

Bill No. SB 2488

Amendment No. Barcode 694892

CHAMBER ACTION

Senate

House

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Senator Dockery moved the following amendment:

Senate Amendment (with title amendment)

On page 4, between lines 12 and 13,

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

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

4 1. A representative of the Division of Alcoholic
5 Beverages and Tobacco of the Department of Business and
6 Professional Regulation who shall be appointed by the
7 secretary of the department.

8 2. A representative of the Division of Florida Highway
9 Patrol of the Department of Highway Safety and Motor Vehicles
10 who shall be appointed by the executive director of the
11 department.

12 3. A representative of the Department of Law
13 Enforcement who shall be appointed by the executive director
14 of the department.

15 4. A representative of the Fish and Wildlife
16 Conservation Commission who shall be appointed by the
17 executive director of the commission.

18 5. A representative of the Division of Law Enforcement
19 of the Department of Environmental Protection who shall be
20 appointed by the secretary of the department.

21 6. A representative of the Department of Corrections
22 who shall be appointed by the secretary of the department.

23 7. A representative of the Division of State Fire
24 Marshal of the Department of Insurance who shall be appointed
25 by the State Fire Marshal.

26 8. A representative of the Department of
27 Transportation who shall be appointed by the secretary of the
28 department.

29 (b) Each appointed member of the joint task force
30 shall serve at the pleasure of the appointing official. Any
31 vacancy on the joint task force shall be filled in the same

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1 manner as the original appointment. Any joint task force
2 member may, upon notification to the chair prior to the
3 beginning of any scheduled meeting, appoint an alternative to
4 represent the member on the task force and vote on task force
5 business in his or her absence.

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

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

14 (e) The per diem and travel expenses incurred by a
15 member of the joint task force in attending its meetings and
16 in attending to its affairs shall be paid pursuant to s.
17 112.061, from funds budgeted to the state agency that the
18 member represents.

19 (f) The State Technology Office is hereby authorized
20 to rent or lease space on any tower under its control. The
21 office may also rent, lease, or sublease ground space as
22 necessary to locate equipment to support antennae on the
23 towers. The costs for use of such space shall be established
24 by the office for each site, when it is determined to be
25 practicable and feasible to make space available. The office
26 may refuse to lease space on any tower at any site. All
27 moneys collected by the office for such rents, leases, and
28 subleases shall be deposited directly into the Law Enforcement
29 Radio Operating Trust Fund and may be used by the office to
30 construct, maintain, or support the system.

31 (g) The State Technology Office is hereby authorized

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1 to rent, lease, or sublease ground space on lands acquired by
2 the office for the construction of privately owned or publicly
3 owned towers. The office may, as a part of such rental, lease,
4 or sublease agreement, require space on said tower or towers
5 for antennae as may be necessary for the construction and
6 operation of the state agency law enforcement radio system or
7 any other state need. The positions necessary for the office
8 to accomplish its duties under this paragraph and paragraph
9 (f) shall be established in the General Appropriations Act and
10 shall be funded by the Law Enforcement Radio Operating Trust
11 Fund or other revenue sources.

12 (h) The State Technology Office may make the mutual
13 aid channels in the statewide radio communications system
14 available to federal agencies, state agencies, and agencies of
15 the political subdivisions of the state for the purpose of
16 public safety and domestic security. The office shall exercise
17 its powers and duties, as specified in this chapter, to plan,
18 manage, and administer the mutual aid channels. The office
19 shall, in implementing such powers and duties, act in
20 consultation and conjunction with the Department of Law
21 Enforcement and the Division of Emergency Management of the
22 Department of Community Affairs, and shall manage and
23 administer the mutual aid channels in a manner that reasonably
24 addresses the needs and concerns of the involved law
25 enforcement agencies and emergency response agencies and
26 entities.

27 (3) Upon appropriation, moneys in the trust fund may
28 be used by the office to acquire by competitive procurement
29 the equipment; software; and engineering, administrative, and
30 maintenance services it needs to construct, operate, and
31 maintain the statewide radio system. Moneys in the trust fund

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1 collected as a result of the surcharges set forth in ss.
2 320.0802 and 328.72 shall be used to help fund the costs of
3 the system. Upon completion of the system, moneys in the
4 trust fund may also be used by the office to provide for
5 payment of the recurring maintenance costs of the system.

6 (4)(a) The office shall, in conjunction with the
7 Department of Law Enforcement and the Division of Emergency
8 Management of the Department of Community Affairs, establish
9 policies, procedures, and standards which shall be
10 incorporated into a comprehensive management plan for the use
11 and operation of the statewide radio communications system.

12 (b) The joint task force, in consultation with the
13 office, shall have the authority to permit other state
14 agencies to use the communications system, under terms and
15 conditions established by the joint task force.

16 (5) The office shall provide technical support to the
17 joint task force and shall bear the overall responsibility for
18 the design, engineering, acquisition, and implementation of
19 the statewide radio communications system and for ensuring the
20 proper operation and maintenance of all system common
21 equipment.

22 (6)(a) The State Technology Office may create and
23 implement an interoperability network to enable
24 interoperability between various radio communications
25 technologies and to serve federal agencies, state agencies,
26 and agencies of political subdivisions of the state for the
27 purpose of public safety and domestic security. The office
28 shall, in conjunction with the Department of Law Enforcement
29 and the Division of Emergency Management of the Department of
30 Community Affairs, exercise its powers and duties pursuant to
31 this chapter to plan, manage, and administer the

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1 interoperability network. The office may:

2 1. Enter into mutual aid agreements among federal
3 agencies, state agencies, and political subdivisions of the
4 state for the use of the interoperability network.

5 2. Establish the cost of maintenance and operation of
6 the interoperability network and charge subscribing federal
7 and local law enforcement agencies for access and use of the
8 network. The State Technology Office may not charge state law
9 enforcement agencies identified in paragraph (2)(a) to use the
10 network.

11 3. In consultation with the Department of Law
12 Enforcement and the Division of Emergency Management of the
13 Department of Community Affairs, amend and enhance the
14 statewide radio communications system as necessary to
15 implement the interoperability network.

16 (b) The State Technology Office, in consultation with
17 the Joint Task Force on State Agency Law Enforcement
18 Communications, and in conjunction with the Department of Law
19 Enforcement and the Division of Emergency Management of the
20 Department of Community Affairs, shall establish policies,
21 procedures, and standards to incorporate into a comprehensive
22 management plan for the use and operation of the
23 interoperability network.

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

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

29 And the title is amended as follows:

30 On page 1, lines 1-6 delete those lines

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1 and insert:

2 An act relating to law enforcement; amending s.
3 23.1225, F.S.; providing clarification
4 regarding agencies that may participate in such
5 agreements; amending s. 282.1095, F.S.;
6 authorizing a member of the Joint Task Force on
7 State Agency Law Enforcement Communications to
8 appoint an alternate; providing for the
9 Department of Law Enforcement and the
10 Department of Community Affairs, Division of
11 Emergency Management, to work in conjunction
12 with the State Technology Office to establish
13 certain policies, procedures, and standards;
14 authorizing the office to make certain mutual
15 aid channels in the state radio communications
16 system available to other agencies; providing
17 for the creation of an interoperability
18 network; providing powers and duties of the
19 office; providing an effective date.

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