

By Senator Dockery

15-1503A-03

1 A bill to be entitled
 2 An act relating to the state agency law
 3 enforcement radio system and interoperability
 4 network; amending s. 282.1095, F.S.; providing
 5 for the Department of Law Enforcement and the
 6 Department of Community Affairs, Division of
 7 Emergency Management, to work in conjunction
 8 with the State Technology Office to establish
 9 certain policies, procedures, and standards;
 10 authorizing the office to make certain mutual
 11 aid channels in the state radio communications
 12 system available to other agencies; providing
 13 for the creation of an interoperability
 14 network; providing powers and duties of the
 15 office; providing an effective date.

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

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 19 Section 1. Section 282.1095, Florida Statutes, is
 20 amended to read:

21 282.1095 State agency law enforcement radio system and
 22 interoperability network.--

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

1 in the State Technology Office. The trust fund shall be funded
2 from surcharges collected under ss. 320.0802 and 328.72.

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

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

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

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

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

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

23 6. A representative of the Department of Corrections
24 who shall be appointed by the secretary of the department.

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

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

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1 (b) Each appointed member of the joint task force
2 shall serve at the pleasure of the appointing official. Any
3 vacancy on the joint task force shall be filled in the same
4 manner as the original appointment.

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

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

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

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

30 (g) The State Technology Office is hereby authorized
31 to rent, lease, or sublease ground space on lands acquired by

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

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

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

1 320.0802 and 328.72 shall be used to help fund the costs of
2 the system. Upon completion of the system, moneys in the
3 trust fund may also be used by the office to provide for
4 payment of the recurring maintenance costs of the system.

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

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

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

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

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

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

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

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

23 Section 2. This act shall take effect upon becoming a
24 law.

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27 SENATE SUMMARY

28 Revises provisions related to the state agency law
29 enforcement radio system to provide for additional mutual
30 aid channels and for the creation of an interoperability
31 network. (See bill for details.)