   282.0051 Agency for State Technology; powers, duties, and
114 functions.—The Agency for State Technology shall have the
115 following powers, duties, and functions:
116   (8)<u>(a)</u> Develop standards for information technology
117 reports and updates, including, but not limited to, operational
118 work plans, project spend plans, and project status reports, for
119 use by state agencies.
120   <u>(b) Create a standardized reporting format for data</u>
121 <u>submitted by state and local government entities and publish</u>
122 <u>such data in an indexed catalog pursuant to s. 20.62.</u>
123   Section 8. This act shall take effect July 1, 2016.