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1 A bill to be entitled

2 An act relating to domestic security; amending s.
3 943.03101, F.S.; providing that counter-terrorism
4 coordination must be conducted in accordance with the
5 state comprehensive emergency management plan; amending
6 ss. 943.03 and 943.0311, F.S.; changing the title of the
7 position "Chief of Domestic Security Initiatives" to
8 "Chief of Domestic Security"; revising references to
9 conform; clarifying duties of the Chief of Domestic
10 Security; revising provisions relating to required
11 security assessments of buildings, facilities, and
12 structures owned or leased by state agencies, state
13 universities, and community colleges; requiring certain
14 assessments to be provided to the Chief of Domestic
15 Security within a specified timeframe; revising
16 requirements with respect to a report by the Chief of
17 Domestic Security regarding suggestions for security
18 enhancements; revising provisions with respect to the
19 recommendation, development, and implementation of best
20 practices for the safety and security of specified
21 buildings, facilities, and structures; amending s.
22 943.0312, F.S.; revising provisions with respect to
23 regional domestic security task forces; conforming
24 language; providing an additional duty of the task forces;
25 revising the organization and membership of the task
26 forces; providing editorial changes; requiring the task
27 forces to make specified recommendations to the Domestic
28 Security Oversight Council; creating s. 943.0313, F.S.;

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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29 creating the Domestic Security Oversight Council;
30 providing purpose of the council; providing for membership
31 of the council; providing for organization, meetings,
32 staffing, and duties of the council; providing for the
33 establishment of an executive committee and membership
34 thereof; providing duties of the executive committee;
35 requiring annual reports to the Governor and Legislature;
36 providing that the council is a criminal justice agency
37 for the purposes of ch. 119, F.S.; amending s. 381.00315,
38 F.S., to conform; providing an effective date.

39

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

41

42 Section 1. Section 943.03101, Florida Statutes, is amended
43 to read:

44 943.03101 Counter-terrorism coordination.--The Legislature
45 finds that with respect to counter-terrorism efforts and initial
46 responses to acts of terrorism within or affecting this state,
47 specialized efforts of emergency management that are unique to
48 such situations are required and that these efforts
49 intrinsically involve very close coordination of federal, state,
50 and local law enforcement agencies with the efforts of all
51 others involved in emergency-response efforts. In order to best
52 provide this specialized effort with respect to counter-
53 terrorism efforts and responses, the Legislature has determined
54 that such efforts should be coordinated by and through the
55 Department of Law Enforcement, working closely with the Division
56 of Emergency Management and others involved in preparation

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57 against acts of terrorism in or affecting this state, and in the
 58 initial response to such acts, in accordance with the state
 59 comprehensive emergency management plan prepared pursuant to s.
 60 252.35(2)(a).

61 Section 2. Subsection (14) of section 943.03, Florida
 62 Statutes, is amended to read:

63 943.03 Department of Law Enforcement.--

64 (14) The department, with respect to counter-terrorism
 65 efforts, responses to acts of terrorism within or affecting this
 66 state, and other matters related to the domestic security of
 67 Florida as it relates to terrorism, shall coordinate and direct
 68 the law enforcement, initial emergency, and other initial
 69 responses. The department shall work closely with the Division
 70 of Emergency Management, other federal, state, and local law
 71 enforcement agencies, fire and rescue agencies, first-responder
 72 agencies, and others involved in preparation against acts of
 73 terrorism in or affecting this state and in the response to such
 74 acts. The executive director of the department, or another
 75 member of the department designated by the director, shall serve
 76 as Chief of Domestic Security ~~Initiatives~~ for the purpose of
 77 directing and coordinating such efforts. The department and
 78 Chief of Domestic Security ~~Initiatives~~ shall use the regional
 79 domestic security task forces as established in this chapter to
 80 assist in such efforts.

81 Section 3. Section 943.0311, Florida Statutes, is amended
 82 to read:

83 943.0311 Chief of Domestic Security ~~Initiatives~~; duties of
 84 the department with respect to domestic security.--

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85 (1) The executive director of the department, or a member
 86 of the department designated by the executive director, shall
 87 serve as the Chief of Domestic Security ~~Initiatives~~. The Chief
 88 of Domestic Security ~~Initiatives~~ shall:

89 (a) Coordinate the efforts of the department in the
 90 ongoing assessment of this state's vulnerability to, and ability
 91 to detect, prevent, prepare for, ~~and~~ respond to, and recover
 92 from acts of terrorism within or affecting this state.

93 (b) Prepare recommendations for the Governor, the
 94 President of the Senate, and the Speaker of the House of
 95 Representatives, which are based upon ongoing assessments to
 96 limit the vulnerability of the state to terrorism.

97 (c) Coordinate the collection of proposals to limit the
 98 vulnerability of the state to terrorism.

99 (d) Use regional task forces to support the duties of the
 100 department set forth in this section.

101 (e) Use public or private resources to perform the duties
 102 assigned to the department under this section.

103 (2) The chief shall conduct or cause to be conducted by
 104 the personnel and with the resources of the state agency, state
 105 university, or community college that owns or leases a building,
 106 facility, or structure, security assessments of buildings,
 107 facilities, and structures owned or leased by state agencies,
 108 state universities, and community colleges using methods and
 109 instruments made available by the department. Each entity making
 110 such an assessment shall prioritize its security needs based on
 111 the findings of its assessment. Each state agency, state
 112 university, and community college shall cooperate with the

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113 department and provide the assistance of employees within
 114 existing resources to provide to the chief information in the
 115 format requested by the chief. The chief must report to the
 116 Governor, the President of the Senate, and the Speaker of the
 117 House of Representatives if any state agency, state university,
 118 or community college substantially fails to cooperate with the
 119 chief in making a security assessment of the buildings,
 120 facilities, and structures of the state agency, state
 121 university, or community college.

122 (a) The initial assessment of each building, facility, or
 123 structure owned or leased by a state agency, state university,
 124 or community college shall be completed by the state agency,
 125 state university, or community college and shall be provided to
 126 the chief no later than November 1, 2004.

127 (b) Assessments of any building, facility, or structure
 128 owned or leased by a state agency, state university, or
 129 community college not previously provided to the chief under
 130 paragraph (a) must be completed by the state agency, state
 131 university, or community college and provided to the chief
 132 before occupying or substantially modifying such building,
 133 facility, or structure. The chief may request additional
 134 ~~follow-up~~ assessments to ensure that the security assessments of
 135 buildings, facilities, and structures, owned or leased by state
 136 agencies, state universities, and community colleges, remain
 137 reasonably current and valid.

138 (3) The chief shall report to the Governor, the President
 139 of the Senate, and the Speaker of the House of Representatives
 140 by November 1 of each year ~~prioritized~~ suggestions for specific

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141 and significant security enhancements ~~enhancement~~ of any
142 building, facility, or structure owned or leased by a state
143 agency, state university, or community college or any entity
144 that has conducted an assessment under subsection (5). The chief
145 may utilize the assessments provided under subsection (5) in
146 making his or her suggestions. The report shall suggest
147 strategies to maximize federal funds in support of building or
148 facility security if such funds are available ~~must identify and~~
149 ~~prioritize the recommended security enhancements and provide~~
150 ~~recommendations to maximize federal funding in support of~~
151 ~~building and facility security.~~

152 (4) To promote the continued safety of government
153 buildings, facilities, and structures within the state, the
154 chief shall work in conjunction with state agencies, state
155 universities, community colleges, and local governments to
156 recommend ~~report to the Governor, the President of the Senate,~~
157 ~~and the Speaker of the House of Representatives~~ recommended and
158 implement best practices for safety and security of buildings,
159 facilities, and structures owned or leased by state agencies,
160 state universities, community colleges, and local governments.
161 The chief may enlist the assistance of the State Fire Marshal
162 and other domestic security partners in developing the
163 recommended best practices. ~~To promote the continued safety of~~
164 ~~government buildings, facilities, and structures within the~~
165 ~~state,~~ the Best practices may be revised or enhanced by the
166 chief as necessary. The recommended best practices are not a
167 rule as defined in chapter 120.

168 (5) The chief shall communicate to local governments and

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169 water management districts the importance of conducting security
 170 assessments of buildings, facilities, and structures owned or
 171 leased by such local governments or water management districts,
 172 and the options local governments and water management districts
 173 should consider in obtaining security assessments. The cost of
 174 any security assessment of a building, facility, or structure
 175 owned or leased by a local government or water management
 176 district shall be borne by the local government or water
 177 management district, as applicable.

178 (6) The chief may communicate to private entities the
 179 options private entities should consider in obtaining security
 180 assessments and may solicit private entities for the purpose of
 181 communicating such options. The cost of any security assessment
 182 of a private entity shall be borne by the private entity.
 183 Private entities are urged to cooperate with and assist the
 184 department in meeting its responsibilities for domestic
 185 security.

186 (7) As used in this section, the term "state agency"
 187 includes the Agency for Health Care Administration, the Agency
 188 for Workforce Innovation, the Department of Agriculture and
 189 Consumer Services, the Department of Business and Professional
 190 Regulation, the Department of Children and Family Services, the
 191 Department of Citrus, the Department of Community Affairs, the
 192 Department of Corrections, the Department of Education, the
 193 Department of Elderly Affairs, the Department of Environmental
 194 Protection, the Department of Financial Services, the Department
 195 of Health, the Department of Highway Safety and Motor Vehicles,
 196 the Department of Juvenile Justice, the Department of Law

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197 Enforcement, the Department of Legal Affairs, the Department of
 198 Management Services, the Department of Military Affairs, the
 199 Department of Revenue, the Department of State, the Department
 200 of the Lottery, the Department of Transportation, the Department
 201 of Veterans' Affairs, the Fish and Wildlife Conservation
 202 Commission, the Parole Commission, the State Board of
 203 Administration, and the Executive Office of the Governor.

204 Section 4. Section 943.0312, Florida Statutes, is amended
 205 to read:

206 943.0312 Regional domestic security task forces.--The
 207 Legislature finds that there is a need to develop and implement
 208 a statewide strategy to address prevention, preparation,
 209 protection, and response, and recovery efforts by federal,
 210 state, and local law enforcement agencies, emergency management
 211 agencies, fire and rescue departments, first-responder personnel
 212 and others in dealing with potential or actual terrorist acts
 213 within or affecting this state.

214 (1) To assist the department and the Chief of Domestic
 215 Security ~~Initiatives~~ in performing their roles and duties in
 216 this regard, the department shall establish a regional domestic
 217 security task force in each of the department's operational
 218 regions. The task forces shall serve in an advisory capacity to
 219 the department and the Chief of Domestic Security and shall
 220 provide support to the department in its performance of
 221 functions pertaining to domestic security ~~Initiatives~~.

222 (a) Subject to annual appropriation, the department shall
 223 provide dedicated employees to support the function of each
 224 regional domestic security task force.

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225 (b) Each task force shall be co-chaired by the
 226 department's special agent in charge ~~regional director~~ of the
 227 operational region in which the task force is located and by a
 228 local sheriff or chief of police from within the operational
 229 region.

230 (c) Each task force membership may also include
 231 representatives of state and local law enforcement agencies,
 232 fire and rescue departments, or first-responder personnel;
 233 representatives of emergency management agencies and health,
 234 medical, and hospital agencies; representatives ~~an available~~
 235 ~~representative from the Division of Emergency Management; an~~
 236 ~~available representative from the Department of Health; an~~
 237 ~~available representative of a local emergency planning~~
 238 ~~committees~~ committee; representatives of state and local law
 239 ~~enforcement agencies, fire and rescue departments, or first-~~
 240 ~~responder personnel; and other persons as deemed appropriate and~~
 241 necessary by the task force co-chairs.

242 (d) The co-chairs of each task force may appoint
 243 subcommittees and subcommittee chairs as necessary in order to
 244 address issues related to the various disciplines represented on
 245 the task force, except that subcommittee chairs for emergency
 246 management shall be appointed with the approval of the director
 247 of the Division of Emergency Management. A subcommittee chair
 248 shall serve at the pleasure of the co-chairs.

249 (2) In accordance with the state's domestic security
 250 strategic goals and objectives, ~~The goals of each task force~~
 251 shall coordinate ~~include coordinating~~ efforts to counter
 252 terrorism, as defined by s. 775.30, among local, state, and

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253 federal resources to ensure that such efforts are not fragmented
 254 or unnecessarily duplicated; coordinate ~~coordinating~~ training
 255 for local and state personnel to counter terrorism as defined by
 256 s. 775.30; coordinate ~~coordinating~~ the collection and
 257 dissemination of investigative and intelligence information; and
 258 facilitate ~~facilitating~~ responses to terrorist incidents within
 259 or affecting each region. With the approval of the Chief of
 260 Domestic Security ~~Initiatives~~, the task forces may incorporate
 261 other objectives reasonably related to the goals of enhancing
 262 the state's domestic security and ability to detect, prevent,
 263 and respond to acts of terrorism within or affecting this state.
 264 Each task force shall take into account the variety of
 265 conditions and resources present within its region.

266 (3) The Chief of Domestic Security ~~Initiatives~~, in
 267 conjunction with the Division of Emergency Management, the
 268 regional domestic security task forces, and the various state
 269 entities responsible for establishing training standards
 270 applicable to state law enforcement officers and fire,
 271 emergency, and first-responder personnel shall identify
 272 appropriate equipment and training needs, curricula, and
 273 materials related to the effective response to suspected or
 274 actual acts of terrorism or incidents involving real or hoax
 275 weapons of mass destruction as defined in s. 790.166.
 276 Recommendations for funding for purchases of equipment, delivery
 277 of training, implementation of, or revision to basic or
 278 continued training required for state licensure or
 279 certification, or other related responses shall be made by the
 280 Chief of Domestic Security ~~Initiatives~~ to the Domestic Security

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281 Oversight Council, the Executive Office of the Governor, the
 282 President of the Senate, and the Speaker of the House of
 283 Representatives as necessary to ensure ~~assure~~ that the needs of
 284 this state with regard to the preparing, equipping, ~~outfitting,~~
 285 ~~and~~ training, and exercising of response personnel are
 286 identified and addressed. In making such recommendations, the
 287 Chief of Domestic Security ~~Initiatives~~ and the Division of
 288 Emergency Management shall identify all funding sources that may
 289 be available to fund such efforts ~~equipping, outfitting, and~~
 290 ~~training.~~

291 (4) Each regional domestic security task force, working in
 292 conjunction with the department, the Office of the Attorney
 293 General, and other public or private entities, shall work to
 294 ensure that hate-driven acts against ethnic groups that may have
 295 been targeted as a result of acts of terrorism in or affecting
 296 this state are appropriately investigated and responded to.

297 (5) Members of each regional domestic security task force
 298 may not receive any pay other than their salaries normally
 299 received from their employers, but are entitled to reimbursement
 300 for per diem and travel expenses in accordance with s. 112.061.

301 (6) Subject to annual appropriation, the department ~~of Law~~
 302 ~~Enforcement~~ shall provide staff and administrative support for
 303 the regional domestic security task forces.

304 Section 5. Section 943.0313, Florida Statutes, is created
 305 to read:

306 943.0313 Domestic Security Oversight Council.--The
 307 Legislature finds that there exists a need to provide executive
 308 direction and leadership with respect to terrorism prevention,

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309 preparation, protection, response, and recovery efforts by state
310 and local agencies in this state. In recognition of this need,
311 the Domestic Security Oversight Council is hereby created. The
312 council shall serve as an advisory council pursuant to s.
313 20.03(7) to provide guidance to the state's regional domestic
314 security task forces and other domestic security working groups
315 and to make recommendations to the Governor and the Legislature
316 regarding the expenditure of funds and allocation of resources
317 related to counter-terrorism and domestic security efforts.

318 (1) MEMBERSHIP.--

319 (a) The Domestic Security Oversight Council shall consist
320 of the following voting members:

321 1. The executive director of the Department of Law
322 Enforcement.

323 2. The director of the Division of Emergency Management
324 within the Department of Community Affairs.

325 3. The Attorney General.

326 4. The Commissioner of Agriculture.

327 5. The Secretary of Health.

328 6. The Commissioner of Education.

329 7. The State Fire Marshal.

330 8. The adjutant general of the Florida National Guard.

331 9. The chief information officer of the State Technology
332 Office within the Department of Management Services.

333 10. Each sheriff or chief of police who serves as a co-
334 chair of a regional domestic security task force pursuant to s.
335 943.0312(1)(b).

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336 11. Each of the department's special agents in charge who
 337 serve as a co-chair of a regional domestic security task force.

338 12. Two representatives of the Florida Fire Chiefs
 339 Association.

340 13. One representative of the Florida Police Chiefs
 341 Association.

342 14. One representative of the Florida Prosecuting
 343 Attorneys Association.

344 15. The chair of the Statewide Domestic Security
 345 Intelligence Committee.

346 16. One representative of the Florida Hospital
 347 Association.

348 17. One representative of the Emergency Medical Services
 349 Advisory Council.

350 18. One representative of the Florida Emergency
 351 Preparedness Association.

352 19. One representative of the Florida Seaport
 353 Transportation and Economic Development Council.

354 (b) In addition to the members designated in paragraph
 355 (a), the council may invite other ex officio, nonvoting members
 356 to attend and participate in council meetings. Those nonvoting
 357 members may include, but need not be limited to:

358 1. The executive director of the Department of Highway
 359 Safety and Motor Vehicles.

360 2. The Secretary of Health Care Administration.

361 3. The Secretary of Environmental Protection.

362 4. The director of the Division of Law Enforcement within
 363 the Fish and Wildlife Conservation Commission.

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364 5. A representative of the Commission on Human Relations.

365 6. A representative of the United States Coast Guard.

366 7. A United States Attorney from a federal judicial
 367 circuit within this state.

368 8. A special agent in charge from an office of the Federal
 369 Bureau of Investigation within this state.

370 (2) ORGANIZATION.--

371 (a) The Legislature finds that the council serves a
 372 legitimate state, county, and municipal purpose and that service
 373 on the council is consistent with a member's principal service
 374 in public office or employment. Membership on the council does
 375 not disqualify a member from holding any other public office or
 376 being employed by a public entity, except that a member of the
 377 Legislature may not serve on the council.

378 (b) The executive director of the Department of Law
 379 Enforcement shall serve as chair of the council, and the
 380 director of the Division of Emergency Management within the
 381 Department of Community Affairs shall serve as vice chair of the
 382 council. In the absence of the chair, the vice chair shall serve
 383 as chair. In the absence of the vice chair, the chair may name
 384 any member of the council to perform the duties of the chair if
 385 such substitution does not extend beyond a defined meeting,
 386 duty, or period of time.

387 (c) Any absent voting member of the council may be
 388 represented by a designee empowered to act on any issue before
 389 the council to the same extent that the designating member is
 390 empowered. If a co-chair of a regional domestic security task

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391 force is absent from a council meeting, the co-chair shall
 392 appoint a subcommittee chair of that task force as the designee.

393 (d) The council shall establish bylaws for its general
 394 governance.

395 (e) Any member of the council serving by reason of the
 396 office or employment held by the member shall cease to serve on
 397 the council at such time as he or she ceases to hold the office
 398 or employment which was the basis for appointment to the
 399 council.

400 (f) Representatives from agencies or organizations other
 401 than those designated by title shall be chosen by the entity.
 402 Except for those individuals designated by title, council
 403 members shall be certified annually to the chair by the
 404 organization they represent.

405 (g) Members of the council or their designees shall serve
 406 without compensation but are entitled to reimbursement for per
 407 diem and travel expenses pursuant to s. 112.061.

408 (h) The department shall provide the council with the
 409 staff support necessary to assist in the performance of its
 410 duties.

411 (3) MEETINGS.--The council must meet at least
 412 semiannually. Additional meetings may be held as necessary. A
 413 majority of the members of the council constitutes a quorum.

414 (4) EXECUTIVE COMMITTEE.--

415 (a) The council shall establish an executive committee
 416 consisting of the following members:

417 1. The executive director of the Department of Law
 418 Enforcement.

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419 2. The director of the Division of Emergency Management
 420 within the Department of Community Affairs.

421 3. The Attorney General.

422 4. The Commissioner Agriculture.

423 5. The Secretary of Health.

424 6. The Commissioner of Education.

425 7. The State Fire Marshal.

426 (b) The executive director of the Department of Law
 427 Enforcement shall serve as the chair of the executive committee,
 428 and the director of the Division of Emergency Management within
 429 the Department of Community Affairs shall serve as the vice
 430 chair of the executive committee.

431 (c) The executive committee shall approve all matters
 432 brought before the council prior to consideration. When
 433 expedited action of the council is deemed necessary by the chair
 434 or vice chair, the executive committee may act on behalf of the
 435 council.

436 (5) DUTIES OF THE COUNCIL.--

437 (a) The Domestic Security Oversight Council shall serve as
 438 an advisory council to the Governor, the Legislature, and the
 439 Chief of Domestic Security. The council shall:

440 1. Review the development, maintenance, and operation of a
 441 comprehensive multidisciplinary domestic security strategy that
 442 will guide the state's prevention, preparedness, protection,
 443 response, and recovery efforts against terrorist attacks and
 444 make appropriate recommendations to ensure the implementation of
 445 that strategy.

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446 2. Review the development of integrated funding plans to
447 support specific projects, goals, and objectives necessary to
448 the state's domestic security strategy and make appropriate
449 recommendations to implement those plans.

450 3. Review and recommend approval of prioritized
451 recommendations from regional domestic security task forces and
452 state working groups on the use of available funding to ensure
453 the use of such funds in a manner that best promotes the goals
454 of statewide, regional, and local domestic security through
455 coordinated planning and implementation strategies.

456 4. Review and recommend approval of statewide policies and
457 operational protocols that support the domestic security efforts
458 of the regional domestic security task forces and state
459 agencies.

460 5. Review the overall statewide effectiveness of domestic
461 security and counter-terrorism efforts in order to provide
462 suggestions to improve or enhance those efforts.

463 6. Review the efforts of any agency or entity involved in
464 state or local domestic security and counter-terrorism efforts
465 that requests assistance or that appears to need such review in
466 order to provide suggestions to improve or enhance those
467 efforts.

468 7. Review efforts within the state to better secure state
469 and local infrastructure against terrorist attack and make
470 recommendations to enhance the effectiveness of such efforts.

471 8. Review and recommend legislative initiatives related to
472 the state's domestic security and provide endorsement or
473 recommendations to enhance the effectiveness of such efforts.

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474 9. Review statewide or multiagency mobilizations and
475 responses to major domestic security incidents and recommend
476 suggestions for training, improvement of response efforts, or
477 improvement of coordination or for other strategies that may be
478 derived as necessary from such reviews.

479 10. Conduct any additional review or inquiry or make
480 recommendations to the Governor and Legislature in support of
481 other initiatives, as may be necessary, to fulfill the function
482 of general oversight of the state's domestic security and
483 counter-terrorism efforts and to promote increased security.

484 11. Promote and preserve intergovernmental cooperation and
485 consensus among state and local agencies, the Federal
486 Government, private entities, other states, and other nations,
487 as appropriate, under the guidance of the Governor.

488 (b) The Domestic Security Oversight Council shall make an
489 annual funding recommendation to the Governor and Legislature
490 which shall prioritize funding requests based on allocations
491 from all available sources for implementing the state's domestic
492 security strategy. This recommendation must include the
493 prioritized recommendations of each of the regional domestic
494 security task forces and the various working groups that
495 participate in the prioritization process for funding
496 allocations. The recommendation must reflect the consideration
497 of strategic priorities and allocations that best serve the
498 state's overall domestic security needs. The recommendation
499 shall be transmitted to the Governor and the Legislature by
500 December 31 of each year. If additional funds become available,
501 or reallocation of funding is required beyond current spending

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502 authorizations, the council may make recommendations to the
 503 Governor for consideration by the Legislative Budget Commission.

504 (6) REPORTS.--The council shall report annually on its
 505 activities, on or before December 31 of each calendar year, to
 506 the Governor, the President of the Senate, the Speaker of the
 507 House of Representatives, and the chairs of the committees
 508 having principal jurisdiction over domestic security in the
 509 Senate and the House of Representatives.

510 (7) AGENCY DESIGNATION.--For purposes of this section, the
 511 Domestic Security Oversight Council shall be considered a
 512 criminal justice agency within the definition of s. 119.011(4).

513 Section 6. Paragraph (b) of subsection (1) of section
 514 381.00315, Florida Statutes, is amended to read:

515 381.00315 Public health advisories; public health
 516 emergencies.--The State Health Officer is responsible for
 517 declaring public health emergencies and issuing public health
 518 advisories.

519 (1) As used in this section, the term:

520 (b) "Public health emergency" means any occurrence, or
 521 threat thereof, whether natural or man made, which results or
 522 may result in substantial injury or harm to the public health
 523 from infectious disease, chemical agents, nuclear agents,
 524 biological toxins, or situations involving mass casualties or
 525 natural disasters. Prior to declaring a public health emergency,
 526 the State Health Officer shall, to the extent possible, consult
 527 with the Governor and shall notify the Chief of Domestic
 528 Security ~~Initiatives as created in s. 943.03~~. The declaration of
 529 a public health emergency shall continue until the State Health

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530 Officer finds that the threat or danger has been dealt with to
531 the extent that the emergency conditions no longer exist and he
532 or she terminates the declaration. However, a declaration of a
533 public health emergency may not continue for longer than 60 days
534 unless the Governor concurs in the renewal of the declaration.
535 The State Health Officer, upon declaration of a public health
536 emergency, may take actions that are necessary to protect the
537 public health. Such actions include, but are not limited to:

538 1. Directing manufacturers of prescription drugs or over-
539 the-counter drugs who are permitted under chapter 499 and
540 wholesalers of prescription drugs located in this state who are
541 permitted under chapter 499 to give priority to the shipping of
542 specified drugs to pharmacies and health care providers within
543 geographic areas that have been identified by the State Health
544 Officer. The State Health Officer must identify the drugs to be
545 shipped. Manufacturers and wholesalers located in the state must
546 respond to the State Health Officer's priority shipping
547 directive before shipping the specified drugs.

548 2. Notwithstanding chapters 465 and 499 and rules adopted
549 thereunder, directing pharmacists employed by the department to
550 compound bulk prescription drugs and provide these bulk
551 prescription drugs to physicians and nurses of county health
552 departments or any qualified person authorized by the State
553 Health Officer for administration to persons as part of a
554 prophylactic or treatment regimen.

555 3. Notwithstanding s. 456.036, temporarily reactivating
556 the inactive license of the following health care practitioners,
557 when such practitioners are needed to respond to the public

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558 health emergency: physicians licensed under chapter 458 or
559 chapter 459; physician assistants licensed under chapter 458 or
560 chapter 459; licensed practical nurses, registered nurses, and
561 advanced registered nurse practitioners licensed under part I of
562 chapter 464; respiratory therapists licensed under part V of
563 chapter 468; and emergency medical technicians and paramedics
564 certified under part III of chapter 401. Only those health care
565 practitioners specified in this paragraph who possess an
566 unencumbered inactive license and who request that such license
567 be reactivated are eligible for reactivation. An inactive
568 license that is reactivated under this paragraph shall return to
569 inactive status when the public health emergency ends or prior
570 to the end of the public health emergency if the State Health
571 Officer determines that the health care practitioner is no
572 longer needed to provide services during the public health
573 emergency. Such licenses may only be reactivated for a period
574 not to exceed 90 days without meeting the requirements of s.
575 456.036 or chapter 401, as applicable.

576 4. Ordering an individual to be examined, tested,
577 vaccinated, treated, or quarantined for communicable diseases
578 that have significant morbidity or mortality and present a
579 severe danger to public health. Individuals who are unable or
580 unwilling to be examined, tested, vaccinated, or treated for
581 reasons of health, religion, or conscience may be subjected to
582 quarantine.

583 a. Examination, testing, vaccination, or treatment may be
584 performed by any qualified person authorized by the State Health
585 Officer.

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586 b. If the individual poses a danger to the public health,
587 the State Health Officer may subject the individual to
588 quarantine. If there is no practical method to quarantine the
589 individual, the State Health Officer may use any means necessary
590 to vaccinate or treat the individual.

591

592 Any order of the State Health Officer given to effectuate this
593 paragraph shall be immediately enforceable by a law enforcement
594 officer under s. 381.0012.

595 Section 7. This act shall take effect upon becoming a law.