



412246

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/07/2018	.	
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The Committee on Military and Veterans Affairs, Space, and Domestic Security (Montford) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause and insert:

Section 1. Paragraphs (a) and (i) of subsection (2) of section 252.35, Florida Statutes, are amended, present paragraph (y) of that subsection is redesignated as paragraph (z), and a new paragraph (y) is added to that subsection, to read:

252.35 Emergency management powers; Division of Emergency Management.—



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11 (2) The division is responsible for carrying out the  
12 provisions of ss. 252.31-252.90. In performing its duties, the  
13 division shall:

14 (a) Prepare a state comprehensive emergency management  
15 plan, which shall be integrated into and coordinated with the  
16 emergency management plans and programs of the Federal  
17 Government. The division must adopt the plan as a rule in  
18 accordance with chapter 120. The plan shall be implemented by a  
19 continuous, integrated comprehensive emergency management  
20 program. The plan must contain provisions to ensure that the  
21 state is prepared for emergencies and minor, major, and  
22 catastrophic disasters, and the division shall work closely with  
23 local governments and agencies and organizations with emergency  
24 management responsibilities in preparing and maintaining the  
25 plan. The state comprehensive emergency management plan shall be  
26 operations oriented and:

27 1. Include an evacuation component that includes specific  
28 regional and interregional planning provisions and promotes  
29 intergovernmental coordination of evacuation activities. This  
30 component must, at a minimum: contain guidelines for lifting  
31 tolls on state highways; ensure coordination pertaining to  
32 evacuees crossing county lines; set forth procedures for  
33 directing people caught on evacuation routes to safe shelter;  
34 establish strategies for ensuring sufficient, reasonably priced  
35 fueling locations along evacuation routes; and establish  
36 policies and strategies for emergency medical evacuations.

37 2. Include a shelter component that includes specific  
38 regional and interregional planning provisions and promotes  
39 coordination of shelter activities between the public, private,



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40 and nonprofit sectors. This component must, at a minimum:  
41 contain strategies to ensure the availability of adequate public  
42 shelter space in each region of the state; establish strategies  
43 for refuge-of-last-resort programs; provide strategies to assist  
44 local emergency management efforts to ensure that adequate  
45 staffing plans exist for all shelters, including medical and  
46 security personnel; provide for a postdisaster communications  
47 system for public shelters; establish model shelter guidelines  
48 for operations, registration, inventory, power generation  
49 capability, information management, and staffing; and set forth  
50 policy guidance for sheltering people with special needs or  
51 mental illness and individuals experiencing homelessness.

52 3. Include a postdisaster response and recovery component  
53 that includes specific regional and interregional planning  
54 provisions and promotes intergovernmental coordination of  
55 postdisaster response and recovery activities. This component  
56 must provide for postdisaster response and recovery strategies  
57 according to whether a disaster is minor, major, or  
58 catastrophic. The postdisaster response and recovery component  
59 must, at a minimum: establish the structure of the state's  
60 postdisaster response and recovery organization; establish  
61 procedures for activating the state's plan; set forth policies  
62 used to guide postdisaster response and recovery activities;  
63 describe the chain of command during the postdisaster response  
64 and recovery period; describe initial and continuous  
65 postdisaster response and recovery actions; identify the roles  
66 and responsibilities of each involved agency and organization;  
67 provide for a comprehensive communications plan; establish  
68 procedures for monitoring mutual aid agreements; provide for



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69 rapid impact assessment teams; ensure the availability of an  
70 effective statewide urban search and rescue program coordinated  
71 with the fire services; ensure the existence of a comprehensive  
72 statewide medical care and relief plan administered by the  
73 Department of Health; and establish systems for coordinating  
74 volunteers and accepting and distributing donated funds and  
75 goods.

76 4. Include additional provisions addressing aspects of  
77 preparedness, response, recovery, and mitigation as determined  
78 necessary by the division.

79 5. Address the need for coordinated and expeditious  
80 deployment of state resources, including the Florida National  
81 Guard. In the case of an imminent major disaster, procedures  
82 should address predeployment of the Florida National Guard, and,  
83 in the case of an imminent catastrophic disaster, procedures  
84 should address predeployment of the Florida National Guard and  
85 the United States Armed Forces.

86 6. Establish a system of communications and warning to  
87 ensure that the state's population and emergency management  
88 agencies are warned of developing emergency situations and can  
89 communicate emergency response decisions.

90 7. Establish guidelines and schedules for annual exercises  
91 that evaluate the ability of the state and its political  
92 subdivisions to respond to minor, major, and catastrophic  
93 disasters and support local emergency management agencies. Such  
94 exercises shall be coordinated with local governments and, to  
95 the extent possible, the Federal Government.

96 8. Assign lead and support responsibilities to state  
97 agencies and personnel for emergency support functions and other



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98 support activities.

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100 The complete state comprehensive emergency management plan shall  
101 be submitted to the President of the Senate, the Speaker of the  
102 House of Representatives, and the Governor on February 1 of  
103 every even-numbered year.

104 (i) Institute statewide public awareness programs. This  
105 shall include an intensive public educational campaign on  
106 emergency preparedness issues, including, but not limited to,  
107 the personal responsibility of individual citizens to be self-  
108 sufficient for up to 72 hours following a natural or manmade  
109 disaster. The public educational campaign shall include relevant  
110 information on statewide disaster plans, evacuation routes, fuel  
111 suppliers, and shelters. Information on shelters must address  
112 the different types of shelters available, such as special needs  
113 shelters and shelters that accept individuals with service  
114 animals or pets. All educational materials must be available in  
115 alternative formats and mediums to ensure that they are  
116 available to persons with disabilities.

117 (y) Deploy public or private resources to provide guidance  
118 regarding procedures and required documentation to any entity  
119 entitled to receive reimbursements for disaster-related  
120 expenditures from the Federal Emergency Management Agency in  
121 order to ensure that such entities receive the maximum allowable  
122 reimbursements.

123 Section 2. Section 252.3551, Florida Statutes, is created  
124 to read:

125 252.3551 Registry for homeless shelters and service  
126 providers.—The division, in coordination with each local



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127 emergency management agency in the state, shall establish and  
128 maintain a registry with each homeless shelter and homeless  
129 service provider in the state. The purpose of the registry is to  
130 help determine the number of individuals experiencing  
131 homelessness who may need assistance or shelter during an  
132 evacuation.

133 Section 3. Section 252.3568, Florida Statutes, is amended  
134 to read:

135 252.3568 Emergency sheltering of persons with service  
136 animals or pets.—

137 (1) In accordance with s. 252.35, the division shall  
138 address strategies for the evacuation and sheltering of persons  
139 with service animals or pets in the shelter component of the  
140 state comprehensive emergency management plan and shall include  
141 the requirement for similar strategies in its standards and  
142 requirements for local comprehensive emergency management plans.  
143 The Department of Agriculture and Consumer Services shall assist  
144 the division in determining strategies regarding this activity.

145 (2) The division shall publish information on its website  
146 regarding policies governing the acceptance of service animals  
147 or pets at shelters.

148 Section 4. Paragraph (d) of subsection (1) of section  
149 252.38, Florida Statutes, is amended to read:

150 252.38 Emergency management powers of political  
151 subdivisions.—Safeguarding the life and property of its citizens  
152 is an innate responsibility of the governing body of each  
153 political subdivision of the state.

154 (1) COUNTIES.—

155 (d) During a declared state or local emergency and upon the



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156 request of the director of a local emergency management agency,  
157 the district school board or school boards, Florida College  
158 System institutions, and state universities in the affected area  
159 shall participate in emergency management by providing  
160 facilities and necessary personnel to staff such facilities.  
161 Each school board, Florida College System institution, and state  
162 university providing transportation assistance in an emergency  
163 evacuation shall coordinate the use of its vehicles and  
164 personnel with the local emergency management agency.

165 Section 5. Paragraph (a) of subsection (2) and paragraph  
166 (a) of subsection (4) of section 252.385, Florida Statutes, are  
167 amended to read:

168 252.385 Public shelter space.—

169 (2) (a) The division shall administer a program to survey  
170 existing schools, state universities, Florida College System  
171 institutions ~~community colleges~~, and other state-owned,  
172 municipally owned, and county-owned public buildings and any  
173 private facility that the owner, in writing, agrees to provide  
174 for use as a public hurricane evacuation shelter to identify  
175 those that are appropriately designed and located to serve as  
176 such shelters. The owners of the facilities must be given the  
177 opportunity to participate in the surveys. The state university  
178 boards of trustees, district school boards, Florida College  
179 System institution ~~community college~~ boards of trustees, and ~~the~~  
180 Department of Education are responsible for coordinating and  
181 implementing the survey of public schools, state universities,  
182 and Florida College System institutions ~~community colleges~~ with  
183 the division or the local emergency management agency.

184 (4) (a) Public facilities, including schools, postsecondary



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185 education facilities, and other facilities owned or leased by  
186 the state or local governments, but excluding hospitals, hospice  
187 care facilities, assisted living facilities, and nursing homes,  
188 which are suitable for use as public hurricane evacuation  
189 shelters shall be made available at the request of the local  
190 emergency management agencies. The local emergency management  
191 agency shall coordinate with these entities to ensure that  
192 designated facilities are ready to activate prior to a specific  
193 hurricane or disaster. Such agencies shall coordinate with the  
194 appropriate school board, state university, Florida College  
195 System institution ~~community college~~, state agency, or local  
196 governing board when requesting the use of such facilities as  
197 public hurricane evacuation shelters.

198 Section 6. This act shall take effect upon becoming a law.

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

201 And the title is amended as follows:

202 Delete everything before the enacting clause  
203 and insert:

204 A bill to be entitled

205 An act relating to disaster response and preparedness;  
206 amending s. 252.35, F.S.; modifying requirements for  
207 the state comprehensive emergency management plan and  
208 statewide public awareness programs administered by  
209 the Division of Emergency Management; requiring the  
210 division to deploy resources to provide certain  
211 guidance to entities to ensure the receipt of maximum  
212 allowable reimbursements from the Federal Government  
213 for disaster-related expenditures; creating s.





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214 252.3551, F.S.; requiring the division to establish  
215 and maintain a registry with homeless shelters and  
216 service providers for specified purposes; amending s.  
217 252.3568, F.S.; revising requirements for the  
218 development of strategies regarding the sheltering of  
219 persons with service animals; requiring the division  
220 to publish information on its website regarding  
221 policies on the acceptance of service animals or pets  
222 at shelters; amending s. 252.38, F.S.; requiring that,  
223 upon the request of the director of a local emergency  
224 management agency, Florida College System institutions  
225 and state universities participate in emergency  
226 management activities through the provision of  
227 facilities and personnel; requiring Florida College  
228 System institutions and state universities that  
229 provide transportation assistance in an emergency  
230 evacuation to coordinate the use of vehicles and  
231 personnel with local emergency management agencies;  
232 amending s. 252.385, F.S.; updating references to  
233 community colleges; providing an effective date.