

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; amending s. 97.021, F.S.;
 5 revising the definition of the term "marksense
 6 ballots" for purposes of the Florida Election Code;
 7 amending s. 101.151, F.S.; providing applicability of
 8 specified requirements to the display on a voter
 9 interface device; amending ss. 101.5603 and 101.56075,
 10 F.S.; conforming provisions to changes made by the
 11 act; amending s. 282.0051, F.S.; requiring the agency
 12 to create a reporting format for certain data and
 13 publish such data in an indexed catalog; creating s.
 14 282.319, F.S.; requiring each state and local
 15 government entity to annually provide an indexed list
 16 of certain data to the agency; providing requirements
 17 for such list; providing effective dates.

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 19 Be It Enacted by the Legislature of the State of Florida:
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21 Section 1. Paragraph (f) is added to subsection (2) of
 22 section 20.61, Florida Statutes, to read:

23 20.61 Agency for State Technology.—The Agency for State
 24 Technology is created within the Department of Management
 25 Services. The agency is a separate budget program and is not
 26 subject to control, supervision, or direction by the Department

27 of Management Services, including, but not limited to,
 28 purchasing, transactions involving real or personal property,
 29 personnel, or budgetary matters.

30 (2) The following positions are established within the
 31 agency, all of whom shall be appointed by the executive
 32 director:

33 (f) Chief data officer.

34 Section 2. Effective January 1, 2017, paragraph (a) of
 35 subsection (4) of section 97.021, Florida Statutes, is amended
 36 to read:

37 97.021 Definitions.—For the purposes of this code, except
 38 where the context clearly indicates otherwise, the term:

39 (4) "Ballot" or "official ballot" when used in reference
 40 to:

41 (a) "Marksense ballot ballots" means that printed sheet of
 42 paper, used in conjunction with an electronic or
 43 electromechanical vote tabulation voting system, containing the
 44 names of candidates, or a statement of proposed constitutional
 45 amendments or other questions or propositions submitted to the
 46 electorate at any election, or the selections made by the
 47 elector of candidates or other questions or propositions at an
 48 election, on which sheet of paper an elector casts his or her
 49 vote either directly on the sheet of paper or indirectly through
 50 the use of a voter interface device used to designate the
 51 elector's ballot selections on the sheet of paper.

52 Section 3. Effective January 1, 2017, subsection (10) is

53 added to section 101.151, Florida Statutes, to read:

54 101.151 Specifications for ballots.—

55 (10) With respect to any voting system that uses a voter
 56 interface device to designate the elector's ballot selections on
 57 a sheet of paper, the provisions of this section, s. 101.161,
 58 and ss. 101.2512-101.254 that prescribe the ballot layout apply
 59 only to the display of candidates and issues on the voter
 60 interface device.

61 Section 4. Effective January 1, 2017, subsection (5) of
 62 section 101.5603, Florida Statutes, is amended to read:

63 101.5603 Definitions relating to Electronic Voting Systems
 64 Act.—As used in this act, the term:

65 (5) "Marking device" means any approved device for marking
 66 a ballot with ink or other substance, including through a voter
 67 interface device, which will enable the ballot to be tabulated
 68 by means of automatic tabulating equipment.

69 Section 5. Effective January 1, 2017, subsection (1) of
 70 section 101.56075, Florida Statutes, is amended to read:

71 101.56075 Voting methods.—

72 (1) Except as provided in subsection (2), all voting shall
 73 be by marksense ballot using ~~utilizing~~ a marking device for the
 74 purpose of designating ballot selections.

75 Section 6. Subsection (8) of section 282.0051, Florida
 76 Statutes, is amended to read:

77 282.0051 Agency for State Technology; powers, duties, and
 78 functions.—The Agency for State Technology shall have the

79 following powers, duties, and functions:

80 (8) (a) Develop standards for information technology
 81 reports and updates, including, but not limited to, operational
 82 work plans, project spend plans, and project status reports, for
 83 use by state agencies.

84 (b) Create a standardized reporting format for data
 85 submitted by state and local government entities and publish
 86 such data in the data catalog pursuant to s. 282.319.

87 Section 7. Section 282.319, Florida Statutes, is created
 88 to read:

89 282.319 Data catalog.—

90 (1) The Agency for State Technology shall create,
 91 administer, and maintain a data catalog.

92 (2) A state or local government entity must annually
 93 provide the agency with an indexed list that identifies all
 94 types of data points aggregated or stored within any computer
 95 system, platform, application, or database used by the entity.
 96 The list need not include all data points or data sets but must
 97 identify all data fields or columns within any computer system,
 98 platform, application, or database used by the entity. The list
 99 must identify:

100 (a) Whether the data is maintained as structured or
 101 discrete data.

102 (b) Any standards or terminology used to structure the
 103 data.

104 (c) The name of the system, platform, or application that

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

106 (d) Any integration or interface between any system,
107 platform, or application used by the entity and any other
108 system, platform, or application.

109 (e) Any existing or planned application programming
110 interface used to publish data, the data contained in any such
111 existing interface, and the data expected to be contained in any
112 such planned interface.

113 (f) Any current methodologies or formats for transmitting
114 data to a state or local government entity.

115 (g) Any data that, if contained within a published
116 application programming interface, would:

117 1. Increase the efficiency and operation of state
118 government; or

119 2. Increase the public's ability to obtain data in an
120 efficient, accurate, and less costly manner.

121 (3) The agency's chief data officer shall request and
122 receive data, as needed to establish the interoperability of
123 public data, from any state or local government entity for the
124 purpose of maintaining and updating the data catalog.

125 Section 8. Except as otherwise expressly provided in this
126 act, this act shall take effect July 1, 2016.