

The Florida Legislature
Joint Legislative Auditing Committee

Senator Alex Diaz de la Portilla, Chair
Representative Greg Evers, Vice Chair

Meeting Packet
Monday, October 5, 2009
4:00 P.M. to 6:00 P.M.
309 Capitol

AGENDA
JOINT LEGISLATIVE AUDITING COMMITTEE

DATE: Monday, October 5, 2009

TIME: 4:00 p.m. to 6:00 p.m.

PLACE: Room 309 Capitol

MEMBERS: Senator Alex Díaz de la Portilla, Chair
Representative Greg Evers, Alternating Chair

Senator Larcenia J. Bullard	Representative Betty Reed
Senator Andy Gardiner	Representative Dwayne L. Taylor
Senator Jeremy Ring	Representative John Tobia
Senator Stephen R. Wise	Representative Charles E. Van Zant

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1. Presentation by David W. Martin, CPA, Auditor General
 2. Presentation by Gary VanLandingham, Ph.D., Director, Office of Program Policy Analysis and Government Accountability (OPPAGA)
 3. Discussion concerning local governmental entities that have not filed their annual financial reports as required by Section 218.32, F.S., and audit reports as required by Section 218.39, F.S.
 4. Update on the Transparency Florida Act, Chapter 2009-74, Laws of Florida
 5. Other Committee Business

Agenda Item 1

Auditor General Update

Joint Legislative Auditing Committee
October 2009



Constitutional and Statutory Audit Authority

- Conduct audits of the public records as prescribed by --
 - Law
 - Concurrent resolution of the Legislature
 - Legislative Auditing Committee
 - Discretionary authority of the Auditor General

October 2009

Auditor General Update



Annual Audits

- Financial Statement and Federal Awards Audits
 - State of Florida
 - Universities (11)
 - Community colleges (28)
- Financial Statement, Operational, and Federal Awards Audits
 - District school boards (43 in counties with population under 150,000)

October 2009

Auditor General Update



Annual Audits

- Financial Statement Audits
 - Department of the Lottery
 - State Board of Administration – Local Government Investment Pool
- Operational Audits
 - Information Technology
 - Wireless Emergency Telephone System Fund
 - Florida School for the Deaf and the Blind
 - Clerks of Court Operations Corporation

October 2008

Auditor General Update



Annual Audits

- Operational Audits
 - Summary of Audit Findings and Financial Trends
 - Local governments
 - District school boards
 - Charter schools
 - Review of CPA Audit Reports
 - Local governments
 - District school boards
 - Charter schools

October 2009

Auditor General Update



Biennial Audits

- Operational Audits
 - State agencies
 - Universities
 - Community colleges
 - Local Government Financial Reporting System

October 2009

Auditor General Update



Triennial Audits and Reviews

- Financial Statement, Operational, and Federal Awards Audits
 - District school boards (in counties with populations of 150,000 or more)
- Operational Audits
 - Department of Revenue – Ad Valorem Tax Laws
 - Citizens Property Insurance Corporation

October 2009

Auditor General Update



Triennial Audits and Reviews

- Reviews of State Agency Internal Audit Functions
- Attestation Engagements (Operational)
 - Florida Education Finance Program – District school boards

October 2009

Auditor General Update



Special Audits

- Audits directed by the Legislative Auditing Committee
 - Municipalities
 - Local referendum
 - Other
- Audits requested by local governments

October 2009

Auditor General Update



Rules of the Auditor General

- Applicable to audits of -
 - Local governments
 - District school boards
 - Charter schools
 - State financial assistance
 - Nonprofit and for-profit entities

October 2009

Auditor General Update



Current Work Plan

- Financial Statement and Federal Awards Audits
 - State of Florida
 - 11 Universities
 - 28 Community Colleges
 - 51 District School Boards
- Financial Statement Audits
 - Department of the Lottery
 - SBA Local Government Investment Pool

October 2009

Auditor General Update



Current Work Plan

- 2008-09 Operational Audits
 - 19 State agencies
 - 9 Universities
 - 12 Community Colleges
 - Special Audits
 - Citrus Memorial Hospital Tax Funds
 - Daytona Beach Community Redevelopment Agency (18-month follow-up report)

October 2009

Auditor General Update



Current Work Plan

- 2008-09 Operational Audits
 - Information Technology Audits
 - 15 State agencies
 - 40 Educational entities

October 2009

Auditor General Update



Current Work Plan

- Other Statutorily Required Operational Audits
 - Department of Revenue - Ad Valorem Tax Laws
 - Florida Clerks of Court Operations Corporation
 - Florida School for the Deaf and the Blind
 - Wireless Emergency Telephone System Fund
 - Florida Bright Futures Scholarship Program

October 2009

Auditor General Update



Current Work Plan

- Other Statutorily Required Operational Audits
 - Summary of Audit Findings and Financial Trends
 - Local governments
 - District school boards
 - Charter schools
 - Review of CPA Audit Reports
 - Local governments
 - District school boards
 - Charter schools

October 2009

Auditor General Update



Current Work Plan

- Other Statutorily Required Operational Audits
 - Florida Education Finance Program
 - 20 school districts
 - 4 lab schools
 - 12 Reviews of State Agency Internal Audit Functions

October 2009

Auditor General Update



Contact Information

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October 2008

Auditor General Update





Summary of the Single Audit for the Fiscal
Year Ended June 30, 2008
and the
Audit Implications of the American Recovery
and Reinvestment Act of 2009

Florida Auditor General

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Overview of the Most Recent Single Audit of the State of Florida

- State's Financial Statements
 - Prepared by DFS
 - Auditor General provides Independent Auditors' Report
- Report No. 2009-144:
 - Required reports:
 - GAS-report on Compliance and Internal Controls Relative to Financials
 - U.S. OMB-required reports for Federal Programs:
 - Opinion on compliance for each major financial assistance program
 - Report on internal controls in place to reasonably ensure compliance

Florida Auditor General

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Financial Statements

- http://www.fldfs.com/aadir/statewide_financial_reporting/entirecafr08.pdf
- Significant, but not material internal control weaknesses disclosed in Report No. 2009-144

Federal Financial Assistance Programs

- Examination of compliance and internal controls for each major program
- Major program determined based on magnitude of expenditure and risk
- Major program threshold for 2007-08:
 - \$36,758,465
 - 39 major programs
 - Expenditures represented 88 percent of total reported expenditures of \$24.5 billion

Federal Financial Assistance Programs
Examples of Major Programs for the 2007-08 Fiscal Year

■ Medicaid Cluster	\$8,633,119,776
■ Highway Planning and Construction Cluster	\$2,065,565,263
■ Student Financial Assistance	\$1,781,667,363
■ Food Stamp Cluster	\$1,741,412,161
■ Unemployment Insurance	\$1,557,085,569
■ Title I Grants to Local Educational Agencies	\$628,921,279
■ Special Education Cluster	\$608,828,667
■ Disaster Grants - Public Assistance	\$526,491,069
■ Research and Development Cluster	\$509,891,438
■ Temporary Assistance to Needy Families	\$475,183,524
■ CCDF Cluster	\$383,796,717
■ State Children's Insurance Program	\$312,246,228
■ Child Support Enforcement	\$219,122,674

Florida Auditor General

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Federal Financial Assistance Programs
Compliance Issues

- "Clean" opinions on all, but 5 major programs audited
- Modified opinions for:
 - English Language Acquisition Grants
 - Medicaid Cluster
 - Homeland Security Cluster
 - Hazard Mitigation Grant
 - Disaster Grants – Public Assistance Program

Florida Auditor General

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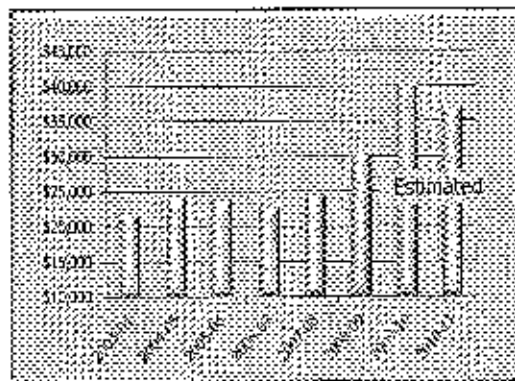
Federal Financial Assistance Programs Internal Control Over Compliance

- Reported a total of 81 significant deficiencies in internal control.
- Of the 81, 13 were considered material weaknesses and impacted one or more compliance requirements of the following Programs:
 - Community Development Block Grants
 - English Language Acquisition Grants
 - Child Support Enforcement
 - Low-Income Home Energy Assistance
 - Medicaid Cluster
 - Homeland Security Cluster
 - Disaster Grants – Public Assistance
 - Hazard Mitigation Grant

Florida Auditor General

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State Expenditures of Federal Awards
Comparison by Year
(in Millions)



Florida Auditor General

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ARRA Audit Expectations

- Additional risks of noncompliance:
 - Accelerated rate of award and disbursement of large sums of money
 - New challenging reporting requirements:
 - New Programs
 - New compliance requirements
- Single Audit relevance
- No direct funding provided for State/local audits

Florida Auditor General

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Evolving Audit Requirements

- Single Audit updates pending
 - From 9-month to 6-month deadline
 - Emphasis of ARRA programs
- New AICPA compliance standard
- "Front-End" reviews of controls
 - U.S. OMB Pilot Project
 - Prior audit - What is Already Known

Florida Auditor General

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LEGISLATIVE BRIEFING

**FLORIDA AUDITOR GENERAL
FEDERAL SINGLE AUDIT
OF THE STATE OF FLORIDA**

**Audit Implications of the American Recovery
and Reinvestment Act and a Summary of
Findings of the Single Audit for the Fiscal Year
Ended June 30, 2008**



**STATE OF FLORIDA
AUDITOR GENERAL
DAVID W. MARTIN, CPA.**

LEGISLATIVE BRIEFING

Audit Implications of the American Recovery and Reinvestment Act and a Summary of Findings of the Single Audit for the Fiscal Year Ended June 30, 2008

EXECUTIVE SUMMARY

The State of Florida received and administered over \$24 billion in Federal funding in the 2007-08 fiscal year and over \$30 billion in the 2008-09 fiscal year. Estimates by the Florida Office of Economic Recovery indicate that an additional \$6.7 billion and \$2.7 billion in American Recovery and Reinvestment Act of 2009 (ARRA) funding will be received and administered during the 2009-10 and 2010-11 fiscal years, respectively.

In ARRA, the United States Congress assigned to the United States Government Accountability Office (GAO) and the Federal Agency Inspector Generals a range of responsibilities to help promote accountability and combat fraud, waste, and abuse. Also, audits of State and local governments, conducted as mandated by the Federal Single Audit Act, have been identified as one of the tools that will be used to measure the degree of stewardship and accountability provided by the recipients of moneys provided under ARRA.

The Auditor General annually conducts the required Single Audit of the State of Florida and will be responsible for addressing any additional audit responsibilities arising from the State's receipt and expenditure of ARRA moneys.

The purpose of this briefing is to provide:

- A broad overview of the Federal financial assistance received by the State of Florida and the estimated dollar impact thereon of ARRA.
- An overview of the evolving audit requirements associated with ARRA funding.
- An overview of the findings of the most recent Single Audit of the State of Florida, that being the audit of the fiscal year ended June 30, 2008. Our report on the Single Audit for the fiscal year ended June 30, 2008, published in March 2009 included 112 findings and related recommendations. Many of these findings and recommendations address deficiencies in the control systems that will be relied upon to administer increased amounts of Federal program funding under ARRA. This report is intended to highlight those findings and recommendations for the Legislature.

FEDERAL FINANCIAL ASSISTANCE PROGRAMS

Each year, the State of Florida, like certainly most states in the Union, expends substantial amounts from programs funded by the Federal government. Typically, the various State agencies, public universities, and community colleges in Florida administer, in total, more than 500 of these Federal awards programs or program clusters. Chart 1 provides a summary of the actual amounts expended during the 2003-04 through the 2007-08 fiscal years. Chart 2 provides a summary showing the amounts expended by State agencies, universities, and community colleges.

Chart 1
State Expenditures of Federal Awards
Comparison by Year
(in Millions)

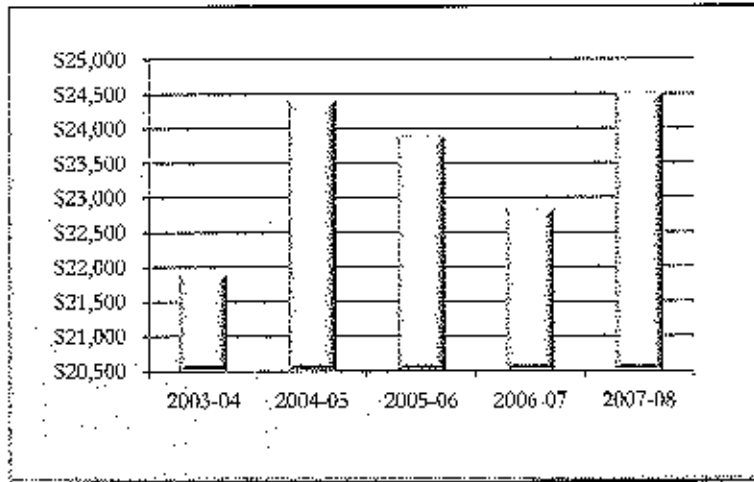
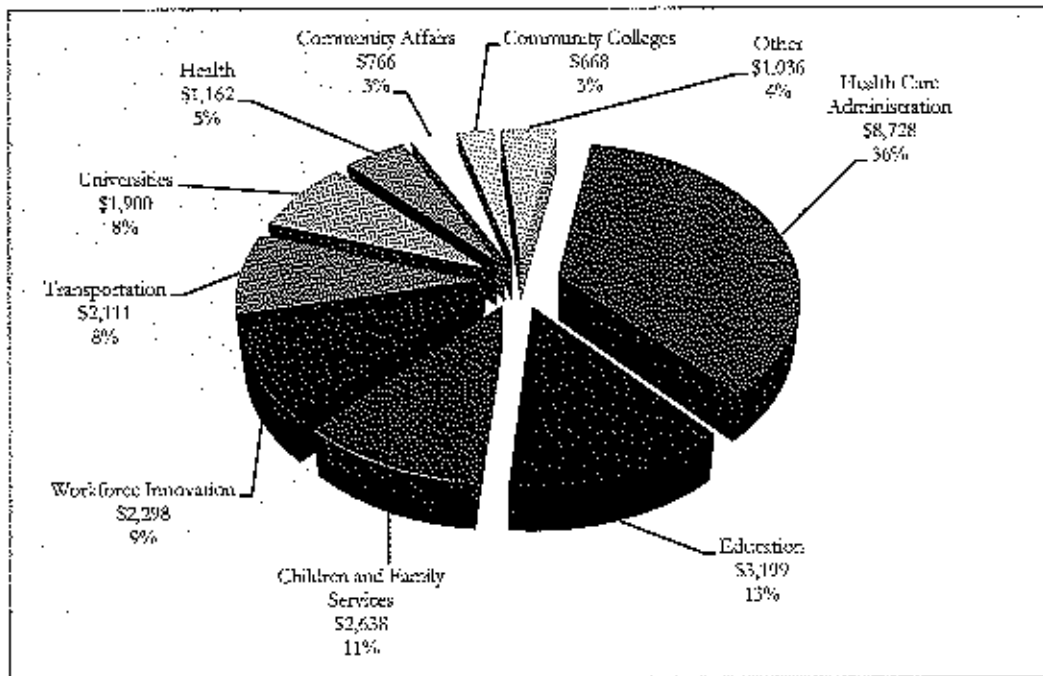


Chart 2
Expenditures of Federal Awards
by State Agency
2007-08 Fiscal Year
(in Millions)



The amounts expended pursuant to Federal financial assistance programs are slated to increase substantially over the next several years because of the funding made available pursuant to the American Recovery and Reinvestment Act of 2009 (ARRA). While the increases for the 2008-09 fiscal year were limited largely to the Medicaid and Unemployment Insurance programs, estimates by the Florida Office of Economic Recovery indicate that an additional \$6.7 billion and \$2.7 billion in ARRA funding will be received and administered relative to these and several other programs during the 2009-10 and 2010-11 fiscal years, respectively. A more detailed schedule of funding made available to Florida by ARRA has been compiled by the Florida Office of Economic Recovery and may be viewed on its Web site at <http://flarecovery.com/resources/documents/arra-funding-summary-aug10v1.pdf>.

ARRA Audit Expectations

Congress enacted ARRA for the purposes of (1) preserving and creating jobs and promoting economic recovery; (2) assisting those most impacted by the recession; (3) providing investments needed to increase economic efficiency by spurring technological advances in science and health; (4) investing in transportation, environmental protection, and other infrastructure that will provide long-term economic benefits; and (5) stabilizing State and local government budgets. Congress anticipated that Federal agencies would commence expenditures and activities as quickly as possible consistent with prudent management.

Because of the Congress' view of the importance of ARRA to the intended economic recovery and because of the belief that the accelerated rate at which these moneys are to be expended will increase the risk of fraud, waste, and abuse, the Congress included in ARRA rigorous additional reporting and transparency requirements that must be met by recipients and subrecipients of the moneys and additional investigatory and audit requirements that must be met by Federal inspectors general and the U.S. Government Accountability Office (GAO).

The Federal Single Audit, already required of State and local governments as a condition of receiving Federal financial assistance, has been identified in Congressional testimony, by the GAO, and by the United States Office of Management and Budget (OMB) as one of the primary tools available to measure the degree of stewardship and accountability provided by the states for moneys provided under ARRA. This recognition has been accompanied by the realization that while ARRA contained over \$350 million to fund the ARRA-related audit and investigatory activities at the Federal level, ARRA contains no specific funding to cover the substantial additional costs of the expanded audit coverage at the State and local levels. As an example of the expansion of audit coverage, it is estimated that for the State of Florida's Single Audit for the fiscal year ended June 30, 2010, the number of individual programs that must be separately audited by the Auditor General will increase from the 35 to 40 programs audited in recent years, to as many as 47 programs for the fiscal year ended June 30, 2010.

Notwithstanding the substantial increase in resources that must be allocated to satisfy these expanded audit requirements, the Auditor General will ensure that all required audit work is timely completed. This will be accomplished by adjusting the scopes and timing of the performance of operational audits.

Significant amendments to Single Audit requirements have been proposed by some Federal officials and were pending as of the date of this briefing document. These changes have been proposed by the Government Accountability Office, members of Congress, and the United States Office of Management and Budget. The changes, among other things, would place heavy emphasis on ARRA moneys and may require accelerating Single Audit report filing deadlines, moving from the current nine months after fiscal year-end deadline to a six-month deadline. Should these changes in audit requirements materialize, the Auditor General may be required to make further adjustments to the Office's work plan.

Much attention is being given by Federal officials to a need for relatively immediate auditor-supplied information on the strength of the internal controls that will be used to administer ARRA moneys. For some of these programs, so little has been expended to date that it is not clear that any conclusive work on internal control effectiveness is yet possible. However, as much of the ARRA money that is to be received by State government in Florida relates to existing Federal programs and many of these programs have been previously examined by the Auditor General, there is already available in our most recent report on the Single Audit of the State of Florida a substantial amount of information about pre-existing internal control deficiencies and legal compliance vulnerabilities. The timely correction of these problems by agency management will provide increased assurance that Federal program moneys, including any related ARRA funds, are administered in a manner consistent with the requirements of law, regulation, and contract. As part of our Single Audit for the 2008-09 fiscal year, we have asked each of the applicable administering agencies to report the current status of each finding.

**OVERVIEW OF THE FINDINGS OF THE MOST RECENT
SINGLE AUDIT OF THE STATE OF FLORIDA**

Federal Single Audit requirements, in effect since 1984, mandate an audit of the State's financial statements and an audit of the State's compliance with laws, regulations, and contracts and grants governing the use of Federal funds. Our reports on the Single Audit of the State of Florida for the 2007-08 fiscal year were published in Auditor General Report No. 2009-144 in March 2009. In accordance with Federal requirements, State statute, and Auditor General policy, the audit results were communicated to a wide variety of interested State and Federal officials. This information has been greatly condensed and summarized in succeeding paragraphs. For a complete understanding of the findings and the administering agency's corrective action plans, the full report may be viewed on our Web site (www.myflorida.com/audgen). In sum, our audit disclosed:

Financial Statements

The State's Chief Financial Officer is responsible for preparing basic financial statements for the State of Florida, and each year issues for the State a Comprehensive Annual Financial Report (CAFR). The Auditor General is responsible for the audit of the basic financial statements included in the CAFR. The State's CAFR may be viewed electronically at http://www.fldfs.com/audit/statewide_financial_reporting/entirecafr08.pdf.

Our audit found that the State's basic financial statements were fairly presented in all material respects, in accordance with accounting principles generally accepted in the United States. We did note instances in which agencies did not have effective internal controls in place to reasonably ensure the accurate reporting of one or more financial statement accounts; however, we did not consider any of these control weaknesses to be of potential material impact to the financial statements (Finding Nos. FS 08-001, FS 08-002, FS 08-003, FS 08-004, FS 08-005, FS 08-006, and FS 08-007).

Federal Financial Assistance Programs

For purposes of the Federal Single Audit Act, independent auditors are to focus their examinations on major programs, as defined by the Act. Generally, for purposes of defining major programs for the State of Florida, major programs are those programs or "program clusters" (a program cluster is a group of very similar Federal programs grouped together in a cluster and audited as a single program) the fiscal year expenditures of which exceed a calculated expenditure threshold. For the fiscal year ended June 30, 2008, the expenditure threshold was \$36,758,465, resulting in the audit of 39 major programs.

In total, the expenditures of these 39 Federal programs amounted to approximately \$21.5 billion, or approximately 88 percent of the total reported Federal expenditures of \$24.5 billion. A listing of State government's major Federal programs, for the fiscal year ended June 30, 2008, including the amounts expended and the administering State agency, is included as Exhibit A.

Generally, as indicated above, Federal Single Audit Act requirements mandate that the auditor evaluate both compliance with significant governing laws, rules, regulations, and contract terms and the effectiveness of internal controls established by State agency management to consistently ensure compliance. Our audit, performed to meet the requirements of the Federal Single Audit Act, resulted in our reporting of 112 findings and related recommendations.

The resulting report, formatted and written to conform to Federal requirements, fills over 300 pages. To provide an overview of the report, we have included as Exhibit B a matrix showing for each program, the administering State agency, the Federal program title, and by the columnar placement of a finding number, an indication of the applicable compliance requirement for which we found either issues relating to noncompliance or internal controls or both. In some of these instances, the issues were considered to be of such significance that we classified the finding as material. In the matrix, those findings considered material are marked with an "OQ" (to refer to an opinion qualification because of material noncompliance) or "MW" (to refer to a material weakness in internal control).

As indicated above, as much of the ARRA money administered by State of Florida government agencies will be disbursed through channels used by pre-existing Federal programs, these findings can provide a preliminary understanding of internal control fixes that should be made to reasonably ensure compliance with Federal mandates. The highlighted programs shown by Exhibit B are among those slated to receive ARRA funding. Many of the findings referenced by Exhibit B describe internal control deficiencies.

Compliance

As indicated above, one of the requirements of the Federal Single Audit Act is that the independent auditors evaluate compliance. Such evaluation is to be of a nature, timing, and extent that will allow the auditors to express opinions concerning whether for each major program, the State complied, in all material respects, with significant laws, regulations, and the provisions of contracts or grant agreements.

With respect to our audit of compliance matters, we reported that the State of Florida complied, in all material respects, with the compliance requirements applicable to each of its major Federal awards programs, except as described in the following instances:

- The Department of Education set aside moneys for Immigrant Children and Youth under the English Language Acquisition Grants Program, but did not make such moneys available to subgrantees during the 2007-08 fiscal year. (Finding No. FA 08-026)

- The Department of Children and Family Services did not document, in a significant number of instances, the eligibility of clients to receive benefits under the Medicaid Cluster and the performance of required data exchanges. Additionally, data exchange processes were not timely performed. (Finding No. FA 08-058)
- We were unable to express and did not express an opinion on the Division of Emergency Management's compliance with requirements applicable to the Disaster Grants – Public Assistance (Presidentially Declared Disasters) Program. Because of internal control deficiencies noted in the Florida Public Assistance System, the lack of sufficient documentation supporting the allowability of payments to subgrantees, and the failure to timely complete final inspections of completed projects, it was not practicable in the circumstances for us to obtain audit evidence sufficient to the expression of an opinion. (Finding Nos. FA 08-080, FA 08-081, and FA 08-086)
- The Division of Emergency Management reimbursed subgrantees without adequate documentation of subgrantee compliance with Homeland Security Cluster and Hazard Mitigation Grant Program requirements. (Finding Nos. FA 08-068, FA 08-087 and FA 08-088)

The results of our audit also disclosed other instances of noncompliance pertaining to various programs administered by various State agencies, universities, and community colleges. Some of the instances of noncompliance resulted in questioned costs subject to disallowance by the grantor agency.

Internal Control Over Compliance

We noted numerous deficiencies in internal controls at various State agencies, universities, and community colleges. Auditing standards require that we classify these internal control deficiencies as either a significant deficiency in internal control or a material weakness in internal control. A significant deficiency is defined by auditing standards as a control deficiency, or combination of control deficiencies, that adversely affects the entity's ability to administer a Federal program such that there is more than a remote likelihood that noncompliance that is more than inconsequential will not be prevented or detected. A material weakness in internal control is a significant deficiency, or combination of significant deficiencies, which results in more than a remote likelihood that material noncompliance will not be prevented or detected. Our audit disclosed numerous significant deficiencies, and the following significant deficiencies were also considered material weaknesses:

- The Department of Community Affairs did not have appropriate controls in place regarding user access and system documentation for systems used to process payments and administer the Community Development Block Grant Program. (Finding No. FA 08-002) and the Low-Income Home Energy Assistance Program (Finding No. FA 08-046)
- The Department of Revenue did not ensure adequate oversight and monitoring of State Disbursement Unit collection and disbursement of child support payments and the reporting thereof. Additionally, the Department of Revenue did not always request the necessary information from the responsible parents to determine whether health insurance was reasonably available or take enforcement action to secure medical support for Child Support Enforcement Program clients. (Finding Nos. FA 08-039 and FA 08-042)
- The Division of Emergency Management did not have appropriate general and application controls in place for the Florida Public Assistance System used in administering the Disaster Grants - Public Assistance (Presidentially Declared Disasters) Program. (Finding No. FA 08-080)
- The Division of Emergency Management did not maintain adequate documentation to demonstrate whether payments to subgrantees for the Disaster Grants – Public Assistance (Presidentially Declared Disasters) Program were for allowable costs incurred during the authorized project period. (Finding No. FA 08-081)
- The Division of Emergency Management had not implemented procedures to provide for the timely completion of final inspections of large projects for the Disaster Grants – Public Assistance (Presidentially Declared Disasters) Program. (Finding No. FA 08-086)

- The Division of Emergency Management did not have appropriate controls in place regarding user access and system documentation for the system used to administer the Hazard Mitigation Grant Program. (Finding No. FA 08-089)
- The issues described above as material noncompliance for the English Language Acquisition Grants Program (Finding No. FA 08-026); Medicaid Cluster (Finding No. FA 08-058); Homeland Security Cluster (Finding No. FA 08-068); and Hazard Mitigation Grant Program (Finding Nos. FA 08-087 and FA 08-088) also constituted material weaknesses in internal control.

CONTACT INFORMATION

The Auditor General conducts audits of governmental entities to provide the Legislature, Florida's citizens, public entity management, and other stakeholders unbiased, timely, and relevant information for use in promoting government accountability and stewardship and improving government operations.

Please address all inquiries regarding report No. 2009-144 to Brenda K. Pelham, CPA, Audit Manager, by email at brendapeham@aud.state.fl.us or by telephone at (850) 487-9060.

Report No. 2009-144 can be viewed on our Web site at www.myflorida.com/audgen.

EXHIBIT A
2007-08 FEDERAL AWARDS EXPENDITURES
BY PROGRAM

Administering Agency	Major Program	Total Expenditures
DCFS	Adoption Assistance (CFDA No. 93.659)	\$ 69,873,000
DOE, Community Colleges	Adult Education - State Grant Program (CFDA No. 84.002)	41,716,236
DDEA	Aging Cluster (CFDA Nos. 93.044, 93.045, & 93.053)	78,383,366
DOE, Community Colleges	Career and Technical Education - Basic Grants to States (CFDA No. 84.048)	72,055,773
AWI	CCDF Cluster (CFDA Nos. 93.575 & 93.596)	383,796,717
DOH	Child and Adult Care Food Program (CFDA No. 10.558)	135,994,134
DOR, JAC	Child Support Enforcement (CFDA No. 93.563)	219,122,674
DCA	Community Development Block Grant/State's Program (CFDA No. 14.228)	96,364,281
DCA, DEM	Disaster Grants - Public Assistance (Presidentially Declared Disasters)	526,491,069
AWI	Employment Service Cluster (CFDA Nos. 17.207, 17.801, & 17.804)	46,788,096
DOE	English Language Acquisition Grants (CFDA No. 84.365)	52,676,654
DCFS	Food Stamp Cluster (CFDA Nos. 10.551 & 10.561)	1,741,412,161
DCFS	Foster Care - Title IV-E (CFDA No. 93.658)	161,844,407
DCA	Hazard Mitigation Grant (CFDA No. 97.039)	76,054,927
DOT	Highway Planning and Construction Cluster (CFDA No. 20.205)	2,065,565,263
DOH	HIV Care Formula Grants (CFDA No. 93.917)	120,652,005
DCA, DEM, DMS, DLE, DOH	Homeland Security Cluster (CFDA Nos. 97.004 & 97.067)	58,768,607
DOH	Immunization Grants (CFDA No. 93.268)	162,436,614
DOE	Improving Teacher Quality State Grants (CFDA No. 84.367)	132,801,845
DCA	Low-Income Home Energy Assistance Program (CFDA No. 93.568)	32,460,968
AHCA, DCFS	Medical Cluster (CFDA Nos. 93.775, 93.776, 93.777, & 93.778)	8,633,119,776
DOH	National Bioterrorism Hospital Preparedness Program (CFDA No. 93.889)	20,586,807
DACS	Plant and Animal Disease, Pest Control, and Animal Care (CFDA No. 10.025)	13,000,840
DCFS	Promoting Safe and Stable Families (CFDA No. 93.556)	18,264,392
DOH	Public Health Emergency Preparedness (CFDA No. 93.069)	33,360,870
DOE	Reading First State Grants (CFDA No. 84.357)	52,698,438
DCFS, AHCA, DOH	Refugee and Entrant Assistance - State Administered Programs (CFDA No. 93.566)	81,532,400
DOE	Rehabilitation Services - Basic Grants to States (CFDA No. 84.126)	166,456,177
DCFS, DJJ, AHCA, APD	Social Services Block Grant (CFDA No. 93.667)	185,710,783
DOH	Special Education - Grants for Infants and Families (CFDA No. 84.181)	20,276,283
DOE	Special Education Cluster (CFDA Nos. 84.027 & 84.173)	608,828,667
AHCA, DOH	State Children's Insurance Program (CFDA No. 93.767)	312,246,228
DCFS, AWI	Temporary Assistance to Needy Families (CFDA No. 93.558)	475,183,524
DOE	Title I Grants to Local Educational Agencies (CFDA No. 84.010)	628,921,279
DOE	Twenty-First Century Community Learning Centers (CFDA No. 84.287)	42,670,701
AWI	Unemployment Insurance (CFDA No. 17.225)	1,557,085,569
AWI	WIA Cluster (CFDA Nos. 17.258, 17.259, & 17.260)	93,726,883
Universities, Community Colleges	Student Financial Assistance Cluster	1,781,667,363
Universities	Research and Development Cluster	509,891,438
Total		<u>\$ 21,510,492,215</u>

Programs with expenditures of American Recovery and Reinvestment Act (ARRA) funds during the 2008-09 fiscal year.

EXHIBIT B
STATE OF FLORIDA
AUDITOR GENERAL REPORT NO. 2009-144

SUMMARY OF 2007-08 STATE AGENCY FINDINGS
INTERNAL CONTROL AND NONCOMPLIANCE ISSUES
ARRA FUNDS HIGHLIGHTED FOR EMPHASIS

CFDA No.	Agency	Federal Program	Compliance Requirement														
			Activities Admin- istered	ARRA 0811 Compliance Problems	Cash Management	Segregation	Matching, Invol- vement, Earmarking	Referral Authority/ Federal Funds	Procurement and Suspension and Debarment	Reporting	Records and Retention	Special Teachers Provisions	Other				
10.025	DACS	Plant and Animal Disease, Pest Control, and Animal Care		08-021													
10.551	DCFS	Food Stamp Cluster		08-036		08-035						08-035				08-035	
10.568	Health	Child and Adult Care Food Program		08-024								08-054					
14.228	DCA	Community Development Block Grants/State's Program		08-002 (MW)								08-003 08-004	08-005				
17.207	AWI	Employment Service Cluster		08-049		08-048	08-049					08-008 08-009					
17.225	AWI	Unemployment Insurance				08-007 08-008 08-009						08-009				08-012	
17.225	Revenue	Unemployment Insurance										08-010				08-011 08-012	
17.258	AWI	WA Cluster		08-045 08-050		08-046 08-050	08-048					08-002 08-049 08-050	08-050				
20.205	Transportation	Highway Planning and Construction Cluster		08-013									08-014				
84.202	Education	Adult Education - State Grant Program	08-015	08-015	08-016								08-017				
84.210	Education	Title I Grants to Local Educational Agencies	08-015	08-015	08-016								08-019				
84.027	Education	Special Education Cluster	08-015	08-015	08-016												
84.043	Education	Career and Technical Education - Basic Grants to States	08-015	08-015	08-016		08-018						08-017				
84.126	Education	Rehabilitation Services - Vocational Rehabilitation Grants to States		08-020			08-021					08-022 08-023					
84.173	Health	Special Education Cluster		08-033													
84.181	Health	Special Education - Grants for Infants and Families with Disabilities		08-024 08-083 08-084								08-024	08-024				
84.267	Education	Twenty-First Century Community Learning Centers	08-015	08-015	08-018												
84.257	Education	Reading First State Grants	08-015	08-015	08-016												
84.266	Education	English Language Acquisition Grants (EQ)	08-015	08-015	08-018			08-026 (MW)					08-027				
84.267	Education	Improving Teacher Quality State Grants	08-015	08-015	08-016 08-028								08-029				
93.069	Health	Public Health Emergency Preparedness		08-033 08-034 08-082								08-034					
93.083	Health	Immunization Grants		08-033 08-034		08-056						08-034					
93.243	Health	Centers for Disease Control and Prevention - Investigations and Technical Assistance		08-082													
93.558	DCFS	Temporary Assistance for Needy Families		08-036		08-035 08-037						08-056				08-025	
93.556	Health	Temporary Assistance for Needy Families		08-024 08-033									08-024				
93.583	DCFS	Child Support Enforcement		08-055		08-035						08-035				08-035	
93.583	Revenue	Child Support Enforcement										08-039 (MW) 08-040	08-041			08-039 (MW) 08-040 08-042 (MW) 08-045	

EXHIBIT B
STATE OF FLORIDA
AUDITOR GENERAL REPORT NO. 2009-144

SUMMARY OF 2007-08 STATE AGENCY FINDINGS
INTERNAL CONTROL AND NONCOMPLIANCE ISSUES
ARRA FUNDS HIGHLIGHTED FOR EMPHASIS

CFDA No	Agency	Federal Program	Compliance Requirement							Reporting	Subsequent Monitoring	Special Interest Programs	Other
			Activities Allowed or Prohibited	Allowable Costs/Staff Expenses	Cash Management	FFY/FF	Multiple Federal Grant Earmarking	Period of Availability of Federal Funds	Continuation via Suspension or Termination				
93.566	DCFS	Refugee and Entrant Assistance - State Administered Programs		08-035		08-035 08-044				08-035 08-045		08-035	
93.563	DCA	Low-Income Home Energy Assistance		08-046 (MW)			08-046 (MW)	08-047 0E-048		08-046 (MW) 08-047 08-048 08-047			
93.575	AWI	Child Care Cluster		08-049 08-250		08-049 08-050	08-249			08-049 08-050	08-050		
93.059	DCFS	Adoption Assistance	08-051			08-051							
93.767	AHCA	State Children's Insurance Program		08-053						08-054 08-055			
93.767	Health	State Children's Insurance Program	08-052	08-053 08-052 08-053									
93.779	AHCA	Medicaid Cluster (OQ)	08-056 08-057									08-058 08-059 08-061	
93.779	DCFS	Medicaid Cluster (OQ)		08-055		08-055 08-053 (MW)				08-055		08-055	
93.885	Health	National Bioterrorism Hospital Preparedness Program		08-063 08-064 08-062				08-065		08-066			
93.917	Health	HIV Care Family Grants		08-063 08-064 08-064		08-065				08-064			
97.054	DCA	Homeland Security (OQ)	08-069		08-069				08-068	08-067			
97.054	DEM	Homeland Security (OQ)	08-068 (MW) 08-068	08-068 (MW)	08-069		08-074				08-075 08-075		
97.004	DFS	Homeland Security (OQ)		08-072							08-079		
97.004	DLS	Homeland Security (OQ)		08-073 08-071							08-077 08-078		
97.004	Health	Homeland Security (OQ)		08-073 08-073									
97.036	DCA	Disaster Grants - Public Assistance (Presidentially Declared Disasters) (Disclaimer)	08-080 08-082 08-083	08-082	08-082 08-083 08-085		08-080		08-081	08-087	08-080		
97.036	DEM	Disaster Grants - Public Assistance (Presidentially Declared Disasters) (Disclaimer)	08-080 (MW) 08-081 (MW) 08-082 08-083 08-084	08-082 (MW) 08-081 (MW) 08-084	08-082 08-083		08-080	08-082		08-084	08-080 08-084	08-086 (MW)	
97.036	DCA	Hazard Mitigation Grant (OQ)							08-086	08-087			
97.050	DEM	Hazard Mitigation Grant (OQ)	08-087 (MW) 08-088 (MW)	08-087 (MW) 08-088 (MW) 08-089 (MW)	08-088 (MW)					08-090	08-091		
Various	DCA	Schedule of Expenditures of Federal Awards											08-091
Various	Health	Schedule of Expenditures of Federal Awards											08-092
Various	Health	Information Technology	08-092	08-092	08-092	08-092	08-092	08-092	08-092	08-092	08-092		

Highlighted programs represent programs audited for the 2007-08 fiscal year and are projected to expend ARRA funds in fiscal years 2008-09, 2009-10, or later.

OQ - The opinion on the program was qualified for one or more compliance requirements

MW - Finding describes circumstances which involved material weaknesses in internal control. A material weakness is a significant deficiency, or a combination of significant deficiencies, that results in more than a remote likelihood that material noncompliance with a type of compliance requirement of a Federal program will not be prevented or detected by the entity's internal control.

Report No. 2009-144 may be electronically accessed at the following link:
http://www.myflcfo.com/audgen/cases/pdf_files/2009-144.pdf

Agenda Item 2



OPPAGA

The Legislature's Policy Research Office

Joint Legislative Auditing Committee
October 5, 2009

Gary VanLandingham, Director

Florida Legislature Office of Program Policy Analysis & Government Accountability



Overview

- OPPAGA's mission and operations
- OPPAGA products
- OPPAGA communications
- Upcoming reports of special interest

Florida Legislature Office of Program Policy Analysis & Government Accountability

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OPPAGA Mission

**“Speak Truth to Power” -
Provide the Legislature
with independent and
unbiased policy research
and recommendations to
improve government**

Florida Legislature Office of Program Policy Analysis & Government Accountability

3



OPPAGA Operations

- Report to both JLAC and legislative leadership**
- Flat internal organization maximizes analysis resources for Legislature**
- Highly flexible and responsive**

Florida Legislature Office of Program Policy Analysis & Government Accountability

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OPPAGA Products

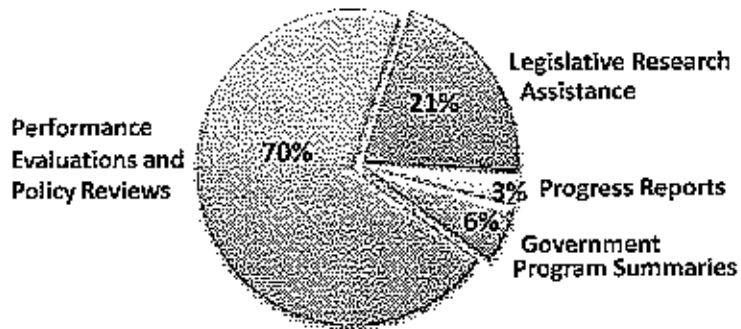
- Performance evaluations and policy reviews
- Research support for Sunset process
- Progress reports
- Research assistance to legislators and committees
- GPS - Government Program Summaries (formerly FGAR)

Florida Legislature Office of Program Policy Analysis & Government Accountability

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2009-10
Work Allocation by Product Type



Florida Legislature Office of Program Policy Analysis & Government Accountability

6



Performance and Policy Reviews

- ▣ Directed by law, JLAC or legislative leadership
- ▣ Focus on making government better, faster, cheaper
- ▣ Will issue over 70 reports this year

Florida Legislature Office of Program Policy Analysis & Government Accountability

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Performance and Policy Reviews

- ▣ Since 1998, OPPAGA's published reports have included policy options and recommendations with a total fiscal impact of \$2.2 billion
- ▣ State has saved \$857 million by acting on these recommendations and options

Florida Legislature Office of Program Policy Analysis & Government Accountability

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Sunset Reviews

- As part of our work, OPPAGA provides research support for the Joint Legislative Sunset Committee
- Information is provided via research memoranda
- Four agencies will be examined this cycle – DMS, DCA, DCF, DOS

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Progress Reports

- Generally conducted around 2 years after initial reports
- Assess whether agencies have taken actions to resolve problems
- Identify whether additional actions are needed

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Progress reports show 71% of OPPAGA recommendations implemented

Florida Legislative Office of Program Policy Analysis & Government Accountability 11



Legislative research assistance

- **Address specific questions of members and committees**
- **Generally provided through memoranda and briefings; expect to provide around 160 this year**

Florida Legislative Office of Program Policy Analysis & Government Accountability 12



GPS

- Unique encyclopedia of major state programs (240)
- Describes programs, issues, and agency contacts
- Will provide hard copies and/or CD-ROMs to district offices
- On-line version provides drill down detail

Florida Legislature Office of Program Policy Analysis & Government Accountability 13



OPPAGA Communications

- All reports sent to members
- Email summaries when reports are issued
- New "PolicyCasts"
- The *Florida Monitor Weekly*
- Monthly "In progress" emails
- All reports and GPS on OPPAGA website
- Always available for briefings

Florida Legislature Office of Program Policy Analysis & Government Accountability 14



Upcoming Reports of Interest

- Sentencing Options to Reduce Prison Bed Needs
- University Student Health Services
- Community College Student Progression
- Medicaid Fraud and Abuse
- Florida Retirement System
- Court and Clerk Performance of Court Functions

Florida Legislature Office of Program Policy Analysis & Government Accountability

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Questions?



Office of Program Policy Analysis & Government Accountability

OPTAGS supports the Florida Legislature by providing evaluative research and objective analyses to promote government accountability and the efficient and effective use of public resources.

Agenda Item 3

LOCAL GOVERNMENTAL ENTITIES NOT IN COMPLIANCE
WITH S. 218.32, F.S. AND/OR S. 218.39, F.S.
RECOMMENDATION: ACTION SHOULD BE TAKEN

MUNICIPALITIES

None

INDEPENDENT SPECIAL DISTRICTS

Almarante Fire District (Okaloosa)

Harbour Lake Estates Community Development District (Broward)

Highlands Road & Bridge District (Pasco)

Magnolia Bluff Community Development District (Walton)

Nassau Soil and Water Conservation District (Nassau)

**STATUS RELATING TO JLAC ACTION TAKEN IN MARCH 2009
 LOCAL GOVERNMENTAL ENTITIES NOT IN COMPLIANCE WITH REPORTING
 REQUIREMENTS OF S. 218.32 AND/OR S. 218.39, F.S.**

LOCAL GOVERNMENTAL ENTITY NAME	REQUIRED REPORTS NOT SUBMITTED	COMMENTS
<p>Caryville, Town of (Washington County)</p>	<p>FY 2006-07 AFR & Audit* FY 2005-06 Audit FY 2004-05 AFR & Audit* FY 2003-04 Audit* FY 2002-03 Audit</p> <p>(*may meet threshold to have audit performed once every 3 years)</p> <p>[Last audit submitted to Auditor General's Office was for FY 1999-2000.]</p>	<p>Per letter dated March 24, 2009, Department of Revenue stated that the Half-Cent Sales Tax funds and the Municipal Revenue Sharing funds in excess of the guaranteed entitlement would be withheld beginning on April 15, 2009, as requested by JLAC.</p> <p>\$5,978.99 withheld as of 9/28/2009</p> <p>No correspondence (letters, e-mails, or phone calls) from town has been received by either JLAC or DOR.</p> <p>10/1/2009: Called town - no answer and no voice mail message option (note: phone rang numerous times and then call was disconnected by telephone system after recorded message played).</p>
<p>Islandia, City of (Miami-Dade County)</p>	<p>FY 2006-07 AFR & Audit FY 2005-06 APR & Audit FY 2004-05 AFR & Audit FY 2003-04 AFR & Audit FY 2002-03 AFR & Audit FY 2001-02 AFR & Audit FY 2000-01 AFR & Audit</p>	<p>Per letter dated March 24, 2009, Department of Revenue stated that the City of Islandia currently receives no funds from the Department of Revenue.</p>
<p>Weeki Wachee, City of (Hernando County)</p>	<p>FY 2006-07 Audit FY 2005-06 Audit FY 2004-05 Audit FY 2003-04 Audit FY 2002-03 Audit</p>	<p>Per letter dated March 24, 2009, Department of Revenue stated that the City of Weeki Wachee only participates in the Municipal Revenue Sharing program and the funds in excess of the guaranteed entitlement would be withheld as requested by JLAC.</p> <p>\$762.06 withheld as of 9/28/2009</p> <p>No correspondence (letters, e-mails, or phone calls) from city has been received by either JLAC or DOR.</p>
<p>Westville, Town of (Holmes County)</p>	<p>FY 2006-07 AFR & Audit* FY 2005-06 AFR & Audit* FY 2004-05 AFR & Audit</p> <p>(*may meet threshold to have audit performed once every 3 years)</p> <p>[Last audit submitted to Auditor General's Office was for FY 2001-02.]</p>	<p>Per letter dated March 24, 2009, Department of Revenue stated that the Half-Cent Sales Tax funds and the Municipal Revenue Sharing funds in excess of the guaranteed entitlement would be withheld beginning on April 15, 2009, as requested by JLAC.</p> <p>\$4,480.30 withheld as of 9/28/2009</p> <p>No correspondence (letters, e-mails, or phone calls) from town has been received by either JLAC or DOR.</p> <p>10/1/2009: Called and spoke with town clerk regarding status of late financial reports. Nothing has been done – did not even realize that DOR was withholding funds. Told her that a letter was sent to the mayor, dated March 13, 2009, regarding JLAC's decision to subject Town to state action pursuant to s. 11.40(5), F.S. Explained that DOR would continue to withhold funds until the late reports were submitted. She stated that she would talk with the mayor; she also asked about finding a CPA.</p>

**STATUS RELATING TO JLAC ACTION TAKEN IN MARCH 2009
 LOCAL GOVERNMENTAL ENTITIES NOT IN COMPLIANCE WITH REPORTING
 REQUIREMENTS OF S. 218.32 AND/OR S. 218.39, F.S.**

LOCAL GOVERNMENTAL ENTITY NAME	REQUIRED REPORTS NOT SUBMITTED	COMMENTS
Baker Fire District (Okaloosa County)	FY 2006-07 AFR & Audit FY 2005-06 Audit* FY 2004-05 Audit* (*met threshold to have audit performed once every 3 years)	<p><u>Case No.: 2009 CA 1536</u> State of Florida, Department of Community Affairs vs. Baker Fire District</p> <p><u>Status:</u> District has provided to the court, as required, an engagement letter with Lundy & Bowers, CPAs, P.A., to perform the FY 2004-05 audit. The audit is in progress. Court case is open.</p>
Belmont Lakes Community Development District (Broward County)	FY 2006-07 AFR & Audit (submitted 4/20/2009 and 5/4/2009, respectively) FY 2005-06 AFR & Audit (submitted 4/14/2009 and 4/17/2009, respectively) FY 2004-05 AFR (submitted 3/13/2009)	<p><u>Case No.: 2009 CA 1534</u> State of Florida, Department of Community Affairs vs. Belmont Lakes Community Development District</p> <p><u>Status:</u> District has submitted all of the late financial reports to DFS and the Auditor General. Court case is still open.</p>
Pasco Heights Road & Bridge District (Pasco County)	FY 2006-07 AFR & Audit FY 2005-06 Audit FY 2004-05 AFR & Audit	<p><u>Case No.: 2009 CA 1535</u> State of Florida, Department of Community Affairs vs. Pasco Heights Road and Bridge District</p> <p><u>Status:</u> DCA has requested court to require district to provide an engagement letter with a CPA firm to perform the required audits. The District has not yet provided the letter. Court case is open.</p>

**MUNICIPALITIES NOT IN COMPLIANCE WITH REPORTING REQUIREMENTS
OF S. 218.32 AND/OR S. 218.39, F.S.**

MUNICIPALITY NAME	REQUIRED REPORTS NOT SUBMITTED	COMMENTS
Bronson, Town of (Levy County)	FY 2006-07 AFR & Audit	<p>FDLE and FBI have both had active investigations over the past 4+ years involving former city official and former employee. Also, financial records were taken by both FDLE and FBI for several years. Financial records were returned to town and Auditor General's Office received FY 2003-04 audit on 10/20/2008, FY 2004-05 audit on 5/8/2009, and FY 2005-06 audit on 9/23/2009.</p> <p>10/2/2009: Called and spoke with town clerk. FY 2007 audit is in review process at CPA firm and should be issued within 1-2 weeks. FY 2008 audit is scheduled to start on 10/19/2009; she hopes to have FY 2009 audit started by December.</p>
Cloud Lake, Town of (Palm Beach County)	FY 2006-07 Audit* FY 2005-06 Audit (*may meet threshold to have audit performed once every 3 years)	<p>2/11/2009: Spoke with Dorothy Gravelin, Town Clerk: FY 2005-06 audit is in progress and should be issued within a couple of months - still in threshold to have audit once every three years; therefore, next audit due would be for FY 2008-09. She will check on why FY 2006-07 AFR not submitted.</p> <p>9/22/2009: Called and left voice mail message regarding status of FY '06 audit.</p> <p>9/23/2009: Received call from Dorothy Gravelin. She checked status of audit with CPA staff yesterday - it's in review process w/partner and should be issued soon. I told her that JLAC scheduled to meet on 10/5/2009 and suggested that she call CPA firm and request audit report be issued by that date, if possible.</p> <p>10/2/2009: Spoke with CPA firm performing FY 2006 audit. Audit is currently in review phase and anticipated to be issued by end of October.</p>
Cottondale, City of (Jackson County)	FY 2006-07 AFR & Audit	<p>9/22/2009: Called city and spoke with Denise Garcia White, Clerk. Former clerk did not complete FY '07 financials correctly - waiting for CPA to call re: completion of FY 2006-07 reports. Computers went down in May 2009 - currently finishing re-inputting of data. I explained that JLAC will meet on 10/5/2009 to determine if action should be taken - requested that she send letter explaining situation and steps being taken to complete and file FY 2006-07 and FY 2007-08 reports. She will contact CPA today and send letter.</p> <p>9/30/2009: Received letter from city regarding status of FY 2006-07 audit.</p>

**MUNICIPALITIES NOT IN COMPLIANCE WITH REPORTING REQUIREMENTS
OF S. 218.32 AND/OR S. 218.39, F.S.**

MUNICIPALITY NAME	REQUIRED REPORTS NOT SUBMITTED	COMMENTS
<p>Noma, Town of (Holmes County)</p>	<p>FY 2006-07 Audit* (*may meet threshold to have audit performed once every 3 years)</p>	<p><u>3/25/2009</u>: Sent e-mail to AG for verification of audit requirement since DFS' LOGER amounts indicated that town met threshold for audit once every 3 years - received response indicating that audit thresholds met based on audited amounts for FY 2004, 2005, & 2006. <u>3/26/2009</u>: Spoke with Judy Vale, who is assisting town with accounting - explained apparent discrepancies between armts provided to DFS & audited amounts for FYs 2004, 2005, and 2006 - apparently Federal grant transactions were not included in amounts provided to DFS - gave her DFS' phone number; she stated that she would help town resolve discrepancies. <u>9/29/2009</u>: Requested FYs 2004, 2005, 2006, and 2007 AFRs from DFS - amounts for FYs 2004, 2005, and 2006 do not agree with 3-year audit report received by AG. <u>9/30/2009</u>: Called and spoke with Judy Vale re: differences between AFR and audit report amounts. She will get with district staff and CPA, if necessary, and resolve differences and confirm FY 2007 AFR amounts are accurate. Based on FY 2007 AFR amounts, audit not needed for FY 2007. (below \$250,000 threshold); however, since AFR and audit report amounts don't agree for FYs 2004, 2005, and 2006, need to confirm before final determination is made.</p>
<p>Pahokee, City of (Palm Beach County)</p>	<p>FY 2006-07 AFR & Audit</p>	<p><u>2/27/2009</u>: AFR and audit report for FY 2005-06 were submitted to DFS and Auditor General's Office. <u>9/22/09</u>: Called and spoke with City Manger, Matthew Brock, re: status of FY 2007 audit. <u>9/25/09</u>: Rec'd e-mail from City Manager re: status of FY 2007 audit. Expects CPA firm to begin audit fieldwork in October.</p>

INDEPENDENT SPECIAL DISTRICTS NOT IN COMPLIANCE WITH REPORTING REQUIREMENTS OF S. 218.32 AND/OR S. 218.39, F.S.

INDEPENDENT SPECIAL DISTRICT NAME	REQUIRED REPORTS NOT SUBMITTED	COMMENTS
Almarante Fire District (Okaloosa County)	FY 2006-07 Audit FY 2005-06 Audit	<p>Working with District in March 2009 to get late AFRs submitted to DFS. District submitted FY 2003-04, 2004-05, 2005-06, and 2006-07 AFRs to DFS on 4/18/2009.</p> <p>4/19/2009: E-mail from district staff indicates that they are preparing for FY 2008 audit.</p> <p>9/22/2009: Sent e-mail to Keith Free, registered agent, requesting status of audit. No response to date.</p>
Blackman Fire District (Okaloosa County)	FY 2006-07 AFR & Audit	<p>Late December 2008 through Spring 2009: Received various calls from Ben Morgan, chairman and registered agent, re: issues w/missing financial records for FY 2006-07. Current board took over in November 2007. Check register and other financial records are missing. Various background information was provided.</p> <p>7/10/2009: Governor appointed 4 new board members after current board resigned.</p> <p>August 2009: Attempted to contact current board member. Spoke with one board member on 8/6/2009. He will have current chairman contact me.</p> <p>9/18/2009: As requested via e-mail, called Frank Carr with Allen, Yagow & Carr, CPA, re: Blackman Fire District. He had been asked to complete FY 2008 audit for district, since other CPA could not complete audit started with previous district board, who all resigned. He stated that he would not be able to look at records/issues until after 10/15/2009; he would then determine if he would be willing to sign engagement letter for audit. Will let me know of his decision. He provided the names and phone numbers of Joe Flowers, current chair, and Karen Hardell, former auditor.</p> <p>9/23/2009: Received voicemail message from Jim Lawson, Blackman Fire District, stating that any written requests should be sent to: Jim Lawson, Blackman Fire District, P.O. 279, Baker, FL 32531 - calls to (850) 537-9049, leave message and he will return call.</p> <p>9/30/2009: Called and left message for Jim Lawson, requesting that a letter be sent to JLAC re: missing records for FY 2007.</p> <p>10/2/2009: Rec'd call from Mr. Lawson - provided him with mailing address and e-mail address to send letter re: status of late financial reports. He will send letter.</p>
Dorcas Fire District (Okaloosa County)	FY 2006-07 AFR & Audit	<p>Received letter dated 10/16/2008 from fire commissioner re: status of audit and why district is behind schedule.</p> <p>FY 2006 audit report submitted to Auditor General's Office on 7/17/2009. It is staff's understanding that the FY 2007 audit will be started once district receives tax revenue to pay for audit. Reason district is behind schedule is explained in letter referred to above.</p>

INDEPENDENT SPECIAL DISTRICTS NOT IN COMPLIANCE WITH REPORTING REQUIREMENTS OF S. 218.32 AND/OR S. 218.39, F.S.

INDEPENDENT SPECIAL DISTRICT NAME	REQUIRED REPORTS NOT SUBMITTED	COMMENTS
Harbour Lake Estates Community Development District (Broward County)	FY 2006-07 AFR & Audit	<p>Mailed letter dated 3/30/2009. No response was received.</p> <p>9/23/2009: Called Dennis Lyles, registered agent. Receptionist provided name and phone number for manager with management company [John Petty - (954) 753-5841] to discuss missing financial reports. Called Mr. Petter - per receptionist, he no longer works with company. Her understanding is that CDD is in process of dissolving; referred me to Ken Cassel at ext. 3001. Left voice mail message for Mr. Cassel to call.</p> <p>9/30/2009: Called (954-753-5841) and was told that Steven Bloom, not Ken Cassel, was the person to speak with re: this CDD. Left voicemail message for Mr. Bloom to call me. Also called registered agent's office again; staff confirmed that CDD has dissolved and CDD management company should have the paperwork supporting such.</p>
Highlands Road and Bridge District (Pasco County)	FY 2006-07 AFR & Audit (if threshold met)	<p><u>DCA HAS NO REGISTERED AGENT INFORMATION.</u></p> <p>1/29/2009: Received e-mail from DCA, Special District Information Program, stating that the letter required by s. 189.419, F.S., could not be sent because no registered agent or registered office information had been provided to them.</p>
Huntington CDD (Broward County)	FY 2006-07 Audit	<p>9/23/2009: Called Dennis Lyles, registered agent. Receptionist provided name and phone number for manager [Rich Hans - (954) 721-8681, ext. 201] to discuss missing financial reports. Called Rich Hans. CDD has had no activity since approx. 5/2007; he'll check with accountant to see if numbers are available for FY 2007 AFR. He'll also send letter re: CDD status - should be dissolved since only supposed to exist 7 years or until bonds are paid off and bonds have been paid off.</p> <p>9/28/2009: Rec'd letter from Rich Hans re: status of CDD - bonds paid in full on 5/1/2007 - City of Miramar supposed to dissolve per law; however, city has not done so yet. There has been no board activity since 2007.</p> <p>9/29/2009: FYs 2007 and 2008 AFRs submitted to DFS.</p>
Lanark Village Water and Sewer District (Franklin County)	FY 2006-07 AFR & Audit (if threshold met)	<p>9/29/2009: Called phone number for registered agent. Number has been disconnected - no forwarding phone number provided.</p> <p>9/30/2009: Called and left message for Michael Shuler, Franklin County attorney, to call re: this district (850-653-9226). Received phone call from Mr. Shuler - discussed district (not functioning; activities of district were merged with City of Carrabelle 1+ years ago - referendum needed to dissolve, but too expensive). He provided his e-mail address (mshuler@fairpoint.net) for DFS to send LOGER access information. He will get someone to file SO AFRs for FY 2007 and 2008.</p>

INDEPENDENT SPECIAL DISTRICTS NOT IN COMPLIANCE WITH REPORTING REQUIREMENTS OF S. 218.32 AND/OR S. 218.39, F.S.

INDEPENDENT SPECIAL DISTRICT NAME	REQUIRED REPORTS NOT SUBMITTED	COMMENTS
Magnolia Bluff Community Development District (Walton County)	FY 2006-07 AFR & Audit (if threshold met)	DCA HAS NO REGISTERED AGENT INFORMATION. 1/29/2009: Received e-mail from DCA, Special District Information Program, stating that the letter required by s. 189.419, F.S., could not be sent because no registered agent or registered office information had been provided to them.
Nassau Soil & Water Conservation District (Nassau County)	FY 2006-07 AFR & Audit (if threshold met)	Mailed letter dated 3/30/2009. No response was received. 9/28/2009: Called and spoke with Billy Johnson re: FY 2007 AFR and audit, if threshold met. He was in the field and will call back tomorrow morning to discuss. 9/29/2009: Spoke with DCA staff. Same type of response from district staff received when he has contacted Mr. Johnson. Phone calls are generally not returned, though.
Northwest Florida Transportation Corridor Authority (multi - Bay, Escambia, Franklin, Gulf, Okaloosa, Santa Rosa, Wakulla, and Walton Counties)	FY 2006-07 AFR & Audit FY 2005-06 AFR & Audit	Contacted authority in February 2008 regarding FY 2005-06 audit. Received letters dated 2/15/2008 and 12/9/2008 explaining situation. Authority is not provided with public funds for administrative purposes and is working with FDOT to fulfill its audit responsibilities.
Peace River Soil & Water Conservation District (DeSoto County)	FY 2006-07 AFR & Audit	Mailed letter dated 4/24/2009. No response was received. 9/24/2009: Sent e-mail to Deborah Prestridge, Office Mgr., re: status of FY '07 AFR and audit (contact person per DFS - LOGER). 10/2/2009: Spoke with a district board member. CPA firm (NCT Group) engaged to perform FY 2007 audit. Board hired another CPA to input financial records in QuickBooks, so CPA firm could perform audit. Hopes to have audit completed in a month. He will contact CPA firm and have them send me an e-mail re: the status of the audit. Board members are all volunteers (farmers); district does not have an office - mail rec'd by employee of adjacent county and forwarded to board members.
Pinecraft Lighting District (Sarasota County)	FY 2006-07 AFR & Audit (if threshold met)	Mailed letter dated 3/30/2009. 4/22/2009: Received a letter from a CPA stating that registered agent had recently passed away and the widow had contacted him to get required reports updated. He stated that he would be contacting board to determine current officers and obtain available financial information - expect to complete required report prior to June 1 date in our letter. 9/29/2009: Called CPA referred to above (also contact person for district per DFS records). He stated that he had been given some financial records of the district, but not enough to prepare FY '07 AFR. He will contact a former board member and see what he can find out about the current status of the district and then call back.

INDEPENDENT SPECIAL DISTRICTS NOT IN COMPLIANCE WITH REPORTING REQUIREMENTS OF S. 218.32 AND/OR S. 218.39, F.S.

INDEPENDENT SPECIAL DISTRICT NAME	REQUIRED REPORTS NOT SUBMITTED	COMMENTS
Treaty Oaks CDD (St. Johns County)	FY 2006-07 Audit	9/29/2009: Called and spoke with Maggie Phillips, district accountant - GMS - South Florida, re: status of FY 2007 audit for this district. She stated that CPA is wrapping up audit for FYs 2007 and 2008 and should issue report in about two weeks. Asked her to send me an e-mail stating such. Received an e-mail from Ms. Phillips re: status of FY 2007 audit - should be issued no later than 10/15/2009.

11.40 Legislative Auditing Committee.—

* * * * *

(5) Following notification by the Auditor General, the Department of Financial Services, or the Division of Bond Finance of the State Board of Administration of the failure of a local governmental entity, district school board, charter school, or charter technical career center to comply with the applicable provisions within s. 11.45(5)-(7), s. 218.32(1), or s. 218.38, the Legislative Auditing Committee may schedule a hearing. If a hearing is scheduled, the committee shall determine if the entity should be subject to further state action. If the committee determines that the entity should be subject to further state action, the committee shall:

(a) In the case of a local governmental entity or district school board, direct the Department of Revenue and the Department of Financial Services to withhold any funds not pledged for bond debt service satisfaction which are payable to such entity until the entity complies with the law. The committee shall specify the date such action shall begin, and the directive must be received by the Department of Revenue and the Department of Financial Services 30 days before the date of the distribution mandated by law. The Department of Revenue and the Department of Financial Services may implement the provisions of this paragraph.

(b) In the case of a special district, notify the Department of Community Affairs that the special district has failed to comply with the law. Upon receipt of notification, the Department of Community Affairs shall proceed pursuant to the provisions specified in s. 189.421.

(c) In the case of a charter school or charter technical career center, notify the appropriate sponsoring entity, which may terminate the charter pursuant to ss. 1002.33 and 1002.34.

* * * * *

218.32 Annual financial reports; local governmental entities.--

(1)(a) Each local governmental entity that is determined to be a reporting entity, as defined by generally accepted accounting principles, and each independent special district as defined in s. 189.403, shall submit to the department a copy of its annual financial report for the previous fiscal year in a format prescribed by the department. The annual financial report must include a list of each local governmental entity included in the report and each local governmental entity that failed to provide financial information as required by paragraph (b). The chair of the governing body and the chief financial officer of each local governmental entity shall sign the annual financial report submitted pursuant to this subsection attesting to the accuracy of the information included in the report. The county annual financial report must be a single document that covers each county agency.

(b) Each component unit, as defined by generally accepted accounting principles, of a local governmental entity shall provide the local governmental entity, within a reasonable time period as established by the local governmental entity, with financial information necessary to comply with the reporting requirements contained in this section.

(c) Each regional planning council created under s. 186.504, each local government finance commission, board, or council, and each municipal power corporation created as a separate legal or administrative entity by interlocal agreement under s. 163.01(7) shall submit to the department a copy of its audit report and an annual financial report for the previous fiscal year in a format prescribed by the department.

(d) Each local governmental entity that is required to provide for an audit in accordance with s. 218.39(1) must submit the annual financial report with the audit report. A copy of the audit report and annual financial report must be submitted to the department within 45 days after the completion of the audit report but no later than 12 months after the end of the fiscal year.

(e) Each local governmental entity that is not required to provide for an audit report in accordance with s. 218.39 must submit the annual financial report to the department no later than April 30 of each year. The department shall consult with the Auditor General in the development of the format of annual financial reports submitted pursuant to this paragraph. The format shall include balance sheet information to be utilized by the Auditor General pursuant to s. 11.45(7)(f). The department must forward the financial information contained within these entities' annual financial reports to the Auditor General in electronic form. This paragraph does not apply to housing authorities created under chapter 421.

(f) If the department does not receive a completed annual financial report from a local governmental entity within the required period, it shall notify the Legislative Auditing Committee of the local governmental entity's failure to comply with the reporting requirements. The committee shall proceed in accordance with s. 11.40(5).

(2) The department shall annually by December 1 file a verified report with the Governor, the Legislature, the Auditor General, and the Special District Information Program of the Department of Community Affairs showing the revenues, both locally derived and derived from intergovernmental transfers, and the expenditures of each local governmental entity, regional planning council, local government finance commission, and municipal power corporation that is required to submit an annual financial report. The report must include, but is not limited to:

(a) The total revenues and expenditures of each local governmental entity that is a component unit included in the annual financial report of the reporting entity.

(b) The amount of outstanding long-term debt by each local governmental entity. For purposes of this paragraph, the term "long-term debt" means any agreement or series of agreements to pay money, which, at inception, contemplate terms of payment exceeding 1 year in duration.

(3) The department shall notify the President of the Senate and the Speaker of the House of Representatives of any municipality that has not reported any financial activity for the last 4 fiscal years. Such notice must be sufficient to initiate dissolution procedures as described in s. 165.051(1)(a). Any special law authorizing the incorporation or creation of the municipality must be included within the notification.

History.--s. 2, ch. 73-349; s. 15, ch. 77-165; s. 46, ch. 79-164; s. 5, ch. 79-183; s. 4, ch. 79-589; s. 42, ch. 80-274; s. 18, ch. 81-167; s. 16, ch. 83-55; s. 2, ch. 83-106; s. 43, ch. 89-169; s. 55, ch. 91-45; s. 93, ch. 92-152; s. 90, ch. 92-279; s. 55, ch. 92-326; s. 36, ch. 94-249; s. 18, ch. 96-324; s. 8, ch. 2000-152; s. 5, ch. 2000-264; s. 62, ch. 2001-266; s. 26, ch. 2004-305.

218.39 Annual financial audit reports.--

(1) If, by the first day in any fiscal year, a local governmental entity, district school board, charter school, or charter technical career center has not been notified that a financial audit for that fiscal year will be performed by the Auditor General, each of the following entities shall have an annual financial audit of its accounts and records completed within 12 months after the end of its fiscal year by an independent certified public accountant retained by it and paid from its public funds:

(a) Each county.

(b) Any municipality with revenues or the total of expenditures and expenses in excess of \$250,000.

(c) Any special district with revenues or the total of expenditures and expenses in excess of \$100,000.

(d) Each district school board.

(e) Each charter school established under s. 1002.33.

(f) Each charter technical center established under s. 1002.34.

(g) Each municipality with revenues or the total of expenditures and expenses between \$100,000 and \$250,000 that has not been subject to a financial audit pursuant to this subsection for the 2 preceding fiscal years.

(h) Each special district with revenues or the total of expenditures and expenses between \$50,000 and \$100,000 that has not been subject to a financial audit pursuant to this subsection for the 2 preceding fiscal years.

(2) The county audit report shall be a single document that includes a financial audit of the county as a whole and, for each county agency other than a board of county commissioners, an audit of its financial accounts and records, including reports on compliance and internal control, management letters, and financial statements as required by rules adopted by the Auditor General. In addition to such requirements, if a board of county commissioners elects to have a separate audit of its financial accounts and records in the manner required by rules adopted by the Auditor General for other county agencies, such separate audit shall be included in the county audit report.

(3)(a) A dependent special district may make provision for an annual financial audit by being included within the audit of another local governmental entity upon which it is dependent. An independent special district may not make provision for an annual

financial audit by being included within the audit of another local governmental entity.

(b) A special district that is a component unit, as defined by generally accepted accounting principles, of a local governmental entity shall provide the local governmental entity, within a reasonable time period as established by the local governmental entity, with financial information necessary to comply with this section. The failure of a component unit to provide this financial information must be noted in the annual financial audit report of the local governmental entity.

(4) A management letter shall be prepared and included as a part of each financial audit report.

(5) At the conclusion of the audit, the auditor shall discuss with the chair of each local governmental entity or the chair's designee, or with the elected official of each county agency or with the elected official's designee, or with the chair of the district school board or the chair's designee, or with the chair of the board of the charter school or the chair's designee, or with the chair of the charter technical career center or the chair's designee, as appropriate, all of the auditor's comments that will be included in the audit report. If the officer is not available to discuss the auditor's comments, their discussion is presumed when the comments are delivered in writing to his or her office. The auditor shall notify each member of the governing body of a local governmental entity, district school board, charter school, or charter technical career center for which deteriorating financial conditions exist that may cause a condition described in s. 218.503(1) to occur if actions are not taken to address such conditions.

(6) The officer's written statement of explanation or rebuttal concerning the auditor's findings, including corrective action to be taken, must be filed with the governing body of the local governmental entity, district school board, charter school, or charter technical career center within 30 days after the delivery of the auditor's findings.

(7) The predecessor auditor of a district school board shall provide the Auditor General access to the prior year's working papers in accordance with the Statements on Auditing Standards, including documentation of planning, internal control, audit results, and other matters of continuing accounting and auditing significance, such as the working paper analysis of balance sheet accounts and those relating to contingencies.

(8) All audits conducted in accordance with this section must be conducted in accordance with the rules of the Auditor General promulgated pursuant to s. 11.45. All audit reports and the officer's written statement of explanation or rebuttal must be submitted to the Auditor General within 45 days after delivery of the audit report to the entity's governing body, but no later than 12 months after the end of the fiscal

year.

(9) Each charter school and charter technical career center must file a copy of its audit report with the sponsoring entity; the local district school board, if not the sponsoring entity; the Auditor General; and with the Department of Education.

(10) This section does not apply to housing authorities created under chapter 421.

(11) Notwithstanding the provisions of any local law, the provisions of this section shall govern.

History.--s. 65, ch. 2001-266; s. 924, ch. 2002-387; s. 28, ch. 2004-305; s. 2, ch. 2006-190; s. 2, ch. 2009-214.

Agenda Item 4

Responsibilities Assigned to the Joint Legislative Auditing Committee by the Transparency Florida Act (Chapter 2009-74, Laws of Florida)

The committee shall:

- provide oversight and management of the Transparency Florida website. *(s. 11.40(4)(b), F.S.)*
- propose providing additional state fiscal information on the website which may include, but is not limited to, the following information for state agencies:
 - Details of nonoperating budget authority established pursuant to s. 216.181.
 - Trust fund balance reports, including cash available, investments, and receipts.
 - General revenue fund balance reports, including revenue received and amounts disbursed.
 - Fixed capital outlay project data, including original appropriation and disbursements throughout the life of the project.
 - A 10-year history of appropriations indicated by agency.
 - Links to state audits or reports related to the expenditure and dispersal of state funds.
 - Links to program or activity descriptions for which funds may be expended. *(s. 215.985(4), F.S.)*
- recommend a format for collecting and displaying information on the website from state universities, public schools, community colleges, local governmental units, and other governmental entities receiving state appropriations. *(s. 215.985(5), F.S.)*
 - Governmental entities are defined in the act as any state, regional, county, municipal, special district, or other political subdivision whether executive, judicial, or legislative, including, but not limited to, any department, division, bureau, commission, authority, district, or agency thereof, or any public school district, community college, state university, or associated board. *(s. 215.985(2)(a), F.S.)*
 - Municipalities and special districts having a population of 10,000 or fewer are exempt. Population determinations must be based on the most recent population estimates prepared pursuant to s. 186.901. *(s. 215.985(11), F.S.)*

- develop a schedule, by March 1, 2010, for adding other information to the website by type of information and governmental entity, including timeframes and development entity. Schedule shall be submitted to the President of the Senate and the Speaker of the House of Representatives.

Additional information may include:

- Disbursements by the governmental entity from funds established within the treasury of the governmental entity, including, for all branches of state government, allotment balances in the FLAIR Subsystem.
 - Revenues received by each governmental entity, including receipts or deposits by the governmental entity into funds established within the treasury of the governmental entity.
 - Information related to a governmental entity's bonded indebtedness, including, but not limited to, the total amount of obligation stated in terms of principal and interest, an itemization of each obligation, the term of each obligation, the source of funding for repayment of each obligation, the amounts of principal and interest previously paid to reduce each obligation, the balance remaining of each obligation, any refinancing of any obligation, and the cited statutory authority to issue such bonds.
 - Links to available governmental websites. *(s. 215.985(6), F.S.)*
- coordinate with the Financial Management Information Board in developing any recommendations for including information on the website which is necessary to meet the requirements of s. 215.91(8). *(s. 215.985(9), F.S.)*
 - prepare an annual report detailing progress in establishing the single website and providing recommendations for enhancement of the content and format of the website and related policies and procedures. The first report is due November 1, 2011. *(s. 215.985(14), F.S.)*

CHAPTER 2009-74

Committee Substitute for Committee Substitute for Senate Bill No. 1796

An act relating to governmental financial information; amending s. 11.40, F.S.; directing the Legislative Auditing Committee to provide oversight and management of a state website providing information on governmental appropriations and expenditures; creating s. 215.985, F.S.; providing a short title; providing definitions; requiring the Executive Office of the Governor to establish a website providing information relating to each appropriation in the General Appropriations Act; requiring the committee to propose providing additional state information and a format for collecting and displaying information from other governmental entities on the website; requiring the committee to develop a schedule by a certain date for adding other information to the website and submit it to the President of the Senate and the Speaker of the House of Representatives; requiring all branches of state government to establish allotments in the Florida Accounting Information Resource Subsystem for planned expenditures; requiring the committee to coordinate with the Financial Management Information Board in developing certain website information; requiring governmental entities to provide information as necessary; excepting certain small municipalities and special districts from the requirements of the act; requiring the Office of Policy and Budget in the Executive Office of the Governor to ensure that all data added to the website remains accessible to the public for a certain time; requiring an annual report to the Governor and Legislature on progress toward establishing the website; providing an effective date.

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

Section 1. Subsection (4) of section 11.40, Florida Statutes, is amended to read:

11.40 Legislative Auditing Committee.—

(4) The Legislative Auditing Committee;

(a) May take under investigation any matter within the scope of an audit, review, or examination either completed or then being conducted by the Auditor General or the Office of Program Policy Analysis and Government Accountability, and, in connection with such investigation, may exercise the powers of subpoena by law vested in a standing committee of the Legislature.

(b) Shall provide oversight and management of the website developed pursuant to s. 215.985.

Section 2. Section 215.985, Florida Statutes, is created to read:

215.985 Transparency in government spending.—

(1) This section may be cited as the “Transparency Florida Act.”

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

(a) “Governmental entity” means any state, regional, county, municipal, special district, or other political subdivision whether executive, judicial, or legislative, including, but not limited to, any department, division, bureau, commission, authority, district, or agency thereof, or any public school district, community college, state university, or associated board.

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

(c) “Committee” means the Legislative Auditing Committee created in s. 11.40.

(3) The Executive Office of the Governor, in consultation with the appropriation committees of the Senate and the House of Representatives, shall establish a single website, directly accessible through the state’s official Internet portal, which provides information relating to each appropriation in the General Appropriation Act for each branch of state government and state agency.

(a) At a minimum, the information provided must include:

1. Disbursement data for each appropriation by the object code associated with each expenditure established within the Florida Accounting Information Resource Subsystem. Expenditure data must include the name of the payee, the date of the expenditure, the amount of the expenditure, and the statewide document number.

2. For each appropriation, any adjustments, including vetoes, approved supplemental appropriations included in legislation other than the General Appropriations Act, budget amendments, other actions approved pursuant to chapter 216, and any other adjustments authorized by law.

3. Status of spending authority for each appropriation in the approved operating budget, including released, unreleased, reserved, and disbursed balances.

4. Position and rate information for positions provided in the General Appropriations Act.

(b) All data provided through the website must be data currently available in the state’s financial management information system referenced in s. 215.93.

(4) The committee shall propose providing additional state fiscal information, which may include, but is not limited to, the following information for state agencies:

(a) Details of nonoperating budget authority established pursuant to s. 216.181.

(b) Trust fund balance reports, including cash available, investments, and receipts.

(c) General revenue fund balance reports, including revenue received and amounts disbursed.

(d) Fixed capital outlay project data, including original appropriation and disbursements throughout the life of the project.

(e) A 10-year history of appropriations indicated by agency.

(f) Links to state audits or reports related to the expenditure and dispersal of state funds.

(g) Links to program or activity descriptions for which funds may be expended.

(5) The committee shall recommend a format for collecting and displaying information from state universities, public schools, community colleges, local governmental units, and other governmental entities receiving state appropriations.

(6) By March 1, 2010, the committee shall develop a schedule for adding other information to the website by type of information and governmental entity, including timeframes and development entity. The schedule shall be submitted to the President of the Senate and the Speaker of the House of Representatives. Additional information may include:

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

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

(c) Information relating to a governmental entity's bonded indebtedness, including, but not limited to, the total amount of obligation stated in terms of principal and interest, an itemization of each obligation, the term of each obligation, the source of funding for repayment of each obligation, the amounts of principal and interest previously paid to reduce each obligation, the balance remaining of each obligation, any refinancing of any obligation, and the cited statutory authority to issue such bonds.

(d) Links to available governmental entity websites.

(7) A counter shall be established on the website to show the number of times the website has been accessed.

(8) By August 31 of each fiscal year, each executive branch agency, the state court system, and the Legislature shall establish allotments in the

Florida Accounting Information Resource Subsystem for planned expenditures of state appropriations.

(9) The committee shall coordinate with the Financial Management Information Board in developing any recommendations for including information on the website which is necessary to meet the requirements of s. 215.91(8).

(10) Functional owners as defined in s. 215.94 and other governmental entities shall provide information necessary to accomplish the purposes of this section.

(11) Any municipality or special district having a population of 10,000 or fewer is exempt from this section. Population determinations must be based on the most recent population estimates prepared pursuant to s. 186.901.

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

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

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

Section 3. This act shall take effect upon becoming a law.

Approved by the Governor May 27, 2009.

Filed in Office Secretary of State May 27, 2009.

Transparency Work Group - Suggested Survey Questions

1. Does the school district have an official web site?
 - a. Yes (answer questions 2 and 3; skip question 4)
 - b. No (go to question 4)

2. If the answer to question 1 is "Yes", provide the link.

3. If the answer to question 1 is "Yes", does the entity host its web site?
 - a. Yes
 - b. No

4. If the answer to question 1 is "No", does the entity plan to start an official web site?
 - a. Yes (Please provide expected date that web site will be activated.)

- b. No (Please explain why not.)

5. Please indicate the availability of the following types of financial information (note: certain data will be provided by DOE, such as AFR, original budget, Educational Facilities Five-Year Work Plan):

Description	Available in hard copy format?	Available in an electronic format?	Available on the entity's web site?	Expected to be added to the entity's web site within next six months?
(Please use: Y=Yes; N=No; N/A= Not Applicable)				
a. Budget amendments				
b. Amended budget				
c. List of Federal, state, and or/local grants				
d. Transaction detail for asset, liability, or fund equity accounts				
e. Transaction detail for revenue				
f. Transaction detail for expenditures, including vendor information				
g. Other (please describe)				

Transparency Work Group - Suggested Survey Questions

6. If the answer to question 1 is "Yes", which of the following types of non-financial information is currently available on the entity's web site (select all that apply)?
- a. Organizational chart
 - b. Names of governing board members
 - c. Contact information for key areas, such as budget, finance, including names
 - d. Number of authorized positions filled and unfilled
7. What would be the incremental cost of adding the following items to the entity's website?
- a. Monthly financial statements
 - b. Budget amendments and revised budget
 - c. List of Federal, state, and local grants
 - d. _____
 - e. _____

IT-Related Questions

8. Please provide the name of the software applications, including the version number, from which the entity's financial information is produced.

9. Is the application:
- a. A commercial product with little or no customization?
 - b. A commercial product that has been highly customized for the entity?
 - c. Custom written for the entity?
 - d. Written by entity staff?

10. Does a consortium or other group support the entity's financial application?

- a. Yes (Please provide name of consortium/group.)

- b. No

11. Please provide the Data Management System supporting the software application along with the version, as applicable (e.g., Oracle, IBM DB2, Microsoft SQL, Sybase, ADABAS).

Transparency Work Group - Suggested Survey Questions

12. Please provide the name of the system, including the version number, from which the entity's payroll is processed.

13. Are the following data element fields used in your accounting system structure?

Data Element Name	Yes?	No?	N/A?
A. Expenditure transaction:			
a. Check/Warrant/EFT Number			
b. Check/Warrant/EFT Date			
c. Account Codes (Fund; General Ledger; Cost Center; Location; Project, including capital projects, etc)			
d. Dollar Amount			
e. Vendor Number			
f. Vendor Name			
g. Payroll payee number			
h. Payroll payee name			
i. Purchase Order Number			
j. Purchase Order Date			
k. Invoice Number			
l. Invoice Date			
m. Description of Transaction			
n. Other (please describe)			
B. Revenue transaction:			
a. Receipt Number			
b. Receipt Date			
c. Deposit Number			
d. Deposit Date			
e. Account Codes (Fund, General Ledger, Cost Center, Location, Project, etc)			
f. Dollar Amount			
g. Description of Transaction			
h. Other (please describe)			
C. Journal Entry Transaction:			
a. Journal Entry Number			

Transparency Work Group - Suggested Survey Questions

b. Journal Entry Date			
c. Account Codes (Fund, General Ledger, Cost Center, Location, Project, etc)			
d. Dollar Amount			
e. Description of Transaction			
f. Other (please describe)			
D. Budget Information:			
a. Budget Account Codes			
b. Budget Amount			
c. Other (please describe)			

14. Can the entity create a delimited, text file containing the data elements described in question 13?

- a. Yes
- b. No

15. If the answer to question 14 is "No", why not?

16. If the answer to question 14 is "Yes", can the entity transfer the delimited, text file using FTP (File Transfer Protocol) to the state?

- a. Yes
- b. No

17. If the answer to question 16 is "No", why not?

18. What are the average annual storage requirements for the information described in question 13 (e.g., quantify using Megabytes, Gigabytes, Terabytes)?

Transparency Work Group - Suggested Survey Questions

19. What type of Internet access does the entity use?

- a. High Speed (Cable/DSL/T1/etc.)
- b. Dial-up (modem)
- c. None

20. What type of public-facing Internet connectivity does the entity use?

- a. High Speed (Cable/DSL/T1/etc.)
- b. Dial-up (modem)
- c. None

21. Would it be problematic for the entity if JLAC recommends that each entity subject to the requirements of the Transparency Florida Act provide a delimited, text file containing specified data elements (as described in question 12) on a periodic basis, such as monthly or weekly, to the state?

- a. Yes
- b. No

22. If the answer to question 21 is "Yes", what types of problems would the entity encounter?

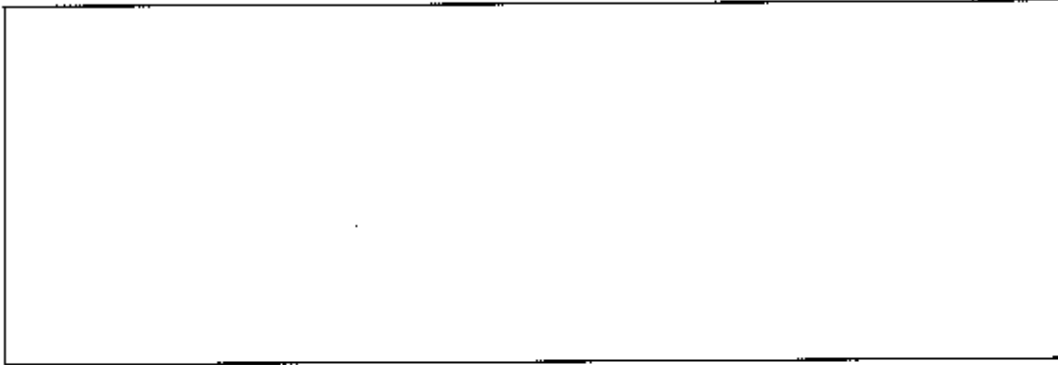
23. If the answer to question 21 is "Yes", what types of support would be required for the entity to provide the requested data?

24. Would it be problematic for the entity if JLAC recommends that each entity subject to the requirements of the Transparency Florida Act maintain specified information in a format that is accessible by the public on the entity's web site (for example, monthly or weekly financial transaction data)?

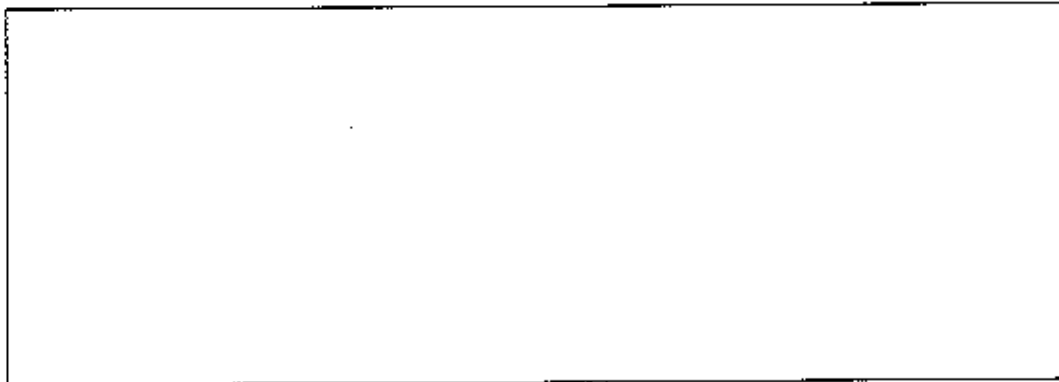
- a. Yes
- b. No

Transparency Work Group - Suggested Survey Questions

25. If the answer to question 24 is "Yes", what types of problems would the entity encounter?



26. If the answer to question 24 is "Yes", what types of support would be required for the entity to maintain the required data on its web site (provide estimate of costs to acquire or update website)?



Agenda Item 5

**Joint Legislative Auditing Committee
Election of Chair and Alternating Chair**

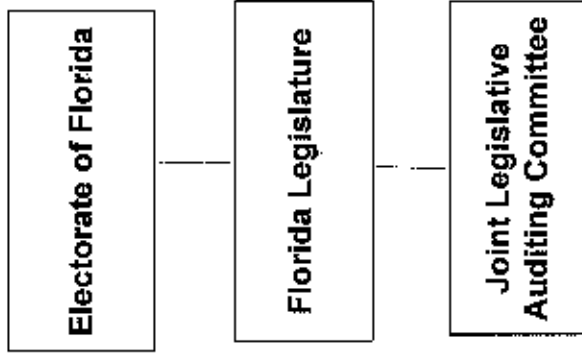
Pursuant to s. 11.40(1), *Florida Statutes*, the members of the Joint Legislative Auditing Committee elect a Chair and Vice Chair. The Chair and Vice-Chair serve a one-year term starting in November. They alternate positions the following November.

S. 11.40, F.S., Legislative Auditing Committee.--

(1) There is created a standing joint committee of the Legislature designated the Legislative Auditing Committee, composed of 10 members as follows: 5 members of the Senate, to be appointed by the President of the Senate, and 5 members of the House of Representatives, to be appointed by the Speaker of the House of Representatives. The terms of members shall be for 2 years and shall run from the organization of one Legislature to the organization of the next Legislature. Vacancies occurring during the interim period shall be filled in the same manner as the original appointment. The members of the committee shall elect a chair and vice chair. During the 2-year term, a member of each house shall serve as chair for 1 year.



Organization and Responsibilities of the Joint Legislative Auditing Committee



Auditor General

1. Appointment of the Auditor General.
2. Performance review of the Auditor General.
3. General policy direction.
4. Direction to conduct audits and investigations.
5. Investigate any matter within the scope of an audit either completed or being conducted by the Auditor General & may exercise subpoena powers.

Office of Program Policy Analysis and Government Accountability (OPPAGA)

1. Appointment of OPPAGA's Director.
2. Review of the performance of OPPAGA's Director.
3. General policy direction.
4. Direction to conduct program evaluation and justification reviews.
5. Investigate any matter within the scope of a review either completed or being conducted by OPPAGA & may exercise subpoena powers.

JOINT LEGISLATIVE AUDITING COMMITTEE

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