

Amendment No.

CHAMBER ACTION

Senate

House

.

Representative Leek offered the following:

Amendment (with directory and title amendments)

Remove lines 707-1406 and insert:
of Emergency Management's website.

(6)~~(5)~~ In addition to any other powers conferred upon the Governor by law, she or he may:

(c) Transfer the direction, personnel, or functions of state departments and agencies or units thereof for the purpose of performing or facilitating emergency services. The transfer of the direction, personnel, or functions of state departments and agencies must be reported monthly on a cumulative basis to the President of the Senate and the Speaker of the House of

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14 Representatives.

15 (12) During a declared state of emergency, the Governor,
16 the Lieutenant Governor, the Surgeon General, the Director of
17 the Division of Emergency Management, the President of the
18 Senate, and the Speaker of the House of Representatives may
19 disseminate public service announcements concerning the
20 emergency and the provisions of ss. 112.3148 and 112.3215 do not
21 apply.

22 Section 9. Section 252.3611, Florida Statutes, is created
23 to read:

24 252.3611 Transparency; audits.-

25 (1) Each order, proclamation, or rule issued by the
26 Governor, the division, or any agency must specify the statute
27 or rule being amended or waived, if applicable, and the
28 expiration date for the order, proclamation, or rule.

29 (2) When the duration of an emergency exceeds 90 days:

30 (a) Within 72 hours of executing a contract executed with
31 moneys authorized for expenditure to support the response to the
32 declared state of emergency, the Executive Office of the
33 Governor or the appropriate agency shall submit a copy of such
34 contract to the Legislature. For contracts executed during the
35 first 90 days of the emergency, the Executive Office of the
36 Governor or the appropriate agency shall submit a copy to the
37 Legislature within the first 120 days of the declared emergency.

38 (b) The Executive Office of the Governor or the

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39 appropriate agency shall submit monthly reports to the
40 Legislature of all state expenditures, revenues received, and
41 funds transferred by an agency during the previous month to
42 support the declared state of emergency.

43 (3) Once an emergency exceeds 1 year, the Auditor General
44 shall conduct a financial audit of all associated expenditures
45 and a compliance audit of all associated contracts entered into
46 during the declared emergency. The Auditor General must update
47 the audit annually until the emergency is declared to be ended.

48 (4) Following the expiration or termination of a state of
49 emergency, the Auditor General shall conduct a financial audit
50 of all associated expenditures and a compliance audit of all
51 associated contracts entered into during the state of emergency.

52 Section 10. Subsection (3) of section 252.365, Florida
53 Statutes, is amended to read:

54 252.365 Emergency coordination officers; disaster-
55 preparedness plans.—

56 (3) Emergency coordination officers shall ensure ~~These~~
57 ~~individuals shall be responsible for ensuring~~ that each state
58 agency and facility, such as a prison, office building, or
59 university, has a disaster preparedness plan that is coordinated
60 with the applicable local emergency-management agency and
61 approved by the division.

62 (a) The disaster-preparedness plan must outline a
63 comprehensive and effective program to ensure continuity of

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64 essential state functions under all circumstances, including,
65 but not limited to, a pandemic or other public health emergency.
66 The plan must identify a baseline of preparedness for a full
67 range of potential emergencies to establish a viable capability
68 to perform essential functions during any emergency or other
69 situation that disrupts normal operations. This baseline must
70 consider and include preparedness for rapid and large-scale
71 increases in the public's need to access government services
72 through technology or other means during an emergency,
73 including, but not limited to, a public health emergency.

74 (b) The plan must include, at a minimum, the following
75 elements: identification of essential functions, programs, and
76 personnel; procedures to implement the plan and personnel
77 notification and accountability; delegations of authority and
78 lines of succession; identification of alternative facilities
79 and related infrastructure, including those for communications;
80 identification and protection of vital records and databases;
81 provisions regarding the availability of, and distribution plans
82 for, personal protective equipment; and schedules and procedures
83 for periodic tests, training, and exercises.

84 (c) The division shall develop and distribute guidelines
85 for developing and implementing the plan. By December 31, 2022,
86 each agency must update its plan to include provisions related
87 to preparation for pandemics and other public health emergencies
88 consistent with the plan developed pursuant to s. 381.00315.

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89 Each agency plan must be updated as needed to remain consistent
90 with the state public health emergency management plan.

91 Section 11. Subsections (7) and (8) are added to section
92 252.37, Florida Statutes, and subsection (2) of that section is
93 amended, contingent upon SB 1892 or similar legislation creating
94 the Emergency Preparedness and Response Fund taking effect, to
95 read:

96 252.37 Financing.—

97 (2) (a) It is the legislative intent that the first
98 recourse be made to funds specifically ~~regularly~~ appropriated to
99 state and local agencies for disaster relief or response.

100 (b) If the Governor finds that the demands placed upon
101 these funds in coping with a particular disaster declared by the
102 Governor as a state of emergency are unreasonably great, she or
103 he may make funds available by transferring and expending moneys
104 ~~appropriated for other purposes,~~ from the Emergency Preparedness
105 and Response Fund.

106 (c) If additional funds are needed, the Governor may make
107 funds available by transferring and expending moneys out of any
108 unappropriated surplus funds, or from the Budget Stabilization
109 Fund if the transfers and expenditures are directly related to
110 the declared disaster or emergency. Notice of such action, as
111 provided in s. 216.177, must be delivered at least 7 days before
112 the effective date of the action, unless a shorter period is
113 agreed to in writing by the President of the Senate and the

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114 Speaker of the House of Representatives. If the President of the
115 Senate and the Speaker of the House of Representatives timely
116 advise in writing that the parties object to the transfer, the
117 Governor must void such action.

118 (d) Following the expiration or termination of the state
119 of emergency, the Governor may transfer moneys with a budget
120 amendment, subject to approval by the Legislative Budget
121 Commission, to satisfy the budget authority granted for such
122 emergency. The transfers and expenditures supporting the
123 amendment must be directly related to the declared disaster or
124 emergency.

125 (7) An agency or political subdivision shall submit in
126 advance a detailed spending plan for any grants, gifts, loans,
127 funds, payments, services, equipment, supplies, or materials in
128 aid of or for the purposes of emergency prevention, recovery,
129 mitigation, preparedness, and management, other than emergency
130 response, received under this section to the President of the
131 Senate, the Speaker of the House of Representatives, and the
132 chairs of the legislative appropriations committees. This
133 paragraph does not apply to the receipt of any funds from an
134 agency, department, or other affiliated entity of the Federal
135 Government as part of an expedited project worksheet in
136 anticipation of emergency response expenditures. If an emergency
137 situation precludes the timely advanced submission of a detailed
138 spending plan, the plan must be submitted as soon as

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139 practicable, but not later than 30 days after initiation of any
140 expenditures, and be resubmitted every 30 days as long as the
141 emergency continues and funds continue to be disbursed.

142 (8) For emergency response activities, including an
143 emergency response that includes emergency protective measures
144 or debris removal, the agency or political subdivision is not
145 required to provide a detailed spending plan in advance of
146 expenditures, but must provide notice to the President of the
147 Senate, the Speaker of the House of Representatives, and the
148 chairs of the legislative appropriations committees of all
149 expenditures in aggregate categories incurred in the emergency
150 response no later than 30 days after the expenditure is
151 incurred, and a copy of any project worksheet submitted to the
152 Federal Emergency Management Agency must be submitted to the
153 same parties no later than 7 days after it is submitted to the
154 Federal Emergency Management Agency.

155 Section 12. Subsection (4) is added to section 252.38,
156 Florida Statutes, to read:

157 252.38 Emergency management powers of political
158 subdivisions.—Safeguarding the life and property of its citizens
159 is an innate responsibility of the governing body of each
160 political subdivision of the state.

161 (4) EXPIRATION AND EXTENSION OF EMERGENCY ORDERS.—

162 (a) As used in this subsection, the term "emergency order"
163 means an order or ordinance issued or enacted by a political

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164 subdivision in response to an emergency pursuant to this chapter
165 or chapter 381 that limits the rights or liberties of
166 individuals or businesses within the political subdivision. The
167 term does not apply to orders issued in response to hurricanes
168 or other weather-related emergencies.

169 (b) It is the intent of the Legislature to minimize the
170 negative effects of an emergency order issued by a political
171 subdivision. Notwithstanding any other law, an emergency order
172 issued by a political subdivision must be narrowly tailored to
173 serve a compelling public health or safety purpose. Any such
174 emergency order must be limited in duration, applicability, and
175 scope in order to reduce any infringement on individual rights
176 or liberties to the greatest extent possible.

177 (c) An emergency order automatically expires 7 days after
178 issuance but may be extended by a majority vote of the governing
179 body of the political subdivision, as necessary, in 7-day
180 increments for a total duration of not more than 42 days.

181 (d) The Governor may, at any time, invalidate an emergency
182 order issued by a political subdivision if the Governor
183 determines that such order unnecessarily restricts individual
184 rights or liberties.

185 (e) Upon the expiration of an emergency order, a political
186 subdivision may not issue a substantially similar order.

187 Section 13. Subsections (1), (2), and (3) of section
188 252.385, Florida Statutes, are amended to read:

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189 252.385 Public shelter space.—

190 (1) It is the intent of the Legislature that this state
191 not have a deficit of safe public hurricane evacuation shelter
192 space in any region of the state ~~by 1998 and thereafter.~~

193 (2) (a) The division shall administer a program to survey
194 existing schools, universities, community colleges, and other
195 state-owned, municipally owned, and county-owned public
196 buildings and any private facility that the owner, in writing,
197 agrees to provide for use as a public hurricane evacuation
198 shelter to identify those that are appropriately designed and
199 located to serve as such shelters. The owners of the facilities
200 must be given the opportunity to participate in the surveys. The
201 state university boards of trustees, district school boards,
202 community college boards of trustees, and the Department of
203 Education are responsible for coordinating and implementing the
204 survey of public schools, universities, and community colleges
205 with the division or the local emergency management agency.

206 (b) By January 31 of each even-numbered year, the division
207 shall prepare and submit a statewide emergency shelter plan to
208 the Governor and Cabinet for approval, subject to the
209 requirements for approval in s. 1013.37(2). The emergency
210 shelter plan must project, for each of the next 5 years, the
211 hurricane shelter needs of the state, including periods of time
212 during which a concurrent public health emergency may
213 necessitate more space for each individual to accommodate

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214 physical distancing. In addition to information on the general
215 shelter needs throughout this state, the plan must ~~shall~~
216 identify the general location and square footage of special
217 needs shelters, by regional planning council region, ~~during the~~
218 ~~next 5 years~~. The plan must ~~shall~~ also include information on
219 the availability of shelters that accept pets. The Department of
220 Health shall assist the division in determining the estimated
221 need for special needs shelter space and the adequacy of
222 facilities to meet the needs of persons with special needs based
223 on information from the registries of persons with special needs
224 and other information.

225 (3) The division shall annually provide to the President
226 of the Senate, the Speaker of the House of Representatives, and
227 the Governor a list of facilities recommended to be retrofitted
228 using state funds. State funds should be maximized and targeted
229 to regional planning council regions with hurricane evacuation
230 shelter deficits. ~~Retrofitting facilities in regions with public~~
231 ~~hurricane evacuation shelter deficits shall be given first~~
232 ~~priority and should be completed by 2003. All recommended~~
233 ~~facilities should be retrofitted by 2008.~~ The owner or lessee of
234 a public hurricane evacuation shelter that is included on the
235 list of facilities recommended for retrofitting is not required
236 to perform any recommended improvements.

237 Section 14. Subsection (1) of section 252.44, Florida
238 Statutes, is amended to read:

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239 252.44 Emergency mitigation.—

240 (1) In addition to prevention measures included in the
241 state and local comprehensive emergency management plans, the
242 Governor shall consider on a continuing basis steps that could
243 be taken to mitigate the harmful consequences of emergencies. At
244 the Governor's direction and pursuant to any other authority and
245 competence they have, state agencies, including, but not limited
246 to, those charged with responsibilities in connection with
247 protecting and maintaining the public health, flood plain
248 management, stream encroachment and flow regulation, weather
249 modification, fire prevention and control, air quality, public
250 works, land use and land use planning, and construction
251 standards, shall make studies of emergency-mitigation-related
252 matters. The Governor, from time to time, shall make such
253 recommendations to the Legislature, local governments, and other
254 appropriate public and private entities as may facilitate
255 measures for mitigation of the harmful consequences of
256 emergencies.

257 Section 15. Present subsection (3) of section 252.46,
258 Florida Statutes, is redesignated as subsection (5), a new
259 subsection (3) and subsection (4) are added to that section, and
260 subsection (2) of that section is amended, to read:

261 252.46 Orders and rules.—

262 (2) All orders and rules adopted by the division or any
263 political subdivision or other agency authorized by ss. 252.31-

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264 252.90 to make orders and rules have full force and effect of
265 law after adoption in accordance with ~~the provisions of~~ chapter
266 120 in the event of issuance by the division or any state agency
267 or, if adopted ~~promulgated~~ by a political subdivision of the
268 state or agency thereof, when filed in the office of the clerk
269 or recorder of the political subdivision or agency adopting
270 ~~promulgating~~ the same. Failure of a political subdivision to
271 file any such order or rule with the office of the clerk or
272 recorder within 3 days after issuance voids the order or rule.
273 All existing laws, ordinances, and rules inconsistent with ~~the~~
274 ~~provisions of~~ ss. 252.31-252.90, or any order or rule issued
275 under the authority of ss. 252.31-252.90, must ~~shall~~ be
276 suspended during the period of time and to the extent that such
277 conflict exists.

278 (3) Emergency ordinances, declarations, and orders adopted
279 by a political subdivision under the authority of ss. 252.31-
280 252.90, including those enacted by a municipality pursuant to s.
281 166.041(3)(b), must be available on a dedicated webpage
282 accessible through a conspicuous link on the political
283 subdivision's homepage. The dedicated webpage must identify the
284 emergency ordinances, declarations, and orders currently in
285 effect. Each political subdivision adopting emergency
286 ordinances, declarations, or orders must provide the division
287 with the link to the political subdivision's dedicated webpage.
288 The division must include these links in an easily identifiable

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289 format on its website.

290 (4) An order issued by a political subdivision pursuant to
291 this section which imposes a curfew restricting the travel or
292 movement of persons during designated times must nonetheless
293 allow persons to travel during the curfew to their places of
294 employment to report for work and to return to their residences
295 after their work has concluded.

296 Section 16. Paragraph (a) of subsection (2) of section
297 377.703, Florida Statutes, is amended to read:

298 377.703 Additional functions of the Department of
299 Agriculture and Consumer Services.—

300 (2) DUTIES.—The department shall perform the following
301 functions, unless as otherwise provided, consistent with the
302 development of a state energy policy:

303 (a) The Division of Emergency Management is responsible
304 for the development of an energy emergency contingency plan to
305 respond to serious shortages of primary and secondary energy
306 sources. Upon a finding by the Governor, implementation of any
307 emergency program shall be upon order of the Governor that a
308 particular kind or type of fuel is, or that the occurrence of an
309 event which is reasonably expected within 30 days will make the
310 fuel, in short supply. The Division of Emergency Management
311 shall then respond by instituting the appropriate measures of
312 the contingency plan to meet the given emergency or energy
313 shortage. The Governor may utilize the provisions of s.

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314 252.36(6) ~~s. 252.36(5)~~ to carry out any emergency actions
315 required by a serious shortage of energy sources.

316 Section 17. Paragraph (c) of subsection (1) and subsection
317 (2) of section 381.00315, Florida Statutes, are amended to read:

318 381.00315 Public health advisories; public health
319 emergencies; isolation and quarantines.—The State Health Officer
320 is responsible for declaring public health emergencies, issuing
321 public health advisories, and ordering isolation or quarantines.

322 (1) As used in this section, the term:

323 (c) "Public health emergency" means any occurrence, or
324 threat thereof, whether natural or manmade, which results or may
325 result in substantial injury or harm to the public health from
326 infectious disease, chemical agents, nuclear agents, biological
327 toxins, or situations involving mass casualties or natural
328 disasters.

329 (2) (a) The department shall prepare and maintain a state
330 public health emergency management plan to serve as a
331 comprehensive guide to public health emergency response in this
332 state. The department shall develop the plan in collaboration
333 with the Division of Emergency Management, other executive
334 agencies with functions relevant to public health emergencies,
335 district medical examiners, and national and state public health
336 experts and ensure that it integrates and coordinates with the
337 public health emergency management plans and programs of the
338 Federal Government. The plan must address each element of public

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339 health emergency planning and incorporate public health and
340 epidemiological best practices to ensure that the state is
341 prepared for every foreseeable public health emergency. The plan
342 must include an assessment of state and local public health
343 infrastructure, including information systems, physical plant,
344 commodities, and human resources, and an analysis of the
345 infrastructure necessary to achieve the level of readiness
346 proposed by the plan for short-term and long-term public
347 emergencies. Beginning July 1, 2022, the department shall submit
348 the plan to the Division of Emergency Management for inclusion
349 in the state comprehensive emergency management plan pursuant to
350 s. 252.35. The department shall review the plan after the
351 declared end of each public health emergency, and, in any event,
352 at least every 5 years, and update its terms as necessary to
353 ensure continuous planning.

354 (b) Before declaring a public health emergency, the State
355 Health Officer shall, to the extent possible, consult with the
356 Governor and shall notify the Chief of Domestic Security. The
357 declaration of a public health emergency shall continue until
358 the State Health Officer finds that the threat or danger has
359 been dealt with to the extent that the emergency conditions no
360 longer exist and he or she terminates the declaration. However,
361 a declaration of a public health emergency may not continue for
362 longer than 60 days unless the Governor concurs in the renewal
363 of the declaration.

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364 (c) The State Health Officer, upon declaration of a public
365 health emergency, shall establish by order the method and
366 procedure for identifying and reporting cases and deaths
367 involving the infectious disease or other occurrence identified
368 as the basis for the declared public health emergency. The
369 method and procedure must be consistent with any standards
370 developed by the Federal Government specific to the declared
371 emergency or, if federal standards do not exist, must be
372 consistent with public health best practices as identified by
373 the State Health Officer. During the pendency of a public health
374 emergency, the department is the sole entity responsible for the
375 collection and official reporting and publication of cases and
376 deaths. The State Health Officer, by order or emergency rule,
377 may ensure necessary assistance from licensed health care
378 providers in carrying out this function and may request the
379 assistance of district medical examiners in performing this
380 function.

381 (d) The State Health Officer, upon declaration of a public
382 health emergency, may take actions that are necessary to protect
383 the public health. Such actions include, but are not limited to:

384 1. Directing manufacturers of prescription drugs or over-
385 the-counter drugs who are permitted under chapter 499 and
386 wholesalers of prescription drugs located in this state who are
387 permitted under chapter 499 to give priority to the shipping of
388 specified drugs to pharmacies and health care providers within

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389 geographic areas ~~that have been~~ identified by the State Health
390 Officer. The State Health Officer must identify the drugs to be
391 shipped. Manufacturers and wholesalers located in the state must
392 respond to the State Health Officer's priority shipping
393 directive before shipping the specified drugs.

394 2. Notwithstanding chapters 465 and 499 and rules adopted
395 thereunder, directing pharmacists employed by the department to
396 compound bulk prescription drugs and provide these bulk
397 prescription drugs to physicians and nurses of county health
398 departments or any qualified person authorized by the State
399 Health Officer for administration to persons as part of a
400 prophylactic or treatment regimen.

401 3. Notwithstanding s. 456.036, temporarily reactivating
402 the inactive license of the following health care practitioners,
403 when such practitioners are needed to respond to the public
404 health emergency: physicians licensed under chapter 458 or
405 chapter 459; physician assistants licensed under chapter 458 or
406 chapter 459; licensed practical nurses, registered nurses, and
407 advanced practice registered nurses licensed under part I of
408 chapter 464; respiratory therapists licensed under part V of
409 chapter 468; and emergency medical technicians and paramedics
410 certified under part III of chapter 401. Only those health care
411 practitioners specified in this paragraph who possess an
412 unencumbered inactive license and who request that such license
413 be reactivated are eligible for reactivation. An inactive

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414 license that is reactivated under this paragraph shall return to
415 inactive status when the public health emergency ends or before
416 the end of the public health emergency if the State Health
417 Officer determines that the health care practitioner is no
418 longer needed to provide services during the public health
419 emergency. Such licenses may only be reactivated for a period
420 not to exceed 90 days without meeting the requirements of s.
421 456.036 or chapter 401, as applicable.

422 4. Ordering an individual to be examined, tested,
423 vaccinated, treated, isolated, or quarantined for communicable
424 diseases that have significant morbidity or mortality and
425 present a severe danger to public health. Individuals who are
426 unable or unwilling to be examined, tested, vaccinated, or
427 treated for reasons of health, religion, or conscience may be
428 subjected to isolation or quarantine.

429 a. Examination, testing, vaccination, or treatment may be
430 performed by any qualified person authorized by the State Health
431 Officer.

432 b. If the individual poses a danger to the public health,
433 the State Health Officer may subject the individual to isolation
434 or quarantine. If there is no practical method to isolate or
435 quarantine the individual, the State Health Officer may use any
436 means necessary to vaccinate or treat the individual.

437 c. Any order of the State Health Officer given to
438 effectuate this paragraph is ~~shall be~~ immediately enforceable by

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439 a law enforcement officer under s. 381.0012.

440 (e)+2 Individuals who assist the State Health Officer at
441 his or her request on a volunteer basis during a public health
442 emergency are entitled to the benefits specified in s.
443 110.504(2), (3), (4), and (5).

444 Section 18. Section 381.00316, Florida Statutes, is
445 created to read:

446 381.00316 COVID-19 vaccine documentation.-

447 (1) A business entity, as defined in s. 768.38 to include
448 any business operating in this state, may not require patrons or
449 customers to provide any documentation certifying COVID-19
450 vaccination or post-infection recovery to gain access to, entry
451 upon, or service from the business operations in this state.
452 This subsection does not otherwise restrict businesses from
453 instituting screening protocols consistent with authoritative or
454 controlling government-issued guidance to protect public health.

455 (2) A governmental entity as defined in s. 768.38 may not
456 require persons to provide any documentation certifying COVID-19
457 vaccination or post-infection recovery to gain access to, entry
458 upon, or service from the governmental entity's operations in
459 this state. This subsection does not otherwise restrict
460 governmental entities from instituting screening protocols
461 consistent with authoritative or controlling government-issued
462 guidance to protect public health.

463 (3) An educational institution as defined in s. 768.38 may

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464 not require students or residents to provide any documentation
465 certifying COVID-19 vaccination or post-infection recovery for
466 attendance or enrollment, or to gain access to, entry upon, or
467 service from such educational institution in this state. This
468 subsection does not otherwise restrict educational institutions
469 from instituting screening protocols consistent with
470 authoritative or controlling government-issued guidance to
471 protect public health.

472 (4) The department may impose a fine not to exceed \$5,000
473 per violation.

474 (5) This section does not apply to a health care provider
475 as defined in s. 768.38; a service provider licensed or
476 certified under s. 393.17, part III of chapter 401, or part IV
477 of chapter 468; or a provider with an active health care clinic
478 exemption under s. 400.9935.

479 (6) The department may adopt rules pursuant to ss. 120.536
480 and 120.54 to implement this section.

481 Section 19. Subsection (1) of section 406.11, Florida
482 Statutes, is amended, and paragraph (c) is added to subsection
483 (2) of that section, to read:

484 406.11 Examinations, investigations, and autopsies.—

485 (1) In any of the following circumstances involving the
486 death of a human being, the medical examiner of the district in
487 which the death occurred or the body was found shall determine
488 the cause of death and certify the death and shall, for that

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489 purpose, make or perform ~~have performed~~ such examinations,
490 investigations, and autopsies as he or she deems ~~shall deem~~
491 necessary or as ~~shall be~~ requested by the state attorney:

492 (a) When any person dies in this ~~the~~ state:

- 493 1. Of criminal violence.
- 494 2. By accident.
- 495 3. By suicide.
- 496 4. Suddenly, when in apparent good health.
- 497 5. Unattended by a practicing physician or other
498 recognized practitioner.
- 499 6. In any prison or penal institution.
- 500 7. In police custody.
- 501 8. In any suspicious or unusual circumstance.
- 502 9. By criminal abortion.
- 503 10. By poison.
- 504 11. By disease constituting a threat to public health.
- 505 12. By disease, injury, or toxic agent resulting from
506 employment.

507 (b) When a dead body is brought into this ~~the~~ state
508 without proper medical certification.

509 (c) When a body is to be cremated, dissected, or buried at
510 sea.

511 (2)

512 (c) A district medical examiner shall assist the State
513 Health Officer in identifying and reporting deaths upon a

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514 request by the State Health Officer under s. 381.00315.

515 Section 20. Except as otherwise expressly provided in this

516

517 -----

518 **D I R E C T O R Y A M E N D M E N T**

519 Remove line 615 and insert:

520 through (11), respectively, a new subsection (3) and subsection
521 (12) are added to

522

523 -----

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

525 Remove lines 67-176 and insert:

526 index on its website; directing the Governor to report
527 certain department and agency activities to the
528 Legislature during a state of emergency; authorizing
529 public service announcements by the Governor,
530 Lieutenant Governor, Surgeon General, Director of the
531 Division of Emergency Management, President of the
532 Senate, and Speaker of the House of Representatives
533 during a declared state of emergency; creating s.
534 252.3611, F.S.; requiring specified information to be
535 included in orders, proclamations, and rules issued by
536 the Governor, the division, or an agency; directing
537 specified entities to submit specified contracts and
538 reports to the Legislature; directing the Auditor

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539 General to conduct specified financial audits;
540 amending s. 252.365, F.S.; requiring that disaster-
541 preparedness plans of specified agencies address
542 pandemics and other public health emergencies and
543 include certain increases in public access of
544 government services and availability and distribution
545 of personal protective equipment during an emergency;
546 directing agencies to update disaster preparedness
547 plans by a specified date; amending s. 252.37, F.S.;
548 revising legislative intent; authorizing the Governor
549 to transfer and expend moneys from the Emergency
550 Preparedness and Response Fund, surplus funds, or the
551 Budget Stabilization Fund under specified conditions;
552 requiring notice of certain actions within a specified
553 timeframe unless specific conditions exist; requiring
554 the Governor to void such action if the Legislature
555 timely objects to such transfer in writing;
556 authorizing the Governor to transfer additional
557 moneys, subject to approval by the Legislative Budget
558 Commission, if specified conditions exist; requiring
559 an agency or political subdivision to submit in
560 advance a detailed spending plan for certain emergency
561 funds to the Legislature; providing an exception;
562 requiring an agency or political subdivision to submit
563 a certain notice and a project worksheet to the

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564 Legislature under specified conditions within a
565 specified timeframe; amending s. 252.38, F.S.;
566 providing a definition; providing legislative intent;
567 specifying requirements for the purpose and scope of
568 emergency orders; providing for the automatic
569 expiration of emergency orders; authorizing the
570 extension of emergency orders by a majority vote of
571 the governing body for a specified duration;
572 authorizing the Governor to invalidate certain
573 emergency orders; prohibiting the issuance of certain
574 emergency orders; amending s. 252.385, F.S.; requiring
575 the division's hurricane shelter plan to address
576 projected hurricane shelter needs during public health
577 emergencies; amending s. 252.44, F.S.; requiring
578 emergency mitigation planning by state agencies to
579 include agencies with jurisdiction over public health;
580 amending s. 252.46, F.S.; providing that a failure by
581 a political subdivision to file certain orders and
582 rules with specified entities within a specified
583 timeframe voids the issued orders or rules; requiring
584 that certain orders be available on a dedicated
585 webpage; requiring the division to provide links to
586 such webpage on its website in a specified format;
587 requiring that orders issued by a political
588 subdivision which impose a curfew restricting travel

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589 or movement allow persons to travel during the curfew
590 to and from their places of employment; amending s.
591 377.703, F.S.; conforming a cross-reference; amending
592 s. 381.00315, F.S.; revising a definition; directing
593 the Department of Health, in collaboration with
594 specified entities, to develop a specified public
595 health emergency plan; requiring the department to
596 submit the plan to the division; requiring the
597 department to review and update the plan as necessary;
598 directing the State Health Officer to establish
599 methods of reporting certain data; authorizing the
600 State Health Officer to order and request assistance
601 with specified duties; revising the duties of the
602 State Health Officer during a declared public health
603 emergency; creating s. 381.00316, F.S.; prohibiting a
604 business entity from requiring patrons or customers to
605 provide documentation certifying vaccination against
606 or recovery from COVID-19; prohibiting governmental
607 entities from requiring persons to provide
608 documentation certifying vaccination against or
609 recovery from COVID-19; prohibiting educational
610 institutions from requiring students or residents to
611 provide documentation certifying vaccination against
612 or recovery from COVID-19; authorizing specified
613 screening protocols; providing application; providing

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614 noncriminal penalties; authorizing the department to
615 adopt rules; amending s. 406.11, F.S.; requiring
616 district medical examiners to certify deaths and to
617 assist the State Health Officer with certain functions
618 upon request; providing

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