



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

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3 Section 1. Task Force for the Remediation of Illicit  
4 Drug Labs.--

5 (1)(a) There is created within the Executive Office of  
6 the Governor the Task Force for the Remediation of Illicit  
7 Drug Labs, a task force as defined in s. 20.03, Florida  
8 Statutes. The task force is created for the purpose of  
9 recommending strategies and actions for reducing or  
10 eliminating health risks from structures and locations  
11 anywhere a lab is found in this state at which methamphetamine  
12 or other contraband has been manufactured in violation of law.

13 (b) The task force shall consist of the following 13  
14 members:

15 1. The director of the Office of Drug Control within  
16 the Executive Office of the Governor, who shall serve as  
17 chairperson of the task force.

18 2. The executive director of the Department of Law  
19 Enforcement or his or her designee.

20 3. The Secretary of Health or his or her designee.

21 4. The Secretary of Environmental Protection or his or  
22 her designee.

23 5. The Secretary of Community Affairs or his or her  
24 designee.

25 6. A member of the Senate, appointed by the President  
26 of the Senate.

27 7. A member of the House of Representatives, appointed  
28 by the Speaker of the House of Representatives.

29 8. A state attorney or his or her designee.

30 9. A representative of the Florida League of Cities.

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1           10. A representative of the Florida Association of  
2 Counties.

3           11. A sheriff or his or her designee.

4           12. A police chief or his or her designee.

5           13. A representative of the Florida Association of  
6 Realtors.

7           (c) The Governor shall appoint the task force members  
8 described in subparagraphs (b)8.-13. by July 1, 2007. Such  
9 appointees must be representative of the geographic regions  
10 and ethnic and gender diversity of this state. The first  
11 meeting of the task force shall be held by August 1, 2007. All  
12 recommendations of the task force shall be by majority vote.  
13 Seven members constitute a quorum.

14           (d) The task force shall meet at the call of the  
15 chairperson and shall conduct at least three public meetings  
16 in the state.

17           (e) Members of the task force shall serve without  
18 compensation, but are entitled to reimbursement for per diem  
19 and travel expenses in accordance with s. 112.061, Florida  
20 Statutes.

21           (f) The Office of Drug Control within the Executive  
22 Office of the Governor, the Department of Law Enforcement, the  
23 Department of Health, the Department of Community Affairs, and  
24 the Department of Environmental Protection shall provide staff  
25 support for the task force within existing appropriations.

26           (2) The task force shall study, take testimony, and  
27 develop findings and recommendations regarding the remediation  
28 of health risks from structures and locations anywhere a lab  
29 is found in this state at which methamphetamine or other  
30 contraband has been manufactured in violation of law,  
31 including, but not limited to:

1           (a) The nature and extent of such remediation; the  
2 standards, training, and funding that are relevant to such  
3 remediation; and the responsibility for such remediation.

4           (b) Current state or local laws governing remediation,  
5 including consideration of revisions to such laws.

6           (c) Current federal laws or laws of other states which  
7 are relevant to such remediation, including the effectiveness  
8 of those laws in remediating health risks from structures and  
9 locations anywhere a lab is found, at which contraband has  
10 been manufactured.

11           (d) Any other subject that is relevant to reducing or  
12 eliminating the health risks from structures and locations  
13 anywhere a lab is found in this state at which methamphetamine  
14 or other contraband has been manufactured.

15           (3) The task force shall submit a preliminary draft  
16 report of its findings and recommendations to the Governor,  
17 the President of the Senate, and the Speaker of the House of  
18 Representatives at least 90 days before the first day of the  
19 2008 Regular Session of the Legislature. The final report  
20 shall be filed with the Governor, the President of the Senate,  
21 and the Speaker of the House of Representatives at least 30  
22 days before the first day of the 2008 Regular Session. In  
23 addition to the findings and recommendations included in the  
24 final report, the report must include a draft of proposed  
25 rules and proposed legislation for any recommendations  
26 requiring a change in rules or legislation.

27           (4) Each state agency shall fully cooperate with the  
28 task force in the performance of its duties.

29           (5) All meetings of the task force and all business of  
30 the task force for which reimbursement may be requested shall  
31 be concluded before the final report is filed.

1           Section 2. Drug Paraphernalia Abatement Task Force.--  
2           (1)(a) There is created within the Executive Office of  
3 the Governor the Drug Paraphernalia Abatement Task Force for  
4 the purpose of recommending strategies and actions for abating  
5 access to and the use and proliferation of drug paraphernalia,  
6 as that term is defined in s. 893.145, Florida Statutes.  
7           (b) The task force shall consist of the following nine  
8 members:  
9           1. The Secretary of Business and Professional  
10 Regulation or his or her designee.  
11           2. The Secretary of Health or his or her designee.  
12           3. The director of the Office of Drug Control within  
13 the Executive Office of the Governor.  
14           4. A representative from a corporation that is  
15 licensed to do business in this state and that sells any of  
16 the items described in s. 893.145, Florida Statutes, which may  
17 be used as drug paraphernalia.  
18           5. A local law enforcement official or officer.  
19           6. A member of a faith-based community.  
20           7. A superintendent of a school district or a  
21 principal of a secondary school.  
22           8. A member of a community organization concerned  
23 about issues relating to illicit activities involving  
24 controlled substances, including access to and the use and  
25 proliferation of drug paraphernalia.  
26           9. A former or recovering drug addict.  
27           (c) Members of the task force shall be appointed by  
28 the Governor by July 1, 2007, and shall be representative of  
29 the geographic regions and ethnic and gender diversity of this  
30 state. The first meeting of the task force shall be held by  
31 July 15, 2007, at which time the members shall select by

1 majority vote a chairperson from among the task force members.

2 All recommendations of the task force shall be by majority  
3 vote.

4 (d) The task force shall meet at the call of the  
5 chairperson, as approved by the Governor, and shall conduct at  
6 least three public meetings, which shall be held in localities  
7 throughout this state that have a significant urban business  
8 district or have experienced problems with illicit  
9 controlled-substance activity resulting, in part, from access  
10 to and the use and proliferation of drug paraphernalia.

11 (e) Meetings of the task force shall be open to the  
12 public and are subject to the requirements of chapter 286,  
13 Florida Statutes. Records of the task force are public records  
14 and subject to the requirements of chapter 119, Florida  
15 Statutes, except to the extent that public access to any of  
16 those records may be restricted pursuant to that chapter.

17 (f) Members of the task force shall serve without  
18 compensation but are entitled to reimbursement for per diem  
19 and travel expenses in accordance with s. 112.061, Florida  
20 Statutes.

21 (g) The Office of Drug Control within the Executive  
22 Office of the Governor shall provide staff support for the  
23 task force within existing appropriations.

24 (2)(a) The task force shall study and take testimony  
25 regarding:

26 1. The nature and extent of the problem of access to  
27 and the use and proliferation of drug paraphernalia in this  
28 state, including the extent to which the marketing, selling,  
29 or purchasing of items that may be used as drug paraphernalia  
30 may contribute to that problem.

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- 1           2. Businesses that sell items that may be used as drug  
2 paraphernalia, including, but not limited to, consideration  
3 of:
- 4           a. The types, ownership, organization, and operation  
5 of those businesses.
- 6           b. The regulation of those businesses and the state  
7 and federal laws applicable to them.
- 8           c. The marketing or selling of those items by those  
9 businesses.
- 10          d. The inventory and sale of those items relative to  
11 the total inventory and total sales of those businesses.
- 12          e. Measures taken by those businesses to restrict  
13 purchases of those items by minors or otherwise restrict  
14 purchases of those items.
- 15          f. The clientele of those businesses.
- 16          g. The prevalence of civil or criminal enforcement  
17 actions taken against those businesses for violations of state  
18 or federal rules or laws that are relevant to prohibited  
19 activities involving drug paraphernalia.
- 20          h. The location of those businesses relative to the  
21 location of schools; churches or places of worship;  
22 neighborhoods; and buildings, facilities, and areas where  
23 children may regularly congregate.
- 24          i. The opinions and concerns of local residents,  
25 community and neighborhood activists and leaders, faith-based  
26 community members and leaders, school personnel and students,  
27 businesses, service providers, local law enforcement officials  
28 and officers, and local government officials regarding those  
29 businesses.
- 30          j. Local or community efforts to restrict or regulate  
31 those businesses.

1           3. Current rules and laws and current efforts by  
2 regulatory agencies and law enforcement agencies to abate  
3 access to and the use and proliferation of drug paraphernalia  
4 in this state, including, but not limited to, consideration of  
5 whether it is necessary to amend those rules or laws or  
6 propose new rules or new legislation.

7           4. Approaches to abate access to and the use and  
8 proliferation of drug paraphernalia, including, but not  
9 limited to:

10           a. Conforming the rules or laws of this state to  
11 federal rules or laws that are relevant to abating access to  
12 and the use and proliferation of drug paraphernalia.

13           b. Restricting the marketing, selling, or purchasing  
14 of any item that may be used as drug paraphernalia and legal  
15 concerns relevant to that restriction.

16           c. Adopting provisions of rules or laws of other  
17 states that are relevant to abating access to and the use and  
18 proliferation of drug paraphernalia.

19           5. Any other subject that is relevant to abating  
20 access to and the use and proliferation of drug paraphernalia.

21           (b) The task force shall submit a preliminary draft  
22 report of its findings and recommendations to the Governor,  
23 the President of the Senate, and the Speaker of the House of  
24 Representatives at least 45 days before the first day of the  
25 2008 Regular Session of the Legislature. The final report  
26 shall be filed with the Governor, the President of the Senate,  
27 and the Speaker of the House of Representatives at least 30  
28 days before the first day of the 2008 Regular Session. In  
29 addition to the findings and recommendations included in the  
30 final report of the task force, the final report must include  
31 a draft of proposed rules and proposed legislation for any



1 recommendations requiring proposed rules and proposed  
2 legislation.

3 (c) Each state agency shall fully cooperate with the  
4 task force in the performance of its duties.

5 (3)(a) All meetings of the task force and all business  
6 of the task force for which reimbursement may be requested  
7 shall be concluded before the final report is filed.

8 (b) The task force is abolished July 1, 2008.

9 Section 3. This act shall take effect upon becoming a  
10 law.

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12 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
13 COMMITTEE SUBSTITUTE FOR  
14 Senate Bill 270

- 15  
16 - Creates a nine-member Drug Paraphernalia Abatement Task  
17 Force within the Executive Office of the Governor to  
18 recommend strategies and actions for lessening access to  
19 and the use of drug paraphernalia.
- 20 - Provides for task force membership, staffing, voting,  
21 meeting location, open records and meetings, and study  
22 topics.
- 23 - Provides that task force members serve without  
24 compensation, but are entitled to reimbursement for per  
25 diem and travel expenses in accordance with s. 112.061,  
26 F.S., and that staffing is provided within existing  
27 appropriations.
- 28 - Abolishes the task force on July 1, 2008.
- 29 - Requires the task force to submit a preliminary draft  
30 report of its findings and recommendations to the  
31 Governor, the President of the Senate, and the Speaker of  
the House of Representatives at least 45 days before the  
first day of the 2008 Regular Session of the Legislature,  
and its final report 15 days later.
- Requires that the final report include any proposed  
legislation or rules necessary to implement  
recommendations of the task force.