

Bill No. CS for CS for CS for SB's 528, 530 & 858

Barcode 420776

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

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Floor: WD/2R  
05/02/2006 09:19 AM

11 Senator Bennett moved the following amendment:

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13 **Senate Amendment (with title amendment)**

14 On page 17, line 9, through

15 page 18, line 20, delete those lines

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17 and insert: (v) of that subsection are redesignated as

18 paragraphs (u) through (y), respectively, and new paragraphs

19 (j), (s), (t), and (z) are added to that subsection to read:

20 252.35 Emergency management powers; Division of

21 Emergency Management.--

22 (2) The division is responsible for carrying out the

23 provisions of ss. 252.31-252.90. In performing its duties

24 under ss. 252.31-252.90, the division shall:

25 (i) Institute statewide public awareness programs.

26 This shall include an intensive public educational campaign on

27 emergency preparedness issues, including, but not limited to,

28 the personal responsibility of individual citizens to be

29 self-sufficient for up to 72 hours following a natural or

30 manmade disaster. The public educational campaign shall

31 include relevant information on statewide disaster plans,

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1 evacuation routes, fuel suppliers, and shelters. All  
2 educational materials must be available in alternative formats  
3 and mediums to ensure that they are available to persons with  
4 disabilities.

5 (j) The Division of Emergency Management and the  
6 Department of Education shall coordinate with the Agency For  
7 Persons with Disabilities to provide an educational outreach  
8 program on disaster preparedness and readiness to individuals  
9 who have limited English skills and identify persons who are  
10 in need of assistance but are not defined under special-needs  
11 criteria.

12 (s) By January 1, 2007, the Division of Emergency  
13 Management shall complete an inventory of portable generators  
14 owned by the state and local governments which are capable of  
15 operating during a major disaster. The inventory must  
16 identify, at a minimum, the location of each generator, the  
17 number of generators stored at each specific location, the  
18 agency to which each the generator belongs, the primary use of  
19 the generator by the owner agency, and the names, addresses,  
20 and telephone numbers of persons having the authority to loan  
21 the stored generators as authorized by the Division of  
22 Emergency Management during a declared emergency.

23 (t) The division shall maintain an inventory list of  
24 generators owned by the state and local governments. In  
25 addition, the division may keep a list of private entities,  
26 along with appropriate contact information, which offer  
27 generators for sale or lease. The list of private entities  
28 shall be available to the public for inspection in written and  
29 electronic formats.

30 (z)1. In cooperation with the Department of  
31 Environmental Protection, establish and maintain a vendor and

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1 price list for contractual services of disaster-relief cleanup  
2 which will be available statewide for use by state agencies,  
3 counties, and municipalities in times of emergencies.

4 a. Such contracts must require the establishment of  
5 hauling rates and debris removal and reduction and must comply  
6 with all guidelines of the Federal Emergency Management Agency  
7 which are established at the time of the contract.

8 b. For purposes of this paragraph, certified minority  
9 business enterprises shall receive first consideration for all  
10 awards.

11 c. Purchases by any county, municipality, or other  
12 state agency pursuant to this paragraph related to the  
13 collection, removal, and reduction of disaster debris under  
14 the provisions in the state purchasing contracts, are exempt  
15 from the competitive solicitation requirements that otherwise  
16 apply to purchases.

17 2. Evaluate all proposals for agreements for  
18 disaster-cleanup services which proposals are timely submitted  
19 to the department pursuant to a request for proposal created  
20 by the department. The department shall identify the lowest  
21 responsible and responsive vendor and all responsible and  
22 responsive vendors who have certified that they are minority  
23 business enterprises. In awarding a contract for  
24 disaster-cleanup services, the department shall allow a  
25 10-percent price preference to a responsible and responsive  
26 vendor who has certified that it is a minority business  
27 enterprise and an additional 5-percent price preference to a  
28 responsible and responsive minority business enterprise that  
29 is a Florida business. If no vendors are minority business  
30 enterprises, the contract must be awarded to the lowest  
31 qualified responsible and responsive vendor as ultimately

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1 negotiated by the department. If the proposal of a minority  
 2 business enterprise is competitive in accordance with the  
 3 criteria set forth in this paragraph, the department shall  
 4 negotiate first with the minority business enterprise for the  
 5 award of the agreement.

6       3. Establish guidelines and rules and negotiate such  
 7 proposals for collection, reduction, transportation, and  
 8 disposal of emergency debris by July 1, 2006, and annually  
 9 thereafter by February 1 to qualify for the division submittal  
 10 of an emergency preparedness plan and to establish guidelines  
 11 for price per yard of collection, price per yard for hauling,  
 12 price per yard for disposal, and price per yard for reduction  
 13 of disaster debris.

14       4. Collect proposals for agreements for the temporary  
 15 storage of emergency debris at sites on a statewide basis for  
 16 use during times of emergency.

17       a. Such sites must provide a rate per yard for  
 18 materials delivered, a rate per yard for transportation to the  
 19 debris ultimate disposal site, and a rate per yard for  
 20 reduction of the volume of waste.

21       b. For purposes of calculating the collection rate for  
 22 the disaster-cleanup services, all proposals must assume a  
 23 15-mile radius for delivery to a temporary disposal facility  
 24 and must contain additional per-mile costs if the delivery of  
 25 the disaster debris is outside the 15-mile radius.

26  
 27 The purpose of this paragraph is to provide state agencies and  
 28 local governments access to agreements negotiated with the  
 29 division in times of emergency.

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

2 And the title is amended as follows:

3            On page 3, line 17, after the semicolon,

4

5 insert:

6            requiring the Division of Emergency Management

7            to create a statewide vendor list for emergency

8            cleanup; requiring priority consideration of

9            minority business enterprises in the provision

10           of cleanup services; exempting certain

11           purchases from competitive bidding;

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