

Bill No. CS for CS for SB 862

Barcode 230514

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

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Senator Webster moved the following amendment:

**Senate Amendment (with title amendment)**

On page 2, line 11, through  
page 9, line 8, delete those lines

and insert: constructing or improving emergency operations centers located in a county or municipality having a population greater than 200,000, providing emergency power for public special-needs hurricane evacuation shelters, retrofitting public hurricane evacuation shelters, improving logistical staging and warehouse capacity for commodities, and planning for hurricane evacuations. The criteria in this section shall be considered by the Legislature in determining eligibility for funding.

(1)(a) The Legislature finds that emergency operations centers located in a county or municipality having a population greater than 200,000 should meet minimum criteria for structural survivability and sufficiency of operational space, as determined by assessments performed by the Department of Community Affairs using the structural

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1 requirements of American Red Cross Standard ARC 4496,  
2 "Guidelines for Hurricane Evacuation Shelter Selection," and  
3 based on guidance from the Federal Emergency Management  
4 Agency. Criteria for prioritizing and recommending the funding  
5 for emergency operations centers located in a county or  
6 municipality having a population greater than 200,000 include,  
7 but are not limited to, population, hurricane evacuation  
8 clearance time for the vulnerable population, structural  
9 survivability of the existing emergency operations center, and  
10 guidance of the Federal Emergency Management Agency for  
11 workspace requirements for the emergency operations center.  
12 First priority for funding recommendations shall be for  
13 emergency operations centers located in a county or  
14 municipality having a population greater than 200,000 where no  
15 survivable facility exists and where workspace deficits exist.  
16 Funding recommendations made pursuant to this paragraph may  
17 not include land acquisition; the purchase of equipment,  
18 furnishings, communications, or operational systems; or  
19 recurring expenditures. Funding recommendations must be  
20 limited to the construction or structural renovation of the  
21 emergency operations center located in a county or  
22 municipality having a population greater than 200,000 needed  
23 to meet the same structural requirements of American Red Cross  
24 Standard ARC 4496, "Guidelines for Hurricane Evacuation  
25 Shelter Selection," and national workspace recommendations.  
26 The Department of Community Affairs shall establish a  
27 statewide competitive grant application process for proposals  
28 to construct or improve emergency operations centers located  
29 in a county or municipality having a population greater than  
30 200,000 such that those centers would, upon completion of the  
31 project, meet minimum criteria as specified in this section.

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1 The application may contain one or more independent proposals  
2 for:

3 1. A construction or improvement project requesting  
4 state financial assistance or having received state financial  
5 assistance which also includes facility hardening or  
6 mitigation and which qualifies for funding under the federal  
7 Hazard Mitigation Grant Program. These proposals must document  
8 the commitment of all local funds needed and identify the  
9 proposed state and federal funding needed, based on the  
10 funding criteria specified in this paragraph, to complete the  
11 project for a fully operational emergency operations center  
12 located in a county or municipality having a population  
13 greater than 200,000.

14 2. A construction or improvement project to be funded  
15 with local or other nonstate funds which includes facility  
16 hardening or mitigation and which qualifies for funding under  
17 the federal Hazard Mitigation Grant Program. These proposals  
18 must document the commitment of all local funds needed and  
19 identify the proposed federal funding needed, based on the  
20 funding criteria in this paragraph, to complete the project  
21 for a fully operational emergency operations center located in  
22 a county or municipality having a population greater than  
23 200,000.

24 (b) The department shall prioritize all properly  
25 submitted project applications based on minimum criteria as  
26 specified in this section, local government participation, and  
27 documented need. In reviewing proposals, the department must  
28 take into consideration all state funds already provided for  
29 the project which have not been expended but which will  
30 decrease the project's fiscal need once expended. The amount  
31 of a project's cost recommended for funding by the department

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1 shall be limited to those costs considered reasonably  
2 necessary to meet minimum criteria specified in this section.  
3 The release of any funds specifically appropriated to  
4 implement this subsection must be approved by the Legislative  
5 Budget Commission. Upon completion of the prioritization  
6 process, and no later than November 1, 2006, the department  
7 shall submit to the Legislative Budget Commission for approval  
8 a comprehensive funding proposal for the construction of and  
9 improvements to emergency operations centers located in a  
10 county or municipality having a population greater than  
11 200,000 using appropriated funds. The proposal submitted to  
12 the Legislative Budget Commission must include a detailed  
13 identification of the project and the corresponding detailed  
14 local, state, and federal funding proposed for each project.  
15 In order to ensure the maximum use of federal funds that are  
16 available for the Hazard Mitigation Grant Program, any federal  
17 funds appropriated to implement this subsection which remain  
18 after fully allocating those funds to proposals under  
19 subparagraphs 1. and 2. may be used to fund proposals for  
20 retrofitting hurricane evacuation shelters under subsection  
21 (3). Any federal funds appropriated to implement this  
22 paragraph which remain after fully allocating those funds for  
23 proposals under subparagraphs 1. and 2. and subsection (3)  
24 shall be appropriated for distribution pursuant to chapter  
25 9G-22, Florida Administrative Code. The Executive Office of  
26 the Governor may submit a budget amendment to transfer those  
27 funds in accordance with chapter 216, Florida Statutes.

28 (2) The Legislature finds that by June 1, 2007, all  
29 designated public special-needs hurricane evacuation shelters  
30 should be equipped with permanent emergency power generating  
31 capacity in order to provide electrical power for necessary

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1 medical equipment for persons housed in the shelter and for  
2 heating, ventilating, and air-conditioning the facility. An  
3 appropriation for equipping a public special-needs hurricane  
4 evacuation shelter with permanent emergency power generating  
5 capacity may also be used in coordination with local  
6 communities in order to increase the number of special-needs  
7 shelter spaces that are available and to ensure that a  
8 sufficient number of public special-needs shelters are  
9 designated to meet the anticipated demand based on the best  
10 available data as determined jointly by the Department of  
11 Community Affairs and the Department of Health.

12 (3) The Legislature finds that retrofitting public  
13 hurricane evacuation shelters is an efficient and economical  
14 method of accelerating the state and local efforts to reduce  
15 the deficit in shelter space. Criteria for assessing and  
16 prioritizing the funding needs for retrofitting public  
17 hurricane evacuation shelters include, but are not limited to,  
18 the project's ability to meet the structural and siting  
19 requirements of American Red Cross Standard ARC 4496,  
20 "Guidelines for Hurricane Evacuation Shelter Selection," once  
21 completed; the shelter needs of the local government as well  
22 as the overall needs of the hurricane evacuation planning  
23 region; the cost-effectiveness of the project in terms of the  
24 number of public hurricane evacuation spaces; and the priority  
25 ranking of the proposed project in the applicable local  
26 mitigation strategy. The Department of Community Affairs shall  
27 establish a statewide competitive grant application process  
28 for retrofitting public hurricane evacuation shelters to meet  
29 the minimum criteria specified in this section. In reviewing  
30 proposals, the department shall consider all state funds  
31 already provided for the project which have not been expended

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1 but which will decrease the project's fiscal need once  
2 expended. The department shall prioritize all properly  
3 submitted project applications based on criteria specified in  
4 this section and documented need. The release of any funds  
5 specifically appropriated to implement this subsection must be  
6 approved by the Legislative Budget Commission. Upon completion  
7 of the prioritization process, and no later than November 1,  
8 2006, the department shall recommend funding for retrofitting  
9 public hurricane evacuation shelters to the Legislative Budget  
10 Commission for approval. In order to ensure maximum use of  
11 federal funds available for the Hazard Mitigation Grant  
12 Program, any federal funds appropriated to implement this  
13 subsection which are remaining after fully allocating those  
14 funds to proposals under this subsection shall be appropriated  
15 for distribution pursuant to chapter 9G-22, Florida  
16 Administrative Code. The Executive Office of the Governor may  
17 submit a budget amendment to transfer those funds in  
18 accordance with the provisions of chapter 216, Florida  
19 Statutes.

20 (4) The Legislature finds that improved logistical  
21 staging and warehouse capacity for commodities will help  
22 ensure that adequate supplies, equipment, and commodities are  
23 available and accessible for purposes of responding to  
24 disasters. Appropriated funds may be used for increasing  
25 storage capacity; improving technologies to manage  
26 commodities; and enhancing the state's ability to maintain in  
27 a safe and secure manner an inventory of supplies, equipment,  
28 and commodities that would be needed in the immediate  
29 aftermath of a disaster. The release of any funds specifically  
30 appropriated to implement this subsection must be approved by  
31 the Legislative Budget Commission. The department shall submit

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1 a funding plan for improved logistical staging and warehouse  
 2 capacity to the Legislative Budget Commission for approval by  
 3 September 1, 2006. Procurement of technologies to perform  
 4 inventory tracking and commodities management must comply with  
 5 the provisions of s. 287.057, Florida Statutes, requiring  
 6 competitive bids.

7       (5) The Legislature finds that hurricane evacuation  
 8 planning is a critical task that must be completed in the most  
 9 effective and efficient manner possible. Appropriated funds  
 10 may be used to update current regional evacuation plans and  
 11 shall incorporate current transportation networks, behavioral  
 12 studies, and vulnerability studies. In addition, funds may be  
 13 used to perform computer-modeling analysis on the effects of  
 14 storm-surge events. Procurement of technologies to perform the  
 15 updates and computer modeling must comply with the provisions  
 16 s. 287.057, Florida Statutes, requiring competitive bids.

17       Section 2. The sum of \$13.2 million in fixed capital  
 18 outlay is appropriated from the General Revenue Fund and the  
 19 sum of \$39.6 million is appropriated from the U.S.  
 20 Contributions Trust Fund to the Department of Community  
 21 Affairs for the purpose of implementing the provisions of this  
 22 act relating to providing emergency power generators in  
 23 special-needs shelters during the 2006-2007 state

24       Section 3. The sum of \$15 million in fixed capital  
 25 outlay is appropriated from the U.S. Contributions Trust Fund  
 26 to the Department of Community Affairs for the purpose of  
 27 implementing the provisions of this act relating to  
 28 retrofitting public hurricane evacuation shelters during the  
 29 2006-2007 state fiscal year. The Department of Community  
 30 Affairs may not use more than 5 percent of these funds to  
 31 administer the funding provided.

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1           Section 4. The sum of \$29 million is appropriated from  
 2 the U.S. Contributions Trust Fund to the Department of  
 3 Community Affairs for the purpose of implementing the  
 4 provisions of this act relating to hurricane evacuation  
 5 planning during the 2006-2007 state fiscal year. The  
 6 Department of Community Affairs may not use more than 5  
 7 percent of these funds to administer the funding provided.

8           Section 5. The sum of \$2.1 million in recurring funds  
 9 is appropriated from the General Revenue Fund and the sum of  
 10 \$4.4 million is appropriated from the Emergency Management  
 11 Preparedness and Assistance Trust Fund to the Department of  
 12 Community Affairs for the 2006-2007 state fiscal year.  
 13 Notwithstanding s. 252.373, Florida Statutes, these funds may  
 14 be used to implement the provisions of this act relating to  
 15 improved logistical staging and warehouse capacity for  
 16 commodities.

17           Section 6. The sum of \$20 million in fixed capital  
 18 outlay is appropriated from the General Revenue Fund and the  
 19 sum of \$25 million is appropriated from the U.S. Contributions  
 20 Trust Fund to the Department of Community Affairs for the  
 21 purpose of implementing the provisions of this act relating to  
 22 emergency operations centers located in a county or  
 23 municipality having a population greater than 200,000 during  
 24 the 2006-2007 state

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

28 And the title is amended as follows:

29           On page 1, line 13, delete the word "county"

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31