

Amendment No.

CHAMBER ACTION

Senate

House

.

1 Representative Grimsley offered the following:

2
3 **Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5
6 Section 1. Subsections (1), (3), (4), and (5) of section
7 14.2019, Florida Statutes, are amended to read:

8 14.2019 Statewide Office for Suicide Prevention.—

9 (1) The Statewide Office for Suicide Prevention is created
10 ~~as a unit of the Office of Drug Control~~ within the Department of
11 Children and Family Services ~~Executive Office of the Governor.~~

12 ~~(3) Contingent upon a specific appropriation, the director~~
13 ~~of the Office of Drug Control shall employ a coordinator for the~~
14 ~~Statewide Office for Suicide Prevention who shall work under the~~
15 ~~direction of the director to achieve the goals and objectives~~
16 ~~set forth in this section.~~

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17 (3)~~(4)~~ The Statewide Office for Suicide Prevention may
18 seek and accept grants or funds from any federal, state, or
19 local source to support the operation and defray the authorized
20 expenses of the office and the Suicide Prevention Coordinating
21 Council. Revenues from grants shall be deposited in the Grants
22 and Donations Trust Fund within the Department of Children and
23 Family Services ~~Executive Office of the Governor~~. In accordance
24 with s. 216.181(11), the Executive Office of the Governor may
25 request changes to the approved operating budget to allow the
26 expenditure of any additional grant funds collected pursuant to
27 this subsection.

28 (4)~~(5)~~ Agencies under the control of the Governor or the
29 Governor and Cabinet are directed, and all others are
30 encouraged, to provide information and support to the Statewide
31 Office for Suicide Prevention as requested.

32 Section 2. Paragraphs (a), (d), and (e) of subsection (2)
33 of section 14.20195, Florida Statutes, are amended to read:

34 14.20195 Suicide Prevention Coordinating Council;
35 creation; membership; duties.—There is created within the
36 Statewide Office for Suicide Prevention a Suicide Prevention
37 Coordinating Council. The council shall develop strategies for
38 preventing suicide.

39 (2) MEMBERSHIP.—The Suicide Prevention Coordinating
40 Council shall consist of 28 voting members.

41 (a) Thirteen members shall be appointed by the director of
42 the Statewide Office for Suicide Prevention ~~Office of Drug~~
43 ~~Control~~ and shall represent the following organizations:

- 44 1. The Florida Association of School Psychologists.

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- 45 2. The Florida Sheriffs Association.
- 46 3. The Suicide Prevention Action Network USA.
- 47 4. The Florida Initiative of Suicide Prevention.
- 48 5. The Florida Suicide Prevention Coalition.
- 49 6. The American Foundation of Suicide Prevention.
- 50 7. The Florida School Board Association.
- 51 8. The National Council for Suicide Prevention.
- 52 9. The state chapter of AARP.
- 53 10. The Florida Alcohol and Drug Abuse Association.
- 54 11. The Florida Council for Community Mental Health.
- 55 12. The Florida Counseling Association.
- 56 13. NAMI Florida.

57 (d) ~~For the~~ Members appointed by the director of the
58 Statewide Office for Suicide Prevention ~~Office of Drug Control,~~
59 ~~seven members shall be appointed to initial terms of 3 years,~~
60 ~~and seven members shall be appointed to initial terms of 4~~
61 ~~years. For the members appointed by the Governor, two members~~
62 ~~shall be appointed to initial terms of 4 years, and two members~~
63 ~~shall be appointed to initial terms of 3 years. Thereafter, such~~
64 ~~members~~ shall be appointed to terms of 4 years. Any vacancy on
65 the coordinating council shall be filled in the same manner as
66 the original appointment, and any member who is appointed to
67 fill a vacancy occurring because of death, resignation, or
68 ineligibility for membership shall serve only for the unexpired
69 term of the member's predecessor. A member is eligible for
70 reappointment.

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71 (e) The director of the Statewide Office for Suicide
72 Prevention Office ~~Office of Drug Control~~ shall be a nonvoting member of
73 the coordinating council and shall act as chair.

74 Section 3. Section 311.115, Florida Statutes, is amended
75 to read:

76 311.115 Seaport Security Standards Advisory Council.—The
77 Seaport Security Standards Advisory Council is created within
78 ~~under~~ the Executive Office of the Governor ~~Office of Drug~~
79 ~~Control~~. The council shall serve as an advisory council as
80 provided in s. 20.03(7).

81 (1) The members of the council shall be appointed by the
82 Governor and consist of the following:

83 (a) Two seaport directors.

84 (b) Two seaport security directors.

85 (c) One representative of seaport tenants.

86 (d) One representative of seaport workers.

87 (e) One member from the Department of Law Enforcement.

88 (f) One member from the Office of Motor Carrier Compliance
89 of the Department of Transportation.

90 (g) One member from the Office of the Attorney General.

91 (h) One member from the Department of Agriculture and
92 Consumer Services.

93 (i) One member from the Office of Tourism, Trade, and
94 Economic Development.

95 ~~(j) One member from the Office of Drug Control.~~

96 (j) ~~(k)~~ One member from the Fish and Wildlife Conservation
97 Commission.

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98 (k)~~(l)~~ The Director of the Division of Emergency
99 Management, or his or her designee.

100 (2) In addition to the members designated in subsection
101 (1), the council may invite a representative of the United
102 States Coast Guard to attend and participate in council meetings
103 as an ex officio, nonvoting member of the council.

104 (3) Members of the council shall be appointed to 4-year
105 terms. A vacancy shall be filled by the Governor for the balance
106 of the unexpired term.

107 (4) The council chair shall be designated by the Governor
108 from among the appointed members of the council ~~shall be chaired~~
109 ~~by the member from the Office of Drug Control.~~

110 (5) At least every 4 years after January 15, 2007, the
111 Governor ~~Office of Drug Control~~ shall convene the council to
112 review the minimum security standards referenced in s. 311.12(1)
113 for applicability to and effectiveness in combating current
114 narcotics and terrorism threats to the state's seaports. All
115 sources of information allowed by law shall be used in assessing
116 the applicability and effectiveness of the standards.

117 (6) Council members shall serve without pay, but shall be
118 entitled to per diem and travel expenses for attendance at
119 officially called meetings as provided in s. 112.061.

120 (7) The council shall consult with the appropriate area
121 maritime security committees to assess possible impacts to
122 commerce and trade contained in the council's nonclassified
123 recommendations and findings.

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124 (8) The recommendations and findings of the council shall
125 be transmitted to the Governor, the President of the Senate, and
126 the Speaker of the House of Representatives.

127 Section 4. Paragraph (a) of subsection (1), paragraph (b)
128 of subsection (3), subsections (8) and (10), and paragraph (d)
129 of subsection (11) of section 311.12, Florida Statutes, are
130 amended to read:

131 311.12 Seaport security.—

132 (1) SECURITY STANDARDS.—

133 (a) The statewide minimum standards for seaport security
134 applicable to seaports listed in s. 311.09 shall be those based
135 on the Florida Seaport Security Assessment 2000 and set forth in
136 the Port Security Standards Compliance Plan delivered to the
137 Speaker of the House of Representatives and the President of the
138 Senate on December 11, 2000. ~~The Office of Drug Control within~~
139 ~~the Executive Office of the Governor shall maintain a sufficient~~
140 ~~number of copies of the standards at its offices for~~
141 ~~distribution to the public and provide copies to each affected~~
142 ~~seaport upon request.~~

143 (3) SECURITY PLAN.—Each seaport listed in s. 311.09 shall
144 adopt and maintain a security plan specific to that seaport
145 which provides for a secure seaport infrastructure that promotes
146 the safety and security of state residents and visitors and the
147 flow of legitimate trade and travel.

148 (b) Each adopted or revised security plan must be reviewed
149 and approved by the ~~Office of Drug Control~~ and the Department of
150 Law Enforcement for compliance with federal facility security
151 assessment requirements under 33 C.F.R. s. 105.305 and the
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152 minimum security standards established under subsection (1).
153 Within 30 days after completion, a copy of the written review
154 shall be delivered to the United States Coast Guard, the
155 Regional Domestic Security Task Force, and the Domestic Security
156 Oversight Council.

157 (8) WAIVER FROM SECURITY REQUIREMENTS.—~~The Office of Drug~~
158 ~~Control and the~~ Department of Law Enforcement may modify or
159 waive any physical facility requirement or other requirement
160 contained in the minimum security standards upon a determination
161 that the purposes of the standards have been reasonably met or
162 exceeded by the seaport requesting the modification or waiver.
163 An alternate means of compliance must not diminish the safety or
164 security of the seaport and must be verified through an
165 extensive risk analysis conducted by the seaport director.

166 (a) Waiver requests shall be submitted in writing, along
167 with supporting documentation, to the ~~Office of Drug Control and~~
168 ~~the~~ Department of Law Enforcement. ~~The office and the~~ department
169 has have 90 days to jointly grant or reject the waiver, in whole
170 or in part.

171 (b) The seaport may submit any waivers that are not
172 granted or are ~~jointly~~ rejected to the Domestic Security
173 Oversight Council for review within 90 days. The council shall
174 recommend that the ~~Office of Drug Control and the~~ Department of
175 Law Enforcement grant the waiver or reject the waiver, in whole
176 or in part. ~~The office and the~~ department shall give great
177 weight to the council's recommendations.

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178 (c) A request seeking a waiver from the seaport law
179 enforcement personnel standards established under s. 311.122(3)
180 may not be granted for percentages below 10 percent.

181 (d) Any modifications or waivers granted under this
182 subsection shall be noted in the annual report submitted by the
183 Department of Law Enforcement pursuant to subsection (10).

184 (10) REPORTS.—The Department of Law Enforcement, ~~in~~
185 ~~consultation with the Office of Drug Control,~~ shall annually
186 complete a report indicating the observations and findings of
187 all reviews, inspections, or other operations relating to the
188 seaports conducted during the year and any recommendations
189 resulting from such reviews, inspections, and operations. A copy
190 of the report shall be provided to the Governor, the President
191 of the Senate, the Speaker of the House of Representatives, the
192 governing body of each seaport or seaport authority, and each
193 seaport director. The report must include each director's
194 response indicating what actions, if any, have been taken or are
195 planned to be taken pursuant to the observations, findings, and
196 recommendations reported by the department.

197 (11) FUNDING.—

198 (d) If funds are appropriated for seaport security, ~~the~~
199 ~~Office of Drug Control,~~ the Department of Law Enforcement, ~~and~~
200 the Florida Seaport Transportation and Economic Development
201 Council shall mutually determine the allocation of such funds
202 for security project needs identified in the approved seaport
203 security plans. Any seaport that receives state funds for
204 security projects must enter into a joint participation

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205 agreement with the appropriate state entity and use the seaport
206 security plan as the basis for the agreement.

207 1. If funds are made available over more than 1 fiscal
208 year, the agreement must reflect the entire scope of the project
209 approved in the security plan and, as practicable, allow for
210 reimbursement for authorized projects over more than 1 year.

211 2. The agreement may include specific timeframes for
212 completion of a security project and the applicable funding
213 reimbursement dates. The agreement may also require a
214 contractual penalty of up to \$1,000 per day to be imposed for
215 failure to meet project completion dates if state funding is
216 available. Any such penalty shall be deposited into the State
217 Transportation Trust Fund and used for seaport security
218 operations and capital improvements.

219 Section 5. Subsection (1) of section 311.123, Florida
220 Statutes, is amended to read:

221 311.123 Maritime domain security awareness training
222 program.—

223 (1) The Florida Seaport Transportation and Economic
224 Development Council, in conjunction with the Department of Law
225 Enforcement ~~and the Office of Drug Control within the Executive~~
226 ~~Office of the Governor~~, shall create a maritime domain security
227 awareness training program to instruct all personnel employed
228 within a seaport's boundaries about the security procedures
229 required of them for implementation of the seaport security plan
230 required under s. 311.12(3).

231 Section 6. Subsection (2) of section 397.331, Florida
232 Statutes, is amended to read:

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233 397.331 Definitions; legislative intent.—

234 (2) It is the intent of the Legislature to establish and
235 institutionalize a rational process for long-range planning,
236 information gathering, strategic decisionmaking, and funding for
237 the purpose of limiting substance abuse. The Legislature finds
238 that the creation of a ~~state Office of Drug Control and a~~
239 Statewide Drug Policy Advisory Council affords the best means of
240 establishing and institutionalizing such a process.

241 Section 7. Section 397.332, Florida Statutes, is repealed.

242 Section 8. Paragraphs (a), (b), and (c) of subsection (1)
243 of section 397.333, Florida Statutes, are amended to read:

244 397.333 Statewide Drug Policy Advisory Council.—

245 (1) (a) The Statewide Drug Policy Advisory Council is
246 created within the Department of Health ~~Executive Office of the~~
247 ~~Governor~~. The Surgeon General or his or her designee ~~director of~~
248 ~~the Office of Drug Control~~ shall be a nonvoting, ex officio
249 member of the advisory council and shall act as chairperson. The
250 director of the Office of Planning and Budgeting or his or her
251 designee shall be a nonvoting, ex officio member of the advisory
252 council. The department shall provide staff support for the
253 council. ~~The Office of Drug Control and the Office of Planning~~
254 ~~and Budgeting shall provide staff support for the advisory~~
255 ~~council.~~

256 (b) The following state officials shall be appointed to
257 serve on the advisory council:

258 1. The Attorney General, or his or her designee.

259 2. The executive director of the Department of Law
260 Enforcement, or his or her designee.

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261 3. The Secretary of Children and Family Services, or his
262 or her designee.

263 ~~4. The State Surgeon General, or his or her designee.~~

264 ~~4.5.~~ The Secretary of Corrections, or his or her designee.

265 ~~5.6.~~ The Secretary of Juvenile Justice, or his or her
266 designee.

267 ~~6.7.~~ The Commissioner of Education, or his or her
268 designee.

269 ~~7.8.~~ The executive director of the Department of Highway
270 Safety and Motor Vehicles, or his or her designee.

271 ~~8.9.~~ The Adjutant General of the state as the Chief of the
272 Department of Military Affairs, or his or her designee.

273 (c) In addition, the Governor shall appoint 7 ~~11~~ members
274 of the public to serve on the advisory council. Of the 7 ~~11~~
275 appointed members, one member must have professional or
276 occupational expertise in drug enforcement, one member must have
277 professional or occupational expertise in substance abuse
278 prevention, one member must have professional or occupational
279 expertise in substance abuse treatment, and two members must
280 have professional or occupational expertise in faith-based
281 substance abuse treatment services. The remainder of the members
282 appointed should have professional or occupational expertise in,
283 or be generally knowledgeable about, issues that relate to drug
284 enforcement and substance abuse programs and services. The
285 members appointed by the Governor must, to the extent possible,
286 equitably represent all geographic areas of the state.

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287 Section 9. Paragraph (g) of subsection (2), paragraph (a)
288 of subsection (5), and paragraph (a) of subsection (6) of
289 section 943.031, Florida Statutes, are amended to read:

290 943.031 Florida Violent Crime and Drug Control Council.—

291 (2) MEMBERSHIP.—The council shall consist of 14 members,
292 as follows:

293 (g) The Policy Coordinator of the Public Safety Unit of
294 the Governor's Office of Planning and Budgeting ~~director of the~~
295 ~~Office of Drug Control within the Executive Office of the~~
296 ~~Governor~~, or a designate.

297

298 The Governor, when making appointments under this subsection,
299 must take into consideration representation by geography,
300 population, ethnicity, and other relevant factors to ensure that
301 the membership of the council is representative of the state at
302 large. Designates appearing on behalf of a council member who is
303 unable to attend a meeting of the council are empowered to vote
304 on issues before the council to the same extent the designating
305 council member is so empowered.

306 (5) DUTIES OF COUNCIL.—The council shall provide advice
307 and make recommendations, as necessary, to the executive
308 director of the department.

309 (a) The council may advise the executive director on the
310 feasibility of undertaking initiatives which include, but are
311 not limited to, the following:

312 1. Establishing a program which provides grants to
313 criminal justice agencies that develop and implement effective
314 violent crime prevention and investigative programs and which
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315 provides grants to law enforcement agencies for the purpose of
316 drug control, criminal gang, and illicit money laundering
317 investigative efforts or task force efforts that are determined
318 by the council to significantly contribute to achieving the
319 state's goal of reducing drug-related crime ~~as articulated by~~
320 ~~the Office of Drug Control~~, that represent significant criminal
321 gang investigative efforts, that represent a significant illicit
322 money laundering investigative effort, or that otherwise
323 significantly support statewide strategies developed by the
324 Statewide Drug Policy Advisory Council established under s.
325 397.333, subject to the limitations provided in this section.
326 The grant program may include an innovations grant program to
327 provide startup funding for new initiatives by local and state
328 law enforcement agencies to combat violent crime or to implement
329 drug control, criminal gang, or illicit money laundering
330 investigative efforts or task force efforts by law enforcement
331 agencies, including, but not limited to, initiatives such as:
332 a. Providing enhanced community-oriented policing.
333 b. Providing additional undercover officers and other
334 investigative officers to assist with violent crime
335 investigations in emergency situations.
336 c. Providing funding for multiagency or statewide drug
337 control, criminal gang, or illicit money laundering
338 investigative efforts or task force efforts that cannot be
339 reasonably funded completely by alternative sources and that
340 significantly contribute to achieving the state's goal of
341 reducing drug-related crime ~~as articulated by the Office of Drug~~
342 ~~Control~~, that represent significant criminal gang investigative
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343 efforts, that represent a significant illicit money laundering
344 investigative effort, or that otherwise significantly support
345 statewide strategies developed by the Statewide Drug Policy
346 Advisory Council established under s. 397.333.

347 2. Expanding the use of automated fingerprint
348 identification systems at the state and local level.

349 3. Identifying methods to prevent violent crime.

350 4. Identifying methods to enhance multiagency or statewide
351 drug control, criminal gang, or illicit money laundering
352 investigative efforts or task force efforts that significantly
353 contribute to achieving the state's goal of reducing drug-
354 related crime ~~as articulated by the Office of Drug Control~~, that
355 represent significant criminal gang investigative efforts, that
356 represent a significant illicit money laundering investigative
357 effort, or that otherwise significantly support statewide
358 strategies developed by the Statewide Drug Policy Advisory
359 Council established under s. 397.333.

360 5. Enhancing criminal justice training programs which
361 address violent crime, drug control, illicit money laundering
362 investigative techniques, or efforts to control and eliminate
363 criminal gangs.

364 6. Developing and promoting crime prevention services and
365 educational programs that serve the public, including, but not
366 limited to:

367 a. Enhanced victim and witness counseling services that
368 also provide crisis intervention, information referral,
369 transportation, and emergency financial assistance.

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370 b. A well-publicized rewards program for the apprehension
371 and conviction of criminals who perpetrate violent crimes.

372 7. Enhancing information sharing and assistance in the
373 criminal justice community by expanding the use of community
374 partnerships and community policing programs. Such expansion may
375 include the use of civilian employees or volunteers to relieve
376 law enforcement officers of clerical work in order to enable the
377 officers to concentrate on street visibility within the
378 community.

379 (6) DRUG CONTROL STRATEGY AND CRIMINAL GANG COMMITTEE.—

380 (a) The Drug Control Strategy and Criminal Gang Committee
381 is created within the Florida Violent Crime and Drug Control
382 Council, consisting of the following council members:

383 1. The Attorney General or a designate.

384 2. The designate of the executive director of the
385 Department of Law Enforcement.

386 3. The secretary of the Department of Corrections or a
387 designate.

388 4. The Policy Coordinator of the Public Safety Unit of the
389 Governor's Office of Planning and Budgeting, ~~director of the~~
390 ~~Office of Drug Control within the Executive Office of the~~
391 ~~Governor~~ or a designate.

392 5. The state attorney, the two sheriffs, and the two
393 chiefs of police, or their designates.

394 Section 10. Paragraph (a) of subsection (1) of section
395 943.042, Florida Statutes, is amended to read:

396 943.042 Violent Crime Investigative Emergency and Drug
397 Control Strategy Implementation Account.—

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398 (1) There is created a Violent Crime Investigative
399 Emergency and Drug Control Strategy Implementation Account
400 within the Department of Law Enforcement Operating Trust Fund.
401 The account shall be used to provide emergency supplemental
402 funds to:

403 (a) State and local law enforcement agencies which are
404 involved in complex and lengthy violent crime investigations, or
405 matching funding to multiagency or statewide drug control or
406 illicit money laundering investigative efforts or task force
407 efforts that significantly contribute to achieving the state's
408 goal of reducing drug-related crime ~~as articulated by the Office~~
409 ~~of Drug Control~~, that represent a significant illicit money
410 laundering investigative effort, or that otherwise significantly
411 support statewide strategies developed by the Statewide Drug
412 Policy Advisory Council established under s. 397.333;

413 Section 11. This act shall take effect July 1, 2011.
414
415

416 -----

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

417 Remove the entire title and insert:

418 A bill to be entitled

419 An act relating to the Office of Drug Control; amending s.
420 14.2019, F.S.; placing the Statewide Office for Suicide
421 Prevention within the Department of Children and Family
422 Services; redirecting revenues from grants to the Grants
423 and Donations Trust Fund within the department; amending
424 s. 14.20195, F.S.; naming the director of the Statewide
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426 Office for Suicide Prevention as chair and a nonvoting
427 member of the Suicide Prevention Coordinating Council;
428 providing for the appointment of members of the council by
429 the director of the Statewide Office for Suicide
430 Prevention; amending s. 311.115, F.S.; conforming
431 provisions to changes made by the act; placing the Seaport
432 Security Standards Advisory Council within the Executive
433 Office of the Governor; providing for the appointment of
434 the chair of the Seaport Security Standards Advisory
435 Council by the Governor; amending ss. 311.12, 311.123, and
436 397.331, F.S.; conforming provisions to changes made by
437 the act; repealing s. 397.332, F.S., relating to creation
438 of the Office of Drug Control; amending s. 397.333, F.S.;
439 placing the Statewide Drug Policy Advisory Council within
440 the Department of Health; revising the membership of the
441 council; directing the Department of Health to provide
442 staff support for the advisory council; amending s.
443 943.031, F.S.; naming the Policy Coordinator of the Public
444 Safety Unit of the Governor's Office of Planning and
445 Budgeting, or a designee, as a member of the Florida
446 Violent Crime and Drug Control Council and the Drug
447 Control Strategy and Criminal Gang Committee within the
448 council; conforming provisions to changes made by the act;
449 amending s. 943.042, F.S.; conforming provisions to
450 changes made by the act; providing an effective date.

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