

1 A bill to be entitled
2 An act relating to emergency management
3 planning; amending s. 215.559, F.S.; revising
4 the amount of the annual appropriation from the
5 Florida Hurricane Catastrophe Fund; requiring
6 that funds from such appropriation be used for
7 additional purposes; amending s. 235.26, F.S.;
8 deleting an exemption from the requirement that
9 certain educational facilities be constructed
10 as public shelters; amending s. 240.295, F.S.;
11 prescribing duties of the Board of Regents with
12 respect to identifying public hurricane
13 evacuation shelter space on certain campuses;
14 requiring the submission of a capital
15 improvements program; deleting a requirement
16 for the submission of a report; revising a
17 condition precedent to a requirement for
18 specified building construction standards;
19 revising applicability; removing an exemption;
20 amending s. 252.35, F.S.; requiring that the
21 Division of Emergency Management of the
22 Department of Community Affairs adopt the state
23 comprehensive emergency management plan as a
24 rule; authorizing the division to adopt rules
25 to administer and distribute federal financial
26 assistance; amending s. 252.38, F.S.; revising
27 provisions governing the appointment and
28 control of the director of the county emergency
29 management agency; amending s. 252.385, F.S.;
30 revising legislative intent; including certain
31 private facilities within a survey of

1 prospective public hurricane evacuation
2 shelters; including district school boards and
3 community college boards of trustees among
4 those coordinating and implementing such
5 survey; revising completion dates for the
6 retrofitting of specified facilities; exempting
7 the owner or lessee of a shelter scheduled for
8 retrofitting from a requirement to make certain
9 improvements; providing that specified public
10 facilities be made available as public
11 hurricane evacuation shelters; requiring the
12 Department of Management Services to
13 incorporate public hurricane evacuation shelter
14 provisions into lease agreements for state
15 agencies; providing specifications for suitable
16 leased public facilities; requiring that the
17 department assess facilities to identify
18 shelter space for hurricane evacuations;
19 amending s. 252.373, F.S.; providing criteria
20 for prioritizing retrofit projects for
21 hurricane evacuation shelters; providing
22 appropriations; authorizing the Department of
23 Community Affairs to use certain federal
24 mitigation funds for hurricane shelter retrofit
25 projects; amending s. 252.51, F.S.; providing
26 an exception to a limitation on liability;
27 repealing s. 252.855, F.S., relating to
28 reporting forms for specified storage tank
29 registration programs and annual fee payments
30 for reports by certain petroleum distributors
31 and retail outlets; amending s. 252.355, F.S.;

1 revising provisions relating to registration of
2 persons requiring special needs assistance in
3 emergencies; creating s. 381.0303, F.S.;
4 providing for recruitment of health care
5 practitioners for special needs shelters;
6 providing for reimbursement and funding;
7 providing duties of the Department of Health,
8 the county health departments, and the local
9 emergency management agencies; authorizing use
10 of a health care practitioner registry;
11 authorizing establishment of a special needs
12 shelter interagency committee; providing
13 membership and responsibilities; providing for
14 rules; providing for review of emergency
15 management plans; creating s. 400.492, F.S.;
16 requiring home health agencies to prepare a
17 comprehensive emergency management plan;
18 specifying plan requirements; amending ss.
19 400.497 and 400.610, F.S.; providing minimum
20 requirements for home health agency and hospice
21 comprehensive emergency management plans;
22 providing for rules; providing for plan review
23 and approval; providing for plan review and
24 approval for home health agencies and hospices
25 operating in more than one county; providing an
26 exception to comprehensive emergency management
27 plan requirements; amending s. 400.506, F.S.;
28 requiring nurse registries to assist at-risk
29 clients with special needs registration and to
30 prepare a comprehensive emergency management
31 plan; specifying plan requirements; providing

1 for plan review; amending s. 400.605, F.S.;
2 requiring the Department of Elderly Affairs to
3 include components for comprehensive emergency
4 management plan in its rules establishing
5 minimum standards for a hospice; amending s.
6 400.6095, F.S.; requiring that certain
7 emergency care and service information be
8 included in hospice patients' medical records;
9 creating s. 401.273, F.S.; providing for
10 establishment of a registry of emergency
11 medical technicians and paramedics for
12 disasters and emergencies; clarifying the
13 functions of emergency medical technicians and
14 paramedics; amending s. 408.15, F.S.;
15 authorizing the Agency for Health Care
16 Administration to establish uniform standards
17 of care for special needs shelters; creating s.
18 455.718, F.S.; providing for establishment of a
19 health practitioner registry for disasters and
20 emergencies; requiring emergency and disaster
21 planning provisions in certain state agency
22 provider contracts; specifying minimum contract
23 requirements; providing appropriations;
24 providing an effective date.

25
26 Be It Enacted by the Legislature of the State of Florida:

27
28 Section 1. Subsections (1) and (2) of section 215.559,
29 Florida Statutes, are amended to read:

30 215.559 Hurricane Loss Mitigation Program.--
31

1 (1) There is created a Hurricane Loss Mitigation
2 Program. The Legislature shall annually appropriate ~~\$10~~^{\$7}
3 million of the moneys authorized for appropriation under s.
4 215.555(7)(c) from the Florida Hurricane Catastrophe Fund to
5 the Department of Community Affairs for the purposes set forth
6 in this section.

7 (2)(a) Seven million dollars in ~~The~~ funds provided in
8 subsection (1) shall be used for programs to improve the wind
9 resistance of residences and mobile homes, including loans,
10 subsidies, grants, demonstration projects, and direct
11 assistance; cooperative programs with local governments and
12 the Federal Government; and other efforts to prevent or reduce
13 losses or reduce the cost of rebuilding after a disaster.

14 (b) Three million dollars in funds provided in
15 subsection (1) shall be used to retrofit existing facilities
16 used as public hurricane shelters. The department must
17 prioritize the use of these funds for projects included in the
18 September 1, 2000, version of the Shelter Retrofit Report
19 prepared in accordance with s. 252.385(3), and each annual
20 report thereafter. The department must give funding priority
21 to projects in regional planning council regions that have
22 shelter deficits and to projects that maximize use of state
23 funds.

24 Section 2. Subsection (9) of section 235.26, Florida
25 Statutes, is amended to read:

26 235.26 State Uniform Building Code for Public
27 Educational Facilities Construction.--The Commissioner of
28 Education shall adopt a uniform statewide building code for
29 the planning and construction of public educational and
30 ancillary plants by district school boards and community
31 college district boards of trustees. The code must be entitled

1 the State Uniform Building Code for Public Educational
2 Facilities Construction. Included in this code must be flood
3 plain management criteria in compliance with the rules and
4 regulations in 44 C.F.R. parts 59 and 60, and subsequent
5 revisions thereto which are adopted by the Federal Emergency
6 Management Agency. Wherever the words "Uniform Building Code"
7 appear, they mean the "State Uniform Building Code for Public
8 Educational Facilities Construction." It is not a purpose of
9 the Uniform Building Code to inhibit the use of new materials
10 or innovative techniques; nor may it specify or prohibit
11 materials by brand names. The code must be flexible enough to
12 cover all phases of construction so as to afford reasonable
13 protection for the public safety, health, and general welfare.
14 The department may secure the service of other state agencies
15 or such other assistance as it finds desirable in revising the
16 code.

17 (9) EDUCATION FACILITIES AS EMERGENCY SHELTERS.--

18 (a) The Department of Education shall, in consultation
19 with boards and county and state emergency management offices,
20 amend the State Uniform Building Code for Public Educational
21 Facilities Construction to incorporate public shelter design
22 criteria into the Uniform Building Code. The new criteria must
23 be designed to ensure that appropriate core facility areas in
24 new educational facilities can serve as public shelters for
25 emergency management purposes. The Commissioner of Education
26 shall publish proposed amendments to the State Uniform
27 Building Code for Public Educational Facilities Construction
28 setting forth the public-shelter criteria by July 1, 1995. A
29 facility, or an appropriate core facility area within a
30 facility, for which a design contract is entered into
31 subsequent to the effective date of the inclusion of the

1 public shelter criteria in the code must be built in
2 compliance with the amended code unless the facility or a part
3 thereof is exempted from using the new shelter criteria due to
4 its location, size, or other characteristics by the applicable
5 board with the concurrence of the applicable local emergency
6 management agency or the Department of Community Affairs. Any
7 educational facility located or proposed to be located in an
8 identified category 1, 2, or 3 evacuation zone is not subject
9 to the requirements of this subsection. If the regional
10 planning council region in which the county is located does
11 not have a hurricane evacuation shelter deficit, as determined
12 by the Department of Community Affairs, school districts
13 within the planning council region are not ~~if more than one~~
14 ~~educational facility is being constructed within any 3-mile~~
15 ~~radius, no more than one facility, which must be selected on~~
16 ~~the basis of cost-effectiveness and greatest provision of~~
17 ~~shelter space, is required to incorporate the public shelter~~
18 ~~criteria into its construction~~ of educational facilities.

19 (b) By January 31, 1996, and by January 31 every
20 even-numbered year thereafter, the Department of Community
21 Affairs shall prepare and submit a statewide emergency shelter
22 plan to the Governor and the Cabinet for approval. The plan
23 must identify the general location and square footage of
24 existing shelters, by regional planning council region county,
25 and the general location and square footage of needed
26 shelters, by regional planning council region county, in the
27 next 5 years. Such plan must identify the types of public
28 facilities which should be constructed to comply with
29 emergency shelter criteria and must recommend an appropriate,
30 adequate, and dedicated source of funding for the additional
31 cost of constructing emergency shelters within these public

1 facilities. After the approval of the plan, a board may not be
2 required to build more emergency shelter space than identified
3 as needed in the plan, and decisions pertaining to exemptions
4 pursuant to paragraph (a) must be guided by the plan ~~and by~~
5 ~~this subsection.~~

6 Section 3. Subsection (4) of section 240.295, Florida
7 Statutes, is amended to read:

8 240.295 State University System; authorization for
9 fixed capital outlay projects.--

10 (4) The Board of Regents shall, in consultation with
11 local and state emergency management agencies, assess existing
12 facilities to identify the extent to which each campus has
13 public hurricane evacuation shelter space. The board shall
14 submit to the Governor and the Legislature by August 1 of each
15 year a 5-year capital improvements program that identifies new
16 or retrofitted facilities that will incorporate enhanced
17 hurricane resistance standards and that can be used as public
18 hurricane evacuation shelters. Enhanced hurricane resistance
19 standards include fixed passive protection for window and door
20 applications to provide mitigation protection, security
21 protection with egress, and energy efficiencies that meet
22 standards required in the 130-mile-per-hour wind zone areas.
23 The board must also submit proposed facility retrofit projects
24 to the Department of Community Affairs for assessment and
25 inclusion in the annual report prepared in accordance with s.
26 252.385(3).~~adequate to house those students, faculty, and~~
27 ~~employees expected to seek public shelter prior to or during a~~
28 ~~disaster and those other persons for which the campus has~~
29 ~~agreed with the local emergency management agency or other~~
30 ~~voluntary organization to provide shelter space. The board~~
31 ~~shall submit a report describing the results of its assessment~~

1 ~~to the Governor and the Legislature by February 1, 1994. At~~
2 ~~the discretion of the board, this report may be accompanied by~~
3 ~~a list of proposed improvements to existing buildings to~~
4 ~~improve shelter capacity and an estimate of the costs~~
5 ~~associated with implementing these improvements. Until a~~
6 regional planning council region in which a campus is located
7 has sufficient public hurricane evacuation shelter space, any
8 campus building for which a design contract is entered into
9 subsequent to July 1, 2001 ~~1994~~, and which has been identified
10 by the board, with the concurrence of the local emergency
11 management agency or the Department of Community Affairs, to
12 be appropriate for use as a public hurricane evacuation
13 shelter, must be constructed in accordance with public shelter
14 standards unless the board, with the concurrence of the local
15 emergency management agency or the Department of Community
16 Affairs, exempts the building or part thereof from shelter
17 standards because of its location, size, or other
18 characteristic.

19 Section 4. Subsection (2) of section 252.35, Florida
20 Statutes, is amended to read:

21 252.35 Emergency management powers; Division of
22 Emergency Management.--

23 (2) The division is responsible for carrying out the
24 provisions of ss. 252.31-252.91. In performing its duties
25 under ss. 252.31-252.91, the division shall:

26 (a) Prepare a state comprehensive emergency management
27 plan, which shall be integrated into and coordinated with the
28 emergency management plans and programs of the Federal
29 Government. The division must adopt the plan as a rule in
30 accordance with chapter 120. The plan shall be implemented by
31 a continuous, integrated comprehensive emergency management

1 program. The plan must contain provisions to ensure that the
2 state is prepared for emergencies and minor, major, and
3 catastrophic disasters, and the division shall work closely
4 with local governments and agencies and organizations with
5 emergency management responsibilities in preparing and
6 maintaining the plan. The state comprehensive emergency
7 management plan shall be operations oriented and:

8 1. Include an evacuation component that includes
9 specific regional and interregional planning provisions and
10 promotes intergovernmental coordination of evacuation
11 activities. This component must, at a minimum: contain
12 guidelines for lifting tolls on state highways; ensure
13 coordination pertaining to evacuees crossing county lines; set
14 forth procedures for directing people caught on evacuation
15 routes to safe shelter; establish strategies for ensuring
16 sufficient, reasonably priced fueling locations along
17 evacuation routes; and establish policies and strategies for
18 emergency medical evacuations.

19 2. Include a shelter component that includes specific
20 regional and interregional planning provisions and promotes
21 coordination of shelter activities between the public,
22 private, and nonprofit sectors. This component must, at a
23 minimum: contain strategies to ensure the availability of
24 adequate public shelter space in each region of the state;
25 establish strategies for refuge-of-last-resort programs;
26 provide strategies to assist local emergency management
27 efforts to ensure that adequate staffing plans exist for all
28 shelters, including medical and security personnel; provide
29 for a postdisaster communications system for public shelters;
30 establish model shelter guidelines for operations,
31 registration, inventory, power generation capability,

1 information management, and staffing; and set forth policy
2 guidance for sheltering people with special needs.

3 3. Include a postdisaster response and recovery
4 component that includes specific regional and interregional
5 planning provisions and promotes intergovernmental
6 coordination of postdisaster response and recovery activities.
7 This component must provide for postdisaster response and
8 recovery strategies according to whether a disaster is minor,
9 major, or catastrophic. The postdisaster response and recovery
10 component must, at a minimum: establish the structure of the
11 state's postdisaster response and recovery organization;
12 establish procedures for activating the state's plan; set
13 forth policies used to guide postdisaster response and
14 recovery activities; describe the chain of command during the
15 postdisaster response and recovery period; describe initial
16 and continuous postdisaster response and recovery actions;
17 identify the roles and responsibilities of each involved
18 agency and organization; provide for a comprehensive
19 communications plan; establish procedures for monitoring
20 mutual aid agreements; provide for rapid impact assessment
21 teams; ensure the availability of an effective statewide urban
22 search and rescue program coordinated with the fire services;
23 ensure the existence of a comprehensive statewide medical care
24 and relief plan administered by the Department of Health; and
25 establish systems for coordinating volunteers and accepting
26 and distributing donated funds and goods.

27 4. Include additional provisions addressing aspects of
28 preparedness, response, recovery, and mitigation as determined
29 necessary by the division.

30 5. Address the need for coordinated and expeditious
31 deployment of state resources, including the Florida National

1 Guard. In the case of an imminent major disaster, procedures
2 should address predeployment of the Florida National Guard,
3 and, in the case of an imminent catastrophic disaster,
4 procedures should address predeployment of the Florida
5 National Guard and the United States Armed Forces.

6 6. Establish a system of communications and warning to
7 ensure that the state's population and emergency management
8 agencies are warned of developing emergency situations and can
9 communicate emergency response decisions.

10 7. Establish guidelines and schedules for annual
11 exercises that evaluate the ability of the state and its
12 political subdivisions to respond to minor, major, and
13 catastrophic disasters and support local emergency management
14 agencies. Such exercises shall be coordinated with local
15 governments and, to the extent possible, the Federal
16 Government.

17 8. Assign lead and support responsibilities to state
18 agencies and personnel for emergency support functions and
19 other support activities.

20
21 The division shall prepare an interim postdisaster response
22 and recovery component that substantially complies with the
23 provisions of this paragraph by June 1, 1993. Each state
24 agency assigned lead responsibility for an emergency support
25 function by the state comprehensive emergency management plan
26 shall also prepare a detailed operational plan needed to
27 implement its responsibilities by June 1, 1993. The complete
28 state comprehensive emergency management plan shall be
29 submitted to the President of the Senate, the Speaker of the
30 House of Representatives, and the Governor no later than
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1 February 1, 1994, and on February 1 of every even-numbered
2 year thereafter.

3 (b) Adopt standards and requirements for county
4 emergency management plans. The standards and requirements
5 must ensure that county plans are coordinated and consistent
6 with the state comprehensive emergency management plan. If a
7 municipality elects to establish an emergency management
8 program, it must adopt a city emergency management plan that
9 complies with all standards and requirements applicable to
10 county emergency management plans.

11 (c) Assist political subdivisions in preparing and
12 maintaining emergency management plans.

13 (d) Review periodically political subdivision
14 emergency management plans for consistency with the state
15 comprehensive emergency management plan and standards and
16 requirements adopted under this section.

17 (e) Cooperate with the President, the heads of the
18 Armed Forces, the various federal emergency management
19 agencies, and the officers and agencies of other states in
20 matters pertaining to emergency management in the state and
21 the nation and incidents thereof and, in connection therewith,
22 take any measures that it deems proper to carry into effect
23 any request of the President and the appropriate federal
24 officers and agencies for any emergency management action,
25 including the direction or control of:

26 1. Emergency management drills, tests, or exercises of
27 whatever nature.

28 2. Warnings and signals for tests and drills, attacks,
29 or other imminent emergencies or threats thereof and the
30 mechanical devices to be used in connection with such warnings
31 and signals.

1 (f) Make recommendations to the Legislature, building
2 code organizations, and political subdivisions for zoning,
3 building, and other land use controls; safety measures for
4 securing mobile homes or other nonpermanent or semipermanent
5 structures; and other preparedness, prevention, and mitigation
6 measures designed to eliminate emergencies or reduce their
7 impact.

8 (g) In accordance with the state comprehensive
9 emergency management plan and program for emergency
10 management, ascertain the requirements of the state and its
11 political subdivisions for equipment and supplies of all kinds
12 in the event of an emergency; plan for and either procure
13 supplies, medicines, materials, and equipment or enter into
14 memoranda of agreement or open purchase orders that will
15 ensure their availability; and use and employ from time to
16 time any of the property, services, and resources within the
17 state in accordance with ss. 252.31-252.91.

18 (h) Anticipate trends and promote innovations that
19 will enhance the emergency management system.

20 (i) Institute statewide public awareness programs.
21 This shall include an intensive public educational campaign on
22 emergency preparedness issues.

23 (j) Prepare and distribute to appropriate state and
24 local officials catalogs of federal, state, and private
25 assistance programs.

26 (k) Coordinate federal, state, and local emergency
27 management activities and take all other steps, including the
28 partial or full mobilization of emergency management forces
29 and organizations in advance of an actual emergency, to ensure
30 the availability of adequately trained and equipped forces of
31

1 emergency management personnel before, during, and after
2 emergencies and disasters.

3 (l) Establish a schedule of fees that may be charged
4 by local emergency management agencies for review of emergency
5 management plans on behalf of external agencies and
6 institutions. In establishing such schedule, the division
7 shall consider facility size, review complexity, and other
8 factors.

9 (m) Implement training programs to improve the ability
10 of state and local emergency management personnel to prepare
11 and implement emergency management plans and programs. This
12 shall include a continuous training program for agencies and
13 individuals that will be called on to perform key roles in
14 state and local postdisaster response and recovery efforts and
15 for local government personnel on federal and state
16 postdisaster response and recovery strategies and procedures.

17 (n) Review periodically emergency operating procedures
18 of state agencies and recommend revisions as needed to ensure
19 consistency with the state comprehensive emergency management
20 plan and program.

21 (o) Make such surveys of industries, resources, and
22 facilities within the state, both public and private, as are
23 necessary to carry out the purposes of ss. 252.31-252.91.

24 (p) Prepare, in advance whenever possible, such
25 executive orders, proclamations, and rules for issuance by the
26 Governor as are necessary or appropriate for coping with
27 emergencies and disasters.

28 (q) Cooperate with the Federal Government and any
29 public or private agency or entity in achieving any purpose of
30 ss. 252.31-252.91 and in implementing programs for mitigation,
31 preparation, response, and recovery.

1 (r) Assist political subdivisions with the creation
2 and training of urban search and rescue teams and promote the
3 development and maintenance of a state urban search and rescue
4 program.

5 (s) Delegate, as necessary and appropriate, authority
6 vested in it under ss. 252.31-252.91 and provide for the
7 subdelegation of such authority.

8 (t) Report biennially to the President of the Senate,
9 the Speaker of the House of Representatives, and the Governor,
10 no later than February 1 of every odd-numbered year, the
11 status of the emergency management capabilities of the state
12 and its political subdivisions.

13 (u) In accordance with chapter 120, create, implement,
14 administer, adopt ~~promulgate~~, amend, and rescind rules,
15 programs, and plans needed to carry out the provisions of ss.
16 252.31-252.91 with due consideration for, and in cooperating
17 with, the plans and programs of the Federal Government. In
18 addition, the division may adopt rules in accordance with
19 chapter 120 to administer and distribute federal financial
20 pre-disaster and post-disaster assistance for prevention,
21 mitigation, preparedness, response, and recovery.

22 (v) Do other things necessary, incidental, or
23 appropriate for the implementation of ss. 252.31-252.91.

24 Section 5. Paragraph (b) of subsection (1) of section
25 252.38, Florida Statutes, is amended to read:

26 252.38 Emergency management powers of political
27 subdivisions.--Safeguarding the life and property of its
28 citizens is an innate responsibility of the governing body of
29 each political subdivision of the state.

30 (1) COUNTIES.--
31

1 (b) Each county emergency management agency created
2 and established pursuant to ss. 252.31-252.91 shall have a
3 director ~~who shall be appointed and have an annual salary~~
4 ~~fixed by the board of county commissioners of the county.~~ The
5 director must meet the minimum training and education
6 qualifications established in a job description approved by
7 the county. The director shall be appointed by the board of
8 county commissioners or the chief administrative officer of
9 the county, as described in chapter 125 or the county charter,
10 if applicable, to serve at the pleasure of the appointing
11 authority board, subject to their direction and control, in
12 conformance with applicable resolutions, ordinances, and laws.
13 A county constitutional officer, or an employee of a county
14 constitutional officer, may be appointed as director following
15 prior notification to the division. Each board of county
16 commissioners shall promptly inform the division of the
17 appointment of the director and other personnel. Each director
18 has direct responsibility for the organization,
19 administration, and operation of the county emergency
20 management agency, ~~subject only to the direction and control~~
21 ~~of the governing body of the county.~~ The director shall
22 coordinate emergency management activities, services, and
23 programs within the county and shall serve as liaison to the
24 division and other local emergency management agencies and
25 organizations.

26 Section 6. Section 252.385, Florida Statutes, is
27 amended to read:

28 252.385 Public shelter space.--

29 (1) It is the intent of the Legislature that this
30 state not have a deficit of safe public hurricane evacuation

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1 shelter space in any region of the state by 1998 and
2 thereafter.

3 (2) The division shall administer a program to survey
4 existing schools, universities, community colleges, and other
5 state-owned, municipally owned, and county-owned public
6 buildings and any private facility that the owner, in writing,
7 agrees to provide for use as a public hurricane evacuation
8 shelter to identify those that are appropriately designed and
9 located to serve as such shelters. The owners of the
10 facilities must ~~shall~~ be given the opportunity to participate
11 in the surveys. The Board of Regents, district school boards,
12 community college boards of trustees, and the Department of
13 Education are responsible for coordinating and implementing
14 the survey of public schools, universities, and community
15 colleges with the division or the local emergency management
16 agency.

17 (3) ~~Beginning no later than September 1, 1994,~~The
18 division shall annually provide to the President of the
19 Senate, the Speaker of the House of Representatives, and the
20 Governor a list of facilities recommended to be retrofitted
21 using state funds. State funds should be maximized and
22 targeted to regional planning council regions ~~counties~~ with
23 hurricane evacuation shelter deficits. Retrofitting facilities
24 in regions with public hurricane evacuation shelter deficits
25 shall be given first priority and should be completed by 2003
26 ~~1998~~. All recommended ~~appropriate~~ facilities should be
27 retrofitted by 2008 ~~2003~~. The owner or lessee of a public
28 hurricane evacuation shelter that is included on the list of
29 facilities recommended for retrofitting is not required to
30 perform any recommended improvements.

31

1 (4)(a) Public facilities, including schools,
2 postsecondary education facilities, and other facilities owned
3 or leased by the state or local governments, but excluding
4 hospitals or nursing homes, which are suitable for use as
5 public hurricane evacuation shelters shall be made available
6 at the request of the local emergency management agencies.
7 Such agencies shall coordinate with the appropriate school
8 board, university, community college, or local governing board
9 when requesting the use of such facilities as public hurricane
10 evacuation shelters.

11 (b) The Department of Management Services shall
12 incorporate provisions for the use of suitable leased public
13 facilities as public hurricane evacuation shelters into lease
14 agreements for state agencies. Suitable leased public
15 facilities include leased public facilities that are solely
16 occupied by state agencies and have at least 2,000 square feet
17 of net floor area in a single room or in a combination of
18 rooms having a minimum of 400 square feet in each room. The
19 net square footage of floor area must be determined by
20 subtracting from the gross square footage the square footage
21 of spaces such as mechanical and electrical rooms, storage
22 rooms, open corridors, restrooms, kitchens, science or
23 computer laboratories, shop or mechanical areas,
24 administrative offices, records vaults, and crawl spaces.

25 (c) The Department of Management Services shall, in
26 consultation with local and state emergency management
27 agencies, assess Department of Management Services facilities
28 to identify the extent to which each facility has public
29 hurricane evacuation shelter space. The Department of
30 Management Services shall submit proposed facility retrofit
31 projects that incorporate hurricane protection enhancements to

1 the department for assessment and inclusion in the annual
2 report prepared in accordance with s. 252.385(3).

3 Section 7. Paragraph (c) of subsection (1) and
4 subsection (2) of section 252.373, Florida Statutes, are
5 amended to read:

6 252.373 Allocation of funds; rules.--

7 (1) Funds appropriated from the Emergency Management,
8 Preparedness, and Assistance Trust Fund shall be allocated by
9 the Department of Community Affairs as follows:

10 (c) Twenty percent for grants and loans to state or
11 regional agencies, local governments, and private
12 organizations to implement projects that will further state
13 and local emergency management objectives. These projects
14 must include, but need not be limited to, projects that will
15 promote public education on disaster preparedness and recovery
16 issues, enhance coordination of relief efforts of statewide
17 private sector organizations, and improve the training and
18 operations capabilities of agencies assigned lead or support
19 responsibilities in the state comprehensive emergency
20 management plan, including the State Fire Marshal's Office for
21 coordinating the Florida fire services. The division shall
22 establish criteria and procedures for competitive allocation
23 of these funds by rule. No more than 5 percent of any award
24 made pursuant to this paragraph may be used for administrative
25 expenses. This competitive criteria must give priority
26 consideration to hurricane evacuation shelter retrofit
27 projects.

28 (2) The distribution formula provided in subsection
29 (1) may be adjusted proportionally when necessary to meet any
30 matching requirements imposed as a condition of receiving
31 federal disaster relief assistance or planning funds.

1 Section 8. Section 252.51, Florida Statutes, is
2 amended to read:

3 252.51 Liability.--Any person or organization, public
4 or private, owning or controlling real estate or other
5 premises who voluntarily and without compensation, other than
6 payment or reimbursement of costs and expenses, grants a
7 license or privilege or otherwise permits the designation by
8 the local emergency management agency or use of the whole or
9 any part of such real estate or premises for the purpose of
10 sheltering persons during an actual, impending, mock, or
11 practice emergency, together with her or his successor in
12 interest, if any, shall not be liable for the death of, or
13 injury to, any person on or about such real estate or premises
14 during the actual, impending, mock, or practice emergency, or
15 for loss of, or damage to, the property of such person, solely
16 by reason or as a result of such license, privilege,
17 designation, or use, unless the gross negligence or the
18 willful and wanton misconduct of such person owning or
19 controlling such real estate or premises or her or his
20 successor in interest is the proximate cause of such death,
21 injury, loss, or damage occurring during such sheltering
22 period. Any such person or organization who provides such
23 shelter space for compensation shall be deemed to be an
24 instrumentality of the state or its applicable agency or
25 subdivision for the purposes of s. 768.28.

26 Section 9. Section 252.855, Florida Statutes, is
27 repealed.

28 Section 10. Subsections (1), (3), and (4) of section
29 252.355, Florida Statutes, are amended to read:

30 252.355 Registry of ~~disabled~~ persons with special
31 needs; notice.--

1 (1) In order to meet the special needs of persons who
2 would need assistance during evacuations and sheltering
3 because of physical, mental, or sensory disabilities ~~or mental~~
4 ~~handicaps~~, each local emergency management agency in the state
5 shall maintain a registry of ~~disabled~~ persons with special
6 needs located within the jurisdiction of the local agency.
7 The registration shall identify those persons in need of
8 assistance and plan for resource allocation to meet those
9 identified needs. To assist the local emergency management
10 agency in identifying such persons, the Department of Children
11 and Family Services, Department of Health, Agency for Health
12 Care Administration, Department of Labor and Employment
13 Security, and Department of Elderly Affairs shall provide
14 registration information to all of their special needs clients
15 and to all incoming clients as a part of the intake process.
16 The registry shall be updated annually. The registration
17 program shall give ~~disabled~~ persons with special needs the
18 option of preauthorizing emergency response personnel to enter
19 their homes during search and rescue operations if necessary
20 to assure their safety and welfare following disasters.

21 (3) All records, data, information, correspondence,
22 and communications relating to the registration of ~~disabled~~
23 persons with special needs as provided in subsection (1) are
24 confidential and exempt from the provisions of s. 119.07(1),
25 except that such information shall be available to other
26 emergency response agencies, as determined by the local
27 emergency management director.

28 (4) All appropriate agencies and community-based
29 service providers, including home health care providers, shall
30 assist emergency management agencies by collecting
31 registration information for persons ~~people~~ with special needs

1 as part of program intake processes, establishing programs to
2 increase the awareness of the registration process, and
3 educating clients about the procedures that may be necessary
4 for their safety during disasters. Clients of state or
5 federally funded service programs with physical, mental, or
6 sensory disabilities ~~or mental handicaps~~ who need assistance
7 in evacuating, or when in shelters, must register as persons
8 ~~people~~ with special needs.

9 Section 11. Section 381.0303, Florida Statutes, is
10 created to read:

11 381.0303 Health practitioner recruitment for special
12 needs shelters.--

13 (1) PURPOSE.--The purpose of this section is to
14 designate the Department of Health, through its county health
15 departments, as the lead agency for coordination of the
16 recruitment of health care practitioners, as defined in s.
17 455.501(4), to staff special needs shelters in times of
18 emergency or disaster and to provide resources to the
19 department to carry out this responsibility. However, nothing
20 in this section prohibits a county health department from
21 entering into an agreement with a local emergency management
22 agency to assume the lead responsibility for recruiting health
23 care practitioners.

24 (2) SPECIAL NEEDS SHELTER PLAN AND STAFFING.--Provided
25 funds have been appropriated to support medical services
26 disaster coordinator positions in county health departments,
27 the department shall assume lead responsibility for the local
28 coordination of local medical and health care providers, the
29 American Red Cross, and other interested parties in developing
30 a plan for the staffing and medical management of special
31

1 needs shelters. The plan shall be in conformance with the
2 local comprehensive emergency management plan.

3 (a) County health departments shall, in conjunction
4 with the local emergency management agencies, have the lead
5 responsibility for coordination of the recruitment of health
6 care practitioners to staff local special needs shelters.
7 County health departments shall assign their employees to work
8 in special needs shelters when needed to protect the health of
9 patients.

10 (b) The appropriate county health department and local
11 emergency management agency shall jointly determine who has
12 responsibility for medical supervision in a special needs
13 shelter.

14 (c) Local emergency management agencies shall be
15 responsible for the designation and operation of special needs
16 shelters during times of emergency or disaster. County health
17 departments shall assist the local emergency management agency
18 with regard to the management of medical services in special
19 needs shelters.

20 (3) REIMBURSEMENT TO HEALTH CARE PRACTITIONERS.--The
21 Department of Health shall reimburse, subject to the
22 availability of funds for this purpose, health care
23 practitioners, as defined in s. 455.501, provided the
24 practitioner is not providing care to a patient under an
25 existing contract, and emergency medical technicians and
26 paramedics licensed pursuant to chapter 401 for medical care
27 provided at the request of the department in special needs
28 shelters or at other locations during times of emergency or
29 major disaster. Reimbursement for health care practitioners,
30 except for physicians licensed pursuant to chapter 458 or
31 chapter 459, shall be based on the average hourly rate that

1 such practitioners were paid according to the most recent
2 survey of Florida hospitals conducted by the Florida Hospital
3 Association. Reimbursement shall be requested on forms
4 prepared by the Department of Health. If a Presidential
5 Disaster Declaration has been made, and the Federal Government
6 makes funds available, the department shall use such funds for
7 reimbursement of eligible expenditures. In other situations,
8 or if federal funds do not fully compensate the department for
9 reimbursement made pursuant to this section, the department
10 shall submit to the Cabinet or Legislature, as appropriate, a
11 budget amendment to obtain reimbursement from the working
12 capital fund. Travel expense and per diem costs shall be
13 reimbursed pursuant to s. 112.061.

14 (4) HEALTH CARE PRACTITIONER REGISTRY.--The department
15 may use the registries established in ss. 401.273 and 455.718
16 when health care practitioners are needed to staff special
17 needs shelters or to staff disaster medical assistance teams.

18 (5) SPECIAL NEEDS SHELTER INTERAGENCY COMMITTEE.--The
19 Department of Health may establish a special needs shelter
20 interagency committee, to be chaired and staffed by the
21 department. The committee shall resolve problems related to
22 special needs shelters not addressed in the state
23 comprehensive emergency medical plan and shall serve as an
24 oversight committee to monitor the planning and operation of
25 special needs shelters.

26 (a) The committee may:

27 1. On or before January 1, 2001, resolve questions
28 concerning the roles and responsibilities of state agencies
29 and other organizations that are necessary to implement the
30 program.

31

1 2. On or before January 1, 2001, identify any issues
2 requiring additional legislation and funding.

3 3. Develop and negotiate any necessary interagency
4 agreements.

5 4. Undertake other such activities as the department
6 deems necessary to facilitate the implementation of this
7 section.

8 5. Submit recommendations to the Legislature as
9 necessary.

10 (b) The special needs shelter interagency committee
11 shall be composed of representatives of emergency management,
12 health, medical, and social services organizations. Membership
13 shall include, but shall not be limited to, the Departments of
14 Community Affairs, Children and Family Services, Elderly
15 Affairs, Labor and Employment Security, and Education; the
16 Agency for Health Care Administration; the Florida Medical
17 Association; the Florida Osteopathic Medical Association;
18 Associated Home Health Industries of Florida, Inc.; the
19 Florida Nurses Association; the Florida Health Care
20 Association; the Florida Assisted Living Association; the
21 Florida Hospital Association; the Florida Statutory Teaching
22 Hospital Council; the Florida Association of Homes for the
23 Aging; the Florida Emergency Preparedness Association; the
24 American Red Cross; Florida Hospices, Inc.; the Association of
25 Community Hospitals and Health Systems; the Florida
26 Association of Health Maintenance Organizations; the Florida
27 League of Health Systems; Private Care Association; and the
28 Salvation Army.

29 (c) Meetings of the committee shall be held in
30 Tallahassee and members of the committee shall serve at the
31 expense of the agencies or organizations they represent.

1 (6) RULES.--The department has the authority to adopt
2 rules necessary to implement this section. Rules may include a
3 definition of a special needs patient, specify physician
4 reimbursement, and designate which county health departments
5 will have responsibility for implementation of subsections (2)
6 and (3).

7 (7) REVIEW OF EMERGENCY MANAGEMENT PLANS.--The
8 submission of emergency management plans to county health
9 departments by home health agencies pursuant to s.
10 400.497(11)(c) and (d) and by nurse registries pursuant to s.
11 400.506(16)(e) and by hospice programs pursuant to s.
12 400.610(1)(b) is conditional upon the receipt of an
13 appropriation by the department to establish medical services
14 disaster coordinator positions in county health departments
15 unless the Secretary of the department and a local county
16 commission jointly determine to require such plans to be
17 submitted based on a determination that there is a special
18 need to protect public health in the local area during an
19 emergency.

20 Section 12. Section 400.492, Florida Statutes, is
21 created to read:

22 400.492 Provision of services during an
23 emergency.--Each home health agency shall prepare and maintain
24 a comprehensive emergency management plan that is consistent
25 with the standards adopted by national accreditation
26 organizations and consistent with the local special needs
27 plan. The plan shall be updated annually and shall provide for
28 continuing home health services during an emergency that
29 interrupts patient care or services in the patient's home. The
30 plan shall describe how the home health agency establishes and
31 maintains an effective response to emergencies and disasters,

1 including: notifying staff when emergency response measures
2 are initiated; providing for communication between staff
3 members, county health departments, and local emergency
4 management agencies, including a backup system; identifying
5 resources necessary to continue essential care or services or
6 referrals to other organizations subject to written agreement;
7 and prioritizing and contacting patients who need continued
8 care or services.

9 (1) Each patient record for patients who are listed in
10 the registry established pursuant to s. 252.355 shall include
11 a description of how care or services will be continued in the
12 event of an emergency or disaster. The home health agency
13 shall discuss the emergency provisions with the patient and
14 the patient's caregivers, including where and how the patient
15 is to evacuate, procedures for notifying the home health
16 agency in the event that the patient evacuates to a location
17 other than the shelter identified in the patient record, and a
18 list of medications and equipment which must either accompany
19 the patient or will be needed by the patient in the event of
20 an evacuation.

21 (2) Each home health agency shall maintain a current
22 prioritized list of patients who need continued services
23 during an emergency. The list shall indicate how services
24 shall be continued in the event of an emergency or disaster
25 for each patient and if the patient is to be transported to a
26 special needs shelter, and shall indicate if the patient is
27 receiving skilled nursing services and the patient's
28 medication and equipment needs. The list shall be furnished to
29 county health departments and to local emergency management
30 agencies, upon request.

31

1 (3) Home health agencies shall not be required to
2 continue to provide care to patients in emergency situations
3 that are beyond their control and that make it impossible to
4 provide services, such as when roads are impassable or when
5 patients do not go to the location specified in their patient
6 records.

7 (4) Notwithstanding the provisions of s. 400.464(2) or
8 any other provision of law to the contrary, a home health
9 agency may provide services in a special needs shelter located
10 in any county.

11 Section 13. Subsection (1) of section 400.497, Florida
12 Statutes, is amended, and subsection (11) is added to said
13 section, to read:

14 400.497 Rules establishing minimum standards.--The
15 Agency for Health Care Administration shall adopt, publish,
16 and enforce rules to implement this part, including, as
17 applicable, ss. 400.506 and 400.509, which must provide
18 reasonable and fair minimum standards relating to:

19 (1) Scope of home health services to be provided,
20 which shall include services to be provided during emergency
21 evacuation and sheltering.

22 (11) Preparation of a comprehensive emergency
23 management plan pursuant to s. 400.492.

24 (a) The Agency for Health Care Administration shall
25 adopt rules establishing minimum criteria for the plan and
26 plan updates, with the concurrence of the Department of Health
27 and in consultation with the Department of Community Affairs.

28 (b) The rules must address the requirements in s.
29 400.492. In addition, the rules shall provide for the
30 maintenance of patient-specific medication lists that can
31 accompany patients who are transported from their homes.

1 (c) The plan is subject to review and approval by the
2 county health department. During its review, the county health
3 department shall ensure that the following agencies, at a
4 minimum, are given the opportunity to review the plan:

- 5 1. The local emergency management agency.
- 6 2. The Agency for Health Care Administration.
- 7 3. The local chapter of the American Red Cross or
8 other lead sheltering agency.
- 9 4. The district office of the Department of Children
10 and Family Services.

11
12 The county health department shall complete its review within
13 60 days after receipt of the plan and shall either approve the
14 plan or advise the home health agency of necessary revisions.

15 (d) For any home health agency that operates in more
16 than one county, the Department of Health shall review the
17 plan, after consulting with all of the county health
18 departments, the agency, and all the local chapters of the
19 American Red Cross or other lead sheltering agencies in the
20 areas of operation for that particular home health agency. The
21 Department of Health shall complete its review within 90 days
22 after receipt of the plan and shall either approve the plan or
23 advise the home health agency of necessary revisions. The
24 Department of Health shall make every effort to avoid imposing
25 differing requirements based on differences between counties
26 on the home health agency.

27 (e) The requirements in this subsection do not apply
28 to:

- 29 1. A facility that is certified under chapter 651 and
30 has a licensed home health agency used exclusively by
31 residents of the facility; or

1 2. A retirement community that consists of residential
2 units for independent living and either a licensed nursing
3 home or an assisted living facility, and has a licensed home
4 health agency used exclusively by the residents of the
5 retirement community, provided the comprehensive emergency
6 management plan for the facility or retirement community
7 provides for continuous care of all residents with special
8 needs during an emergency.

9 Section 14. Subsections (15), (16), and (17) of
10 section 400.506, Florida Statutes, are renumbered as
11 subsections (17), (18), and (19), respectively, and new
12 subsections (15) and (16) are added to said section to read:

13 400.506 Licensure of nurse registries; requirements;
14 penalties.--(15) Nurse registries shall assist persons who
15 would need assistance and sheltering during evacuations
16 because of physical, mental, or sensory disabilities in
17 registering with the appropriate local emergency management
18 agency pursuant to s. 252.355.

19 (16) Each nurse registry shall prepare and maintain a
20 comprehensive emergency management plan that is consistent
21 with the criteria in this subsection and with the local
22 special needs plan. The plan shall be updated annually. The
23 plan shall specify how the nurse registry shall facilitate the
24 provision of continuous care by persons referred for contract
25 to persons who are registered pursuant to s. 252.355 during an
26 emergency that interrupts the provision of care or services in
27 private residencies.

28 (a) All persons referred for contract who care for
29 persons registered pursuant to s. 252.355 must include in the
30 patient record a description of how care will be continued
31 during a disaster or emergency that interrupts the provision

1 of care in the patient's home. It shall be the responsibility
2 of the person referred for contract to ensure that continuous
3 care is provided.

4 (b) Each nurse registry shall maintain a current
5 prioritized list of patients in private residences who are
6 registered pursuant to s. 252.355 and are under the care of
7 persons referred for contract and who need continued services
8 during an emergency. This list shall indicate, for each
9 patient, if the client is to be transported to a special needs
10 shelter and if the patient is receiving skilled nursing
11 services. Nurse registries shall make this list available to
12 county health departments and to local emergency management
13 agencies upon request.

14 (c) Each person referred for contract who is caring
15 for a patient who is registered pursuant to s. 252.355 shall
16 provide a list of the patient's medication and equipment needs
17 to the nurse registry. Each person referred for contract shall
18 make this information available to county health departments
19 and to local emergency management agencies upon request.

20 (d) Each person referred for contract shall not be
21 required to continue to provide care to patients in emergency
22 situations that are beyond the person's control and that make
23 it impossible to provide services, such as when roads are
24 impassable or when patients do not go to the location
25 specified in their patient records.

26 (e) The comprehensive emergency management plan
27 required by this subsection is subject to review and approval
28 by the county health department. During its review, the county
29 health department shall ensure that, at a minimum, the local
30 emergency management agency, the Agency for Health Care
31 Administration, and the local chapter of the American Red

1 Cross or other lead sheltering agency are given the
2 opportunity to review the plan. The county health department
3 shall complete its review within 60 days after receipt of the
4 plan and shall either approve the plan or advise the nurse
5 registry of necessary revisions.

6 (f) The Agency for Health Care Administration shall
7 adopt rules establishing minimum criteria for the
8 comprehensive emergency management plan and plan updates
9 required by this subsection, with the concurrence of the
10 Department of Health and in consultation with the Department
11 of Community Affairs.

12 Section 15. Paragraph (j) of subsection (1) of section
13 400.605, Florida Statutes, is amended to read:

14 400.605 Administration; forms; fees; rules;
15 inspections; fines.--

16 (1) The department, in consultation with the agency,
17 shall by rule establish minimum standards and procedures for a
18 hospice. The rules must include:

19 (j) Components of a comprehensive emergency management
20 plan, developed in consultation with the Department of Health,
21 the Department of Elderly Affairs, and the Department of
22 Community Affairs ~~Component of a disaster preparedness plan.~~

23 Section 16. Paragraph (f) is added to subsection (5)
24 of section 400.6095, Florida Statutes, to read:

25 400.6095 Patient admission; assessment; plan of care;
26 discharge; death.--

27 (5) Each hospice, in collaboration with the patient
28 and the patient's primary or attending physician, shall
29 prepare and maintain a plan of care for each patient, and the
30 care provided to a patient must be in accordance with the plan
31

1 of care. The plan of care shall be made a part of the
2 patient's medical record and shall include, at a minimum:

3 (f) A description of how needed care and services will
4 be provided in the event of an emergency.

5 Section 17. Paragraph (b) of subsection (1) of section
6 400.610, Florida Statutes, is amended to read:

7 400.610 Administration and management of a hospice.--

8 (1) A hospice shall have a clearly defined organized
9 governing body, consisting of a minimum of seven persons who
10 are representative of the general population of the community
11 served. The governing body shall have autonomous authority and
12 responsibility for the operation of the hospice and shall meet
13 at least quarterly. The governing body shall:

14 (b)1. Prepare and maintain a comprehensive emergency
15 management plan that provides for continuing hospice services
16 in the event of an emergency that is consistent with local
17 special needs plans. The plan shall include provisions for
18 ensuring continuing care to hospice patients who go to special
19 needs shelters. The plan is subject to review and approval by
20 the county health department, except as provided in
21 subparagraph 2. During its review, the county health
22 department shall ensure that the department, the agency, and
23 the local chapter of the American Red Cross or other lead
24 sheltering agency have an opportunity to review and comment on
25 the plan. The county health department shall complete its
26 review within 60 days after receipt of the plan and shall
27 either approve the plan or advise the hospice of necessary
28 revisions ~~Prepare a disaster preparedness plan.~~

29 2. For any hospice that operates in more than one
30 county, the Department of Health shall review the plan, after
31 consulting with all of the county health departments, the

1 agency, and all the local chapters of the American Red Cross
2 or other lead sheltering agency in the areas of operation for
3 that particular hospice. The Department of Health shall
4 complete its review within 90 days after receipt of the plan
5 and shall either approve the plan or advise the hospice of
6 necessary revisions. The Department of Health shall make every
7 effort to avoid imposing on the hospice differing requirements
8 based on differences between counties.

9 Section 18. Section 401.273, Florida Statutes, is
10 created to read:

11 401.273 Emergency medical technician and paramedic
12 registry for disasters and emergencies.--

13 (1) The department shall include on its forms for the
14 certification or recertification of emergency medical
15 technicians and paramedics who could assist the department in
16 the event of a disaster a question asking if the practitioner
17 would be available to provide health care services in special
18 needs shelters or to help staff disaster medical assistance
19 teams during times of emergency or major disaster. The names
20 of the emergency medical technicians and paramedics who answer
21 affirmatively shall be maintained by the department as a
22 registry for disasters and emergencies.

23 (2) A certificateholder may perform the functions of
24 an emergency medical technician or paramedic in a special
25 needs shelter or as a member of a disaster medical assistance
26 team, provided that such functions are performed only under
27 the medical direction of a physician who is licensed under
28 chapter 458 or chapter 459 and who has complied with the
29 formal supervision requirements of s. 458.348.

30 Section 19. Subsection (12) is added to section
31 408.15, Florida Statutes, to read:

1 408.15 Powers of the agency.--In addition to the
2 powers granted to the agency elsewhere in this chapter, the
3 agency is authorized to:

4 (12) Establish, in coordination with the Department of
5 Health, uniform standards of care to be provided in special
6 needs units or shelters during times of emergency or major
7 disaster.

8 Section 20. Section 455.718, Florida Statutes, is
9 created to read:

10 455.718 Health care practitioner registry for
11 disasters and emergencies.--The Department of Health may
12 include on its forms for the licensure or certification of
13 health care practitioners, as defined in s. 455.501, who could
14 assist the department in the event of a disaster a question
15 asking if the practitioner would be available to provide
16 health care services in special needs shelters or to help
17 staff disaster medical assistance teams during times of
18 emergency or major disaster. The names of practitioners who
19 answer affirmatively shall be maintained by the department as
20 a health care practitioner registry for disasters and
21 emergencies.

22 Section 21. State agencies that contract with
23 providers for the care of persons with disabilities or
24 limitations that make such persons dependent upon the care of
25 others shall include emergency and disaster planning
26 provisions in such contracts at the time the contracts are
27 initiated or upon renewal. These provisions shall include, but
28 shall not be limited to:

29 (1) The designation of an emergency coordinating
30 officer.

31

1 (2) A procedure to contact, prior to or immediately
2 following an emergency or disaster, all persons, on a priority
3 basis, who need assistance and sheltering during evacuations
4 because of physical, mental, or sensory disabilities and whose
5 care is provided under the contract.

6 (3) A procedure to help persons who would need
7 assistance and sheltering during evacuations because of
8 physical, mental, or sensory disabilities register with the
9 local emergency management agency as provided in section
10 252.355, Florida Statutes.

11 (4) A procedure to dispatch the emergency coordinating
12 officer or other staff members to special needs shelters to
13 assist clients with special needs, if necessary.

14 (5) A procedure for providing the essential services
15 the organization currently provides to special needs clients
16 in preparation for, and during and following, a disaster.

17 Section 22. (1) There is appropriated \$600,000 for
18 fiscal year 2000-2001 from the General Revenue Fund and two
19 full-time equivalent positions to the Department of Health to
20 implement this act.

21 (2) Each provision of this act will be implemented to
22 the extent that funds are specifically appropriated for it or
23 that funds are available from federal or local sources for a
24 specific provision.

25 Section 23. This act shall take effect October 1,
26 2000.