

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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Representative Goodlette offered the following:

Amendment (with directory and title amendments)

Between lines 105 and 106, insert:

Section 2. Section 282.1095, Florida Statutes, is amended to read:

282.1095 State agency law enforcement radio system and interoperability network.--

(1) The State Technology Office may acquire and implement a statewide radio communications system to serve law enforcement units of state agencies, and to serve local law enforcement agencies through a mutual aid channels ~~channel~~. The Joint Task Force on State Agency Law Enforcement Communications is established in the State Technology Office to advise the office of member-agency needs for the planning, designing, and establishment of the joint system. The State Agency Law

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28 Enforcement Radio System Trust Fund is established in the State
29 Technology Office. The trust fund shall be funded from
30 surcharges collected under ss. 320.0802 and 328.72.

31 (2)(a) The Joint Task Force on State Agency Law
32 Enforcement Communications shall consist of eight members, as
33 follows:

34 1. A representative of the Division of Alcoholic Beverages
35 and Tobacco of the Department of Business and Professional
36 Regulation who shall be appointed by the secretary of the
37 department.

38 2. A representative of the Division of Florida Highway
39 Patrol of the Department of Highway Safety and Motor Vehicles
40 who shall be appointed by the executive director of the
41 department.

42 3. A representative of the Department of Law Enforcement
43 who shall be appointed by the executive director of the
44 department.

45 4. A representative of the Fish and Wildlife Conservation
46 Commission who shall be appointed by the executive director of
47 the commission.

48 5. A representative of the Division of Law Enforcement of
49 the Department of Environmental Protection who shall be
50 appointed by the secretary of the department.

51 6. A representative of the Department of Corrections who
52 shall be appointed by the secretary of the department.

53 7. A representative of the Division of State Fire Marshal
54 of the Department of Insurance who shall be appointed by the
55 State Fire Marshal.

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56 8. A representative of the Department of Transportation
57 who shall be appointed by the secretary of the department.

58 (b) Each appointed member of the joint task force shall
59 serve at the pleasure of the appointing official. Any vacancy
60 on the joint task force shall be filled in the same manner as
61 the original appointment. Any joint task force member may, upon
62 notification to the chair prior to the beginning of any
63 scheduled meeting, appoint an alternative to represent the
64 member on the task force and vote on task force business in his
65 or her absence.

66 (c) The joint task force shall elect a chair from among
67 its members to serve a 1-year term. A vacancy in the chair of
68 the joint task force must be filled for the remainder of the
69 unexpired term by an election of the joint task force members.

70 (d) The joint task force shall meet as necessary, but at
71 least quarterly, at the call of the chair and at the time and
72 place designated by him or her.

73 (e) The per diem and travel expenses incurred by a member
74 of the joint task force in attending its meetings and in
75 attending to its affairs shall be paid pursuant to s. 112.061,
76 from funds budgeted to the state agency that the member
77 represents.

78 (f) The State Technology Office is hereby authorized to
79 rent or lease space on any tower under its control. The office
80 may also rent, lease, or sublease ground space as necessary to
81 locate equipment to support antennae on the towers. The costs
82 for use of such space shall be established by the office for
83 each site, when it is determined to be practicable and feasible
84 to make space available. The office may refuse to lease space on

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85 any tower at any site. All moneys collected by the office for
86 such rents, leases, and subleases shall be deposited directly
87 into the Law Enforcement Radio Operating Trust Fund and may be
88 used by the office to construct, maintain, or support the
89 system.

90 (g) The State Technology Office is hereby authorized to
91 rent, lease, or sublease ground space on lands acquired by the
92 office for the construction of privately owned or publicly owned
93 towers. The office may, as a part of such rental, lease, or
94 sublease agreement, require space on said tower or towers for
95 antennae as may be necessary for the construction and operation
96 of the state agency law enforcement radio system or any other
97 state need. The positions necessary for the office to accomplish
98 its duties under this paragraph and paragraph (f) shall be
99 established in the General Appropriations Act and shall be
100 funded by the Law Enforcement Radio Operating Trust Fund or
101 other revenue sources.

102 (h) The State Technology Office may make the mutual aid
103 channels in the statewide radio communications system available
104 to federal agencies, state agencies, and agencies of the
105 political subdivisions of the state for the purpose of public
106 safety and domestic security. The office shall exercise its
107 powers and duties, as specified in this chapter, to plan,
108 manage, and administer the mutual aid channels. The office
109 shall, in implementing such powers and duties, act in
110 consultation and conjunction with the Department of Law
111 Enforcement and the Division of Emergency Management of the
112 Department of Community Affairs, and shall manage and administer
113 the mutual aid channels in a manner that reasonably addresses

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114 the needs and concerns of the involved law enforcement agencies
115 and emergency response agencies and entities.

116 (3) Upon appropriation, moneys in the trust fund may be
117 used by the office to acquire by competitive procurement the
118 equipment; software; and engineering, administrative, and
119 maintenance services it needs to construct, operate, and
120 maintain the statewide radio system. Moneys in the trust fund
121 collected as a result of the surcharges set forth in ss.
122 320.0802 and 328.72 shall be used to help fund the costs of the
123 system. Upon completion of the system, moneys in the trust fund
124 may also be used by the office to provide for payment of the
125 recurring maintenance costs of the system.

126 (4)(a) The office shall, in conjunction with the
127 Department of Law Enforcement and the Division of Emergency
128 Management of the Department of Community Affairs, establish
129 policies, procedures, and standards which shall be incorporated
130 into a comprehensive management plan for the use and operation
131 of the statewide radio communications system.

132 (b) The joint task force, in consultation with the office,
133 shall have the authority to permit other state agencies to use
134 the communications system, under terms and conditions
135 established by the joint task force.

136 (5) The office shall provide technical support to the
137 joint task force and shall bear the overall responsibility for
138 the design, engineering, acquisition, and implementation of the
139 statewide radio communications system and for ensuring the
140 proper operation and maintenance of all system common equipment.

141 (6)(a) The State Technology Office may create and
142 implement an interoperability network to enable interoperability

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143 between various radio communications technologies and to serve
144 federal agencies, state agencies, and agencies of political
145 subdivisions of the state for the purpose of public safety and
146 domestic security. The office shall, in conjunction with the
147 Department of Law Enforcement and the Division of Emergency
148 Management of the Department of Community Affairs, exercise its
149 powers and duties pursuant to this chapter to plan, manage, and
150 administer the interoperability network. The office may:

151 1. Enter into mutual aid agreements among federal
152 agencies, state agencies, and political subdivisions of the
153 state for the use of the interoperability network.

154 2. Establish the cost of maintenance and operation of the
155 interoperability network and charge subscribing federal and
156 local law enforcement agencies for access and use of the
157 network. The State Technology Office may not charge state law
158 enforcement agencies identified in paragraph(2)(a) to use the
159 network.

160 3. In consultation with the Department of Law Enforcement
161 and the Division of Emergency Management of the Department of
162 Community Affairs, amend and enhance the statewide radio
163 communications system as necessary to implement the
164 interoperability network.

165 (b) The State Technology Office, in consultation with the
166 Joint Task Force on State Agency Law Enforcement Communications,
167 and in conjunction with the Department of Law Enforcement and
168 the Division of Emergency Management of the Department of
169 Community Affairs, shall establish policies, procedures, and
170 standards to incorporate into a comprehensive management plan
171 for the use and operation of the interoperability network.

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===== T I T L E A M E N D M E N T =====

Remove the entire title, and insert:

A bill to be entitled
An act relating to law enforcement; amending s. 23.1225,
F.S.; revising the types of agreements that constitute
mutual aid agreements for purposes of pt. I of ch. 23,
F.S., the "Florida Mutual Aid Act"; defining "law
enforcement agency" for purposes of the act; revising the
persons or entities authorized to enter into a mutual aid
agreement; revising provisions, to conform; amending s.
282.1095, F.S.; authorizing a member of the Joint Task
Force on State Agency Law Enforcement Communications to
appoint an alternate; providing for the Department of Law
Enforcement and the Department of Community Affairs,
Division of Emergency Management, to work in conjunction
with the State Technology Office to establish certain
policies, procedures, and standards; authorizing the
office to make certain mutual aid channels in the state
radio communications system available to other agencies;
providing for the creation of an interoperability network;
providing powers and duties of the office; providing an
effective date.