

1-1 By: Watson S.B. No. 701
1-2 (In the Senate - Filed February 15, 2011; February 23, 2011,
1-3 read first time and referred to Committee on State Affairs;
1-4 March 21, 2011, rereferred to Select Committee on Open Government;
1-5 March 31, 2011, reported favorably by the following vote: Yeas 4,
1-6 Nays 0; March 31, 2011, sent to printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to high-value data sets of state agencies posted on the
1-10 Internet.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Subchapter F, Chapter 2054, Government Code, is
1-13 amended by adding Section 2054.1265 to read as follows:

1-14 Sec. 2054.1265. POSTING HIGH-VALUE DATA SETS ON INTERNET.

1-15 (a) In this section:

1-16 (1) "High-value data set" means information that can
1-17 be used to increase state agency accountability and responsiveness,
1-18 improve public knowledge of the agency and its operations, further
1-19 the core mission of the agency, create economic opportunity, or
1-20 respond to need and demand as identified through public
1-21 consultation. The term does not include information that is
1-22 confidential or protected from disclosure under state or federal
1-23 law.

1-24 (2) "State agency" means a board, commission, office,
1-25 department, or other agency in the executive, judicial, or
1-26 legislative branch of state government. The term includes an
1-27 institution of higher education as defined by Section 61.003,
1-28 Education Code.

1-29 (b) Each state agency shall post on a generally accessible
1-30 Internet website maintained by or for the agency each high-value
1-31 data set created or maintained by the agency, if the agency:

1-32 (1) determines that, using existing resources, the
1-33 agency can post the data set on the Internet website at no
1-34 additional cost to the state;

1-35 (2) enters into a contract advantageous to the state
1-36 under which the contractor posts the data set on the Internet
1-37 website at no additional cost to the state; or

1-38 (3) receives a gift or grant specifically for the
1-39 purpose of posting one or more of the agency's high-value data sets
1-40 on the Internet website.

1-41 (c) A high-value data set posted by a state agency under
1-42 this section must be raw data in open standard format that allows
1-43 the public to search, extract, organize, and analyze the
1-44 information.

1-45 (d) The web page on which a state agency's high-value data
1-46 set is posted must:

1-47 (1) use the agency's Internet website home page and
1-48 include the uniform resource locator suffix "data"; and

1-49 (2) be not more than two mouse clicks from the agency's
1-50 Internet website home page.

1-51 (e) A state agency may accept a gift or grant for the purpose
1-52 of posting one or more of the agency's high-value data sets on an
1-53 Internet website.

1-54 SECTION 2. This Act takes effect September 1, 2011.

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