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1                   A bill to be entitled  
2           An act relating to state financial information;  
3           amending s. 11.45, F.S.; requiring that the Auditor  
4           General annually provide to the Legislature and the  
5           Department of Financial Services a list of specified  
6           entities that have failed to comply with certain  
7           financial transparency requirements; amending s.  
8           215.985, F.S., relating to the Transparency Florida  
9           Act; revising the definition of the term "governmental  
10          entity"; adding additional governmental entities to  
11          those for which the Legislative Auditing Committee  
12          recommends a format for collecting and displaying  
13          financial information; revising the schedule for  
14          adding information to the state's official website;  
15          revising provisions exempting certain municipalities  
16          and special districts from the Transparency Florida  
17          Act; requiring each water management district to  
18          submit monthly detailed financial statements to its  
19          governing board and post such statement on its  
20          website; requiring the Chief Financial Officer to  
21          provide public access to a state contract management  
22          system; providing the information that must be  
23          available on the system; requiring agency procurement  
24          staff to update data in the system; providing an  
25          effective date.

26  
27   Be It Enacted by the Legislature of the State of Florida:

28  
29          Section 1. Paragraph (i) is added to subsection (7) of

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30 section 11.45, Florida Statutes, to read:

31 11.45 Definitions; duties; authorities; reports; rules.—

32 (7) AUDITOR GENERAL REPORTING REQUIREMENTS.—

33 (i) Beginning in 2012, the Auditor General shall annually  
34 transmit by July 15, to the President of the Senate, the Speaker  
35 of the House of Representatives, and the Department of Financial  
36 Services, a list of all school districts, charter schools,  
37 charter technical career centers, Florida College System  
38 institutions, state universities, and water management districts  
39 that have failed to comply with the transparency requirements as  
40 identified in the audit reports reviewed pursuant to paragraph  
41 (b) and those conducted pursuant to (2).

42 Section 2. Subsections (2), (5), (6), and (11) through (14)  
43 of section 215.985, Florida Statutes, are amended, and  
44 subsections (15) and (16) are added to that section, to read:

45 215.985 Transparency in government spending.—

46 (2) As used in this section, the term:

47 (a) "Governmental entity" means any state, regional,  
48 county, municipal, special district, or other political  
49 subdivision whether executive, judicial, or legislative,  
50 including, but not limited to, any department, division, bureau,  
51 commission, authority, district, or agency thereof, or any  
52 public school ~~district~~, Florida College System institution  
53 ~~community college~~, state university, or associated board.

54 (b) "Website" means a site on the Internet which is easily  
55 accessible to the public at no cost and does not require the  
56 user to provide any information.

57 (c) "Committee" means the Legislative Auditing Committee  
58 created in s. 11.40.

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59           (5) The committee shall recommend a format for collecting  
60 and displaying information from state universities, ~~public~~  
61 ~~schools,~~ Florida College System institutions ~~community colleges,~~  
62 school districts, charter schools, charter technical career  
63 centers, local governmental units, and other governmental  
64 entities ~~receiving state appropriations.~~

65           (6) By November 1, 2012, and annually thereafter ~~March 1,~~  
66 ~~2010,~~ the committee shall develop a schedule for adding  
67 additional ~~other~~ information to the website by type of  
68 information and governmental entity, including timeframes and  
69 development entity. The schedule for adding additional  
70 information shall be submitted to the President of the Senate  
71 and the Speaker of the House of Representatives. Additional  
72 information may include:

73           (a) Disbursements by the governmental entity from funds  
74 established within the treasury of the governmental entity,  
75 including, for all branches of state government, allotment  
76 balances in the Florida Accounting Information Resource  
77 Subsystem.

78           (b) Revenues received by each governmental entity,  
79 including receipts or deposits by the governmental entity into  
80 funds established within the treasury of the governmental  
81 entity.

82           (c) Information relating to a governmental entity's bonded  
83 indebtedness, including, but not limited to, the total amount of  
84 obligation stated in terms of principal and interest, an  
85 itemization of each obligation, the term of each obligation, the  
86 source of funding for repayment of each obligation, the amounts  
87 of principal and interest previously paid to reduce each

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88 obligation, the balance remaining of each obligation, any  
89 refinancing of any obligation, and the cited statutory authority  
90 to issue such bonds.

91 (d) Links to available governmental entity websites.

92 (11) A Any municipality or special district that has total  
93 annual revenues of less than \$10 million ~~having a population of~~  
94 ~~10,000 or fewer~~ is exempt from this section. ~~Population~~  
95 ~~determinations must be based on the most recent population~~  
96 ~~estimates prepared pursuant to s. 186.901.~~

97 (12) By September 1, 2011, each water management district  
98 shall provide a monthly financial statement to its governing  
99 board and make such statement available for public access on its  
100 website.

101 (13)~~(12)~~ This section does not require or permit the  
102 disclosure of information that is considered confidential by  
103 state or federal law.

104 (14)~~(13)~~ The Office of Policy and Budget in the Executive  
105 Office of the Governor shall ensure that all data added to the  
106 website remains accessible to the public for 10 years.

107 (15)~~(14)~~ The committee shall prepare an annual report  
108 detailing progress in establishing the single website and  
109 providing recommendations for enhancement of the content and  
110 format of the website and related policies and procedures. The  
111 first report shall be submitted to the Governor, the President  
112 of the Senate, and the Speaker of the House of Representatives  
113 by November 1, 2011, and annually by November 1 thereafter.

114 (16) The Chief Financial Officer shall provide public  
115 access to a state contract management system that provides  
116 information and documentation relating to contracts procured by

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117 governmental entities.

118 (a) The data collected in the system must include, but need  
119 not be limited to, the contracting agency; the procurement  
120 method; the contract beginning and ending dates; the type of  
121 commodity or service; the purpose of the commodity or service;  
122 the compensation to be paid; compliance information, such as  
123 performance metrics for the service or commodity; contract  
124 violations; the number of extensions or renewals; and the  
125 statutory authority for providing the service.

126 (b) Within 30 days after a major change to an existing  
127 contract or the execution of a new contract, agency procurement  
128 staff of the affected state governmental entity shall update the  
129 necessary information in the state contract management system. A  
130 major change to a contract includes, but is not limited to, a  
131 renewal, termination, or extension of the contract or an  
132 amendment to the contract.

133 Section 3. This act shall take effect July 1, 2011.