



880726

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/01/2021	.	
	.	
	.	
	.	

The Committee on Appropriations (Burgess) recommended the following:

1 **Senate Substitute for Amendment (723756) (with title**
2 **amendment)**

3
4 Delete everything after the enacting clause
5 and insert:

6 Section 1. Contingent upon SB 1892 or similar legislation
7 creating the Emergency Preparedness and Response Fund taking
8 effect, subsection (8) is added to section 11.90, Florida
9 Statutes, to read:

10 11.90 Legislative Budget Commission.—



880726

11 (8) The commission may convene to transfer unappropriated
12 surplus funds to the Emergency Preparedness and Response Fund.

13 Section 2. Section 252.311, Florida Statutes, is amended to
14 read:

15 252.311 Legislative intent.—

16 (1) The Legislature finds and declares that the state is
17 vulnerable to a wide range of emergencies, including natural,
18 technological, and manmade disasters, all of which threaten the
19 life, health, and safety of its people; damage and destroy
20 property; disrupt services and everyday business and
21 recreational activities; and impede economic growth and
22 development. The Legislature further finds that this
23 vulnerability is exacerbated by the tremendous growth in the
24 state's population, especially the growth in the number of
25 persons residing in coastal areas, in the elderly population, in
26 the number of seasonal vacationers, and in the number of persons
27 with special needs. This growth has greatly complicated the
28 state's ability to coordinate its emergency management resources
29 and activities.

30 (2) It is the intent of the Legislature to reduce the
31 vulnerability of the people and property of this state; to
32 prepare for efficient evacuation and shelter of threatened or
33 affected persons; to provide for the rapid and orderly provision
34 of relief to persons and for the restoration of services and
35 property; to prepare for and efficiently respond to public
36 health emergencies; and to provide for the coordination of
37 activities relating to emergency preparedness, response,
38 recovery, and mitigation among and between agencies and
39 officials of this state, with similar agencies and officials of



40 other states, with local and federal governments, with
41 interstate organizations, and with the private sector.

42 (3) It is further the intent of the Legislature to promote
43 the state's emergency preparedness, response, recovery, and
44 mitigation capabilities through enhanced coordination, long-term
45 planning, and adequate funding. State policy for responding to
46 disasters is to support local emergency response efforts. In the
47 case of a major or catastrophic disaster, however, the needs of
48 residents and communities will likely be greater than local
49 resources. In these situations, the state must be capable of
50 providing effective, coordinated, and timely support to
51 communities and the public. Therefore, the Legislature hereby
52 determines and declares that the provisions of this act fulfill
53 an important state interest.

54 (4) It is further the intent of the Legislature to minimize
55 the negative effects of an extended emergency, such as a
56 pandemic or another public health emergency. The Legislature
57 recognizes that there are significant negative impacts on
58 children and families associated with school closures during a
59 public health emergency such as the COVID-19 pandemic. The
60 Legislature also recognizes the significant negative impacts of
61 such emergencies on the economy due to business closures.

62 (5) It is further the intent of the Legislature that all
63 aspects of emergency preparedness, response, and recovery be
64 made transparent to the public to the greatest extent possible.

65 Section 3. Present subsections (9) and (10) of section
66 252.34, Florida Statutes, are redesignated as subsections (10)
67 and (12), respectively, and new subsections (9) and (11) are
68 added to that section, to read:



880726

69 252.34 Definitions.—As used in this part, the term:
70 (9) "Personal protective equipment" means protective
71 clothing or equipment designed to protect an individual person
72 from injury or the spread of infection.
73 (11) "Public health emergency" means any occurrence, or
74 threat thereof, whether natural or manmade, which results or may
75 result in substantial injury or harm to the public health from
76 infectious disease, chemical agents, nuclear agents, biological
77 toxins, or situations involving mass casualties or natural
78 disasters, declared as a public health emergency as declared by
79 the State Health Officer.
80 Section 4. Subsection (2) of section 252.35, Florida
81 Statutes, is amended to read:
82 252.35 Emergency management powers; Division of Emergency
83 Management.—
84 (2) The division is responsible for carrying out the
85 provisions of ss. 252.31-252.90. In performing its duties, the
86 division shall:
87 (a) Prepare a state comprehensive emergency management
88 plan, which shall be integrated into and coordinated with the
89 emergency management plans and programs of the Federal
90 Government. The division shall ~~must~~ adopt the plan as a rule in
91 accordance with chapter 120. The plan must ~~shall~~ be implemented
92 by a continuous, integrated comprehensive emergency management
93 program. The plan must contain provisions to ensure that the
94 state is prepared for emergencies and minor, major, and
95 catastrophic disasters, and the division shall work closely with
96 local governments and agencies and organizations with emergency
97 management responsibilities in preparing and maintaining the



880726

98 plan. The state comprehensive emergency management plan must
99 ~~shall~~ be operations oriented and:

100 1. Include an evacuation component that includes specific
101 regional and interregional planning provisions and promotes
102 intergovernmental coordination of evacuation activities. This
103 component must, at a minimum: contain guidelines for lifting
104 tolls on state highways; ensure coordination pertaining to
105 evacuees crossing county lines; set forth procedures for
106 directing people caught on evacuation routes to safe shelter;
107 establish strategies for ensuring sufficient, reasonably priced
108 fueling locations along evacuation routes; and establish
109 policies and strategies for emergency medical evacuations.

110 2. Include a shelter component that includes specific
111 regional and interregional planning provisions and promotes
112 coordination of shelter activities between the public, private,
113 and nonprofit sectors. This component must, at a minimum:
114 contain strategies to ensure the availability of adequate public
115 shelter space in each region of the state; establish strategies
116 for refuge-of-last-resort programs; provide strategies to assist
117 local emergency management efforts to ensure that adequate
118 staffing plans exist for all shelters, including medical and
119 security personnel; provide for a postdisaster communications
120 system for public shelters; establish model shelter guidelines
121 for operations, registration, inventory, power generation
122 capability, information management, and staffing; and set forth
123 policy guidance for sheltering people with special needs.

124 3. Include a postdisaster response and recovery component
125 that includes specific regional and interregional planning
126 provisions and promotes intergovernmental coordination of



127 postdisaster response and recovery activities. This component
128 must provide for postdisaster response and recovery strategies
129 according to whether a disaster is minor, major, or
130 catastrophic. The postdisaster response and recovery component
131 must, at a minimum: establish the structure of the state's
132 postdisaster response and recovery organization; establish
133 procedures for activating the state's plan; set forth policies
134 used to guide postdisaster response and recovery activities;
135 describe the chain of command during the postdisaster response
136 and recovery period; describe initial and continuous
137 postdisaster response and recovery actions; identify the roles
138 and responsibilities of each involved agency and organization;
139 provide for a comprehensive communications plan; establish
140 procedures for monitoring mutual aid agreements; provide for
141 rapid impact assessment teams; ensure the availability of an
142 effective statewide urban search and rescue program coordinated
143 with the fire services; ensure the existence of a comprehensive
144 statewide medical care and relief plan administered by the
145 Department of Health; and establish systems for coordinating
146 volunteers and accepting and distributing donated funds and
147 goods.

148 4. Include additional provisions addressing aspects of
149 preparedness, response, recovery, and mitigation as determined
150 necessary by the division.

151 5. Address the need for coordinated and expeditious
152 deployment of state resources, including the Florida National
153 Guard. In the case of an imminent major disaster, procedures
154 should address predeployment of the Florida National Guard, and,
155 in the case of an imminent catastrophic disaster, procedures



156 should address predeployment of the Florida National Guard and
157 the United States Armed Forces.

158 6. Establish a system of communications and warning to
159 ensure that the state's population and emergency management
160 agencies are warned of developing emergency situations,
161 including public health emergencies, and can communicate
162 emergency response decisions.

163 7. Establish guidelines and schedules for annual exercises
164 that evaluate the ability of the state and its political
165 subdivisions to respond to minor, major, and catastrophic
166 disasters and support local emergency management agencies. Such
167 exercises shall be coordinated with local governments and, to
168 the extent possible, the Federal Government.

169 8. Assign lead and support responsibilities to state
170 agencies and personnel for emergency support functions and other
171 support activities.

172 9. Include the public health emergency plan developed by
173 the Department of Health pursuant to s. 381.00315.

174
175 The complete state comprehensive emergency management plan must
176 ~~shall~~ be submitted to the President of the Senate, the Speaker
177 of the House of Representatives, and the Governor on February 1
178 of every even-numbered year.

179 (b) Adopt standards and requirements for county emergency
180 management plans. The standards and requirements must ensure
181 that county plans are coordinated and consistent with the state
182 comprehensive emergency management plan. If a municipality
183 elects to establish an emergency management program, it must
184 adopt a city emergency management plan that complies with all



880726

185 standards and requirements applicable to county emergency
186 management plans.

187 (c) Assist political subdivisions in preparing and
188 maintaining emergency management plans.

189 (d) Review periodically political subdivision emergency
190 management plans for consistency with the state comprehensive
191 emergency management plan and standards and requirements adopted
192 under this section.

193 (e) Cooperate with the President, the heads of the Armed
194 Forces, the various federal emergency management agencies,
195 federal or state health agencies, and the officers and agencies
196 of other states in matters pertaining to emergency management in
197 the state and the nation and incidents thereof and, in
198 connection therewith, take any measures that it deems proper to
199 carry into effect any request of the President and the
200 appropriate federal officers and agencies for any emergency
201 management action, including the direction or control of:

202 1. Emergency management drills, tests, or exercises of
203 whatever nature.

204 2. Warnings and signals for tests and drills, attacks, or
205 other imminent emergencies or threats thereof and the mechanical
206 devices to be used in connection with such warnings and signals.

207 (f) Make recommendations to the Legislature, building code
208 organizations, and political subdivisions for zoning, building,
209 and other land use controls; safety measures for securing mobile
210 homes or other nonpermanent or semipermanent structures; and
211 other preparedness, prevention, and mitigation measures designed
212 to eliminate emergencies or reduce their impact.

213 (g) In accordance with the state comprehensive emergency



880726

214 management plan and program for emergency management, ascertain
215 the requirements of the state and its political subdivisions for
216 equipment and supplies of all kinds in the event of an
217 emergency; plan for and either procure supplies, medicines,
218 materials, and equipment or enter into memoranda of agreement or
219 open purchase orders that will ensure their availability; and
220 use and employ from time to time any of the property, services,
221 and resources within the state in accordance with ss. 252.31-
222 252.90.

223 (h) Anticipate trends and promote innovations that will
224 enhance the emergency management system.

225 (i) Institute statewide public awareness programs,
226 including. ~~This shall include~~ an intensive public educational
227 campaign on emergency preparedness issues. Such programs must
228 include, ~~including~~, but need not be limited to, the personal
229 responsibility of individual residents ~~citizens~~ to be self-
230 sufficient for up to 72 hours following a natural or manmade
231 disaster or a public health emergency. The public educational
232 campaign must ~~shall~~ include relevant information on public
233 health emergency mitigation, statewide disaster plans,
234 evacuation routes, fuel suppliers, and shelters. All educational
235 materials must be available in alternative formats and mediums
236 to ensure that they are available to persons with disabilities.

237 (j) In cooperation with the Department of Education,
238 coordinate with the Agency for Persons with Disabilities to
239 provide an educational outreach program on disaster preparedness
240 and readiness to individuals who have limited English skills and
241 identify persons who are in need of assistance but are not
242 defined under special-needs criteria.



880726

243 (k) Prepare and distribute to appropriate state and local
244 officials catalogs of federal, state, and private assistance
245 programs.

246 (l) Coordinate federal, state, and local emergency
247 management activities and take all other steps, including the
248 partial or full mobilization of emergency management forces and
249 organizations in advance of an actual emergency, to ensure the
250 availability of adequately trained and equipped forces of
251 emergency management personnel before, during, and after
252 emergencies and disasters.

253 (m) Establish a schedule of fees that may be charged by
254 local emergency management agencies for review of emergency
255 management plans on behalf of external agencies and
256 institutions. In establishing such schedule, the division shall
257 consider facility size, review complexity, and other factors.

258 (n) Implement training programs to improve the ability of
259 state and local emergency management personnel to prepare and
260 implement emergency management plans and programs. This shall
261 include a continuous training program for agencies and
262 individuals that will be called on to perform key roles in state
263 and local postdisaster response and recovery efforts and for
264 local government personnel on federal and state postdisaster
265 response and recovery strategies and procedures.

266 (o) Review periodically emergency operating procedures of
267 state agencies and recommend revisions as needed to ensure
268 consistency with the state comprehensive emergency management
269 plan and program.

270 (p) Make such surveys of industries, resources, and
271 facilities within the state, both public and private, as are



880726

272 necessary to carry out the purposes of ss. 252.31-252.90.

273 (q) Prepare, in advance whenever possible, such executive
274 orders, proclamations, and rules for issuance by the Governor as
275 are necessary or appropriate for coping with emergencies and
276 disasters.

277 (r) Cooperate with the Federal Government and any public or
278 private agency or entity in achieving any purpose of ss. 252.31-
279 252.90 and in implementing programs for mitigation, preparation,
280 response, and recovery.

281 (s) Complete an inventory of portable generators owned by
282 the state and local governments which are capable of operating
283 during a major disaster. The inventory must identify, at a
284 minimum, the location of each generator, the number of
285 generators stored at each specific location, the agency to which
286 each generator belongs, the primary use of the generator by the
287 owner agency, and the names, addresses, and telephone numbers of
288 persons having the authority to loan the stored generators as
289 authorized by the division during a declared emergency.

290 (t) Maintain an inventory list of generators owned by the
291 state and local governments. In addition, the division may keep
292 a list of private entities, along with appropriate contact
293 information, which offer generators for sale or lease. The list
294 of private entities shall be available to the public for
295 inspection in written and electronic formats.

296 (u) Acquire and maintain a supply of personal protective
297 equipment owned by the state for use by state agencies and to
298 assist local government and the private sector in meeting safety
299 needs during a declared emergency. The division shall conduct
300 regular inventories of the supply, which must include



880726

301 projections of the need for additional personal protective
302 equipment, as assessed by each governmental agency, to maintain
303 the supply and replace expired items. The division shall
304 maintain and replace the equipment on a standardized schedule
305 that recognizes equipment expiration and obsolescence. This
306 paragraph is subject to appropriation. The initial inventory
307 must be reported by December 31, 2021, to the Governor, the
308 President of the Senate, the Speaker of the House of
309 Representatives, and the Chief Justice of the Supreme Court and,
310 thereafter, the inventory must be reported by each December 31
311 to those officers.

312 (v) Assist political subdivisions with the creation and
313 training of urban search and rescue teams and promote the
314 development and maintenance of a state urban search and rescue
315 program.

316 (w) ~~(w)~~ Delegate, as necessary and appropriate, authority
317 vested in it under ss. 252.31-252.90 and provide for the
318 subdelegation of such authority. The duration of each such
319 delegation or subdelegation during an emergency may not exceed
320 60 days; however a delegation or subdelegation may be renewed
321 during the emergency, as necessary.

322 (x) ~~(w)~~ Report biennially to the President of the Senate,
323 the Speaker of the House of Representatives, the Chief Justice
324 of the Supreme Court, and the Governor, no later than February 1
325 of every odd-numbered year, the status of the emergency
326 management capabilities of the state and its political
327 subdivisions. This report must include the emergency management
328 capabilities related to public health emergencies, as determined
329 in collaboration with the Department of Health.



330 (y)~~(*)~~ In accordance with chapter 120, create, implement,
331 administer, adopt, amend, and rescind rules, programs, and plans
332 needed to carry out ~~the provisions of~~ ss. 252.31-252.90 with due
333 consideration for, and in cooperating with, the plans and
334 programs of the Federal Government. In addition, the division
335 may adopt rules in accordance with chapter 120 to administer and
336 distribute federal financial predisaster and postdisaster
337 assistance for prevention, mitigation, preparedness, response,
338 and recovery.

339 (z)~~(y)~~ Do other things necessary, incidental, or
340 appropriate for the implementation of ss. 252.31-252.90.

341 Section 5. Subsection (2) of section 252.355, Florida
342 Statutes, is amended to read:

343 252.355 Registry of persons with special needs; notice;
344 registration program.—

345 (2) In order to ensure that all persons with special needs
346 may register, the division shall develop and maintain a special
347 needs shelter registration program. During a public health
348 emergency in which physical distancing is necessary, as
349 determined by the State Health Officer, the division must
350 maintain information on special needs shelter options that
351 mitigate the threat of the spread of infectious diseases ~~The~~
352 ~~registration program must be developed by January 1, 2015, and~~
353 ~~fully implemented by March 1, 2015.~~

354 (a) The registration program shall include, at a minimum, a
355 uniform electronic registration form and a database for
356 uploading and storing submitted registration forms that may be
357 accessed by the appropriate local emergency management agency.
358 The link to the registration form shall be easily accessible on



880726

359 each local emergency management agency's website. Upon receipt
360 of a paper registration form, the local emergency management
361 agency shall enter the person's registration information into
362 the database.

363 (b) To assist in identifying persons with special needs,
364 home health agencies, hospices, nurse registries, home medical
365 equipment providers, the Department of Children and Families,
366 the Department of Health, the Agency for Health Care
367 Administration, the Department of Education, the Agency for
368 Persons with Disabilities, the Department of Elderly Affairs,
369 and memory disorder clinics shall, and any physician licensed
370 under chapter 458 or chapter 459 and any pharmacy licensed under
371 chapter 465 may, annually provide registration information to
372 all of their special needs clients or their caregivers. The
373 division shall develop a brochure that provides information
374 regarding special needs shelter registration procedures. The
375 brochure must be easily accessible on the division's website.
376 All appropriate agencies and community-based service providers,
377 including aging and disability resource centers, memory disorder
378 clinics, home health care providers, hospices, nurse registries,
379 and home medical equipment providers, shall, and any physician
380 licensed under chapter 458 or chapter 459 may, assist emergency
381 management agencies by annually registering persons with special
382 needs for special needs shelters, collecting registration
383 information for persons with special needs as part of the
384 program intake process, and establishing programs to educate
385 clients about the registration process and disaster preparedness
386 safety procedures. A client of a state-funded or federally
387 funded service program who has a physical, mental, or cognitive



880726

388 impairment or sensory disability and who needs assistance in
389 evacuating, or when in a shelter, must register as a person with
390 special needs. The registration program shall give persons with
391 special needs the option of preauthorizing emergency response
392 personnel to enter their homes during search and rescue
393 operations if necessary to ensure their safety and welfare
394 following disasters.

395 (c) The division shall be the designated lead agency
396 responsible for community education and outreach to the public,
397 including special needs clients, regarding registration and
398 special needs shelters and general information regarding shelter
399 stays.

400 (d) On or before May 31 of each year, each electric utility
401 in the state shall annually notify residential customers in its
402 service area of the availability of the registration program
403 available through their local emergency management agency by:

404 1. An initial notification upon the activation of new
405 residential service with the electric utility, followed by one
406 annual notification between January 1 and May 31; or

407 2. Two separate annual notifications between January 1 and
408 May 31.

409
410 The notification may be made by any available means, including,
411 but not limited to, written, electronic, or verbal notification,
412 and may be made concurrently with any other notification to
413 residential customers required by law or rule.

414 Section 6. Subsection (5) of section 252.356, Florida
415 Statutes, is amended to read:

416 252.356 Emergency and disaster planning provisions to



880726

417 assist persons with disabilities or limitations.—State agencies
418 that contract with providers for the care of persons with
419 disabilities or limitations that make such persons dependent
420 upon the care of others shall include emergency and disaster
421 planning provisions in such contracts at the time the contracts
422 are initiated or upon renewal. These provisions shall include,
423 but shall not be limited to:

424 (5) A procedure for providing the essential services the
425 organization currently provides to special needs clients in
426 preparation for, ~~and during,~~ and following, a disaster,
427 including, but not limited to, a public health emergency.

428 Section 7. Subsection (2) of section 252.359, Florida
429 Statutes, is amended to read:

430 252.359 Ensuring availability of emergency supplies.—

431 (2) As used in this section, the term “essentials” means
432 goods that are consumed or used as a direct result of a declared
433 emergency, or that are consumed or used to preserve, protect, or
434 sustain life, health, safety, or economic well-being. The term
435 includes, but is not limited to, personal protective equipment
436 used in the event of a public health emergency.

437 Section 8. Present subsections (3) through (10) of section
438 252.36, Florida Statutes, are redesignated as subsections (4)
439 through (11), respectively, a new subsection (3) is added to
440 that section, and subsections (1) and (2) and paragraph (c) of
441 present subsection (5) of that section are amended, to read:

442 252.36 Emergency management powers of the Governor.—

443 (1)(a) The Governor is responsible for meeting the dangers
444 presented to this state and its people by emergencies. In the
445 event of an emergency beyond local control, the Governor, or, in



880726

446 the Governor's absence, her or his successor as provided by law,
447 may assume direct operational control over all or any part of
448 the emergency management functions within this state, and she or
449 he shall have the power through proper process of law to carry
450 out the provisions of this section. The Governor is authorized
451 to delegate such powers as she or he may deem prudent.

452 (b) Pursuant to the authority vested in her or him under
453 paragraph (a), the Governor may issue executive orders,
454 proclamations, and rules and may amend or rescind them. Such
455 executive orders, proclamations, and rules shall have the force
456 and effect of law. An executive order, a proclamation, or a rule
457 must be limited to a duration of not more than 60 days and may
458 be renewed as necessary during the duration of the emergency. If
459 renewed, the order, proclamation, or rule must specifically
460 state which provisions are being renewed.

461 (c) The Legislature intends that, during an extended public
462 health emergency, such as the COVID-19 pandemic, there should be
463 a presumption that K-12 public schools, to the greatest extent
464 possible, should remain open so long as the health and safety of
465 students and school personnel can be maintained by specific
466 public health mitigation strategies recommended by federal or
467 state health agencies for educational settings. The Legislature
468 also intends that during such an event, there be a presumption
469 that businesses should remain open to the greatest extent
470 possible so long as the health and safety of employees and
471 customers can be reasonably protected by specific public health
472 mitigation strategies recommended by federal or state health
473 agencies, including but not limited to the Occupational Safety
474 and Health Administration.



880726

475 1. If the Governor declares by executive order or
476 proclamation that the emergency requires closure of or
477 restricted in-person attendance at K-12 public schools, the
478 executive order or proclamation must contain specific reasons
479 for those determinations, and he or she must review and reassess
480 the situation regularly.

481 2. If the Governor declares by executive order or
482 proclamation that the emergency requires businesses to restrict
483 their operations or close, the executive order or proclamation
484 must contain specific reasons for those determinations, and he
485 or she must review and reassess the situation regularly.

486 (2) A state of emergency must ~~shall~~ be declared by
487 executive order or proclamation of the Governor if she or he
488 finds an emergency has occurred or that the occurrence or the
489 threat thereof is imminent. The state of emergency must ~~shall~~
490 continue until the Governor finds that the threat or danger has
491 been dealt with to the extent that the emergency conditions no
492 longer exist and she or he terminates the state of emergency by
493 executive order or proclamation, but no state of emergency may
494 continue for longer than 60 days unless renewed by the Governor.
495 ~~The Legislature by concurrent resolution may terminate a state~~
496 ~~of emergency at any time. Thereupon, the Governor shall issue an~~
497 ~~executive order or proclamation ending the state of emergency.~~
498 All executive orders or proclamations issued under this section
499 must ~~shall~~ indicate the nature of the emergency, the area or
500 areas threatened, and the conditions which ~~have~~ brought the
501 emergency about or which make possible its termination. An
502 executive order or proclamation must ~~shall~~ be promptly
503 disseminated by means calculated to bring its contents to the



880726

504 attention of the general public; and, unless the circumstances
505 attendant upon the emergency prevent or impede such filing, the
506 order or proclamation must ~~shall~~ be filed promptly with the
507 Department of State, the President of the Senate and the Speaker
508 of the House of Representatives, and ~~in~~ the offices of the
509 county commissioners in the counties to which the order or
510 proclamation applies.

511 (3) (a) At any time, the Legislature, by concurrent
512 resolution, may terminate a state of emergency or any specific
513 order thereunder. Upon such concurrent resolution, the Governor
514 shall issue an executive order or proclamation consistent with
515 the concurrent resolution.

516 (b) Notwithstanding s. 252.46(2), all emergency
517 declarations and orders, regardless of how titled, issued under
518 the authority of this part by the Governor or any agency,
519 whether by direct, delegated, or subdelegated authority, before,
520 during, or after a declared emergency, must be immediately filed
521 with the Division of Administrative Hearings. Failure to file
522 any such declaration or order with the division within 5 days
523 after issuance voids the declaration or order. The division
524 shall index all such declarations and orders and make them
525 available in searchable format on its website within 3 days of
526 filing. The searchable format must include, but is not limited
527 to, searches by term, referenced statutes, and rules and must
528 include a search category that specifically identifies emergency
529 orders in effect at any given time. A link to the division's
530 index must be placed in a conspicuous location on the Division
531 of Emergency Management's website. This subsection applies
532 retroactively to all executive emergency declarations and orders



880726

533 in effect on the effective date of this act.

534 (6)~~(5)~~ In addition to any other powers conferred upon the
535 Governor by law, she or he may:

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

543 Section 9. Section 252.3611, Florida Statutes, is created
544 to read:

545 252.3611 Transparency; audits.—

546 (1) Each order, proclamation, or rule issued by the
547 Governor, the division, or any agency must specify the statute
548 or rule being amended or waived, if applicable, and the
549 expiration date for the order, proclamation, or rule.

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

551 (a) Within 72 hours of executing a contract executed with
552 moneys authorized for expenditure to support the response to the
553 declared state of emergency, the Governor shall submit a copy of
554 such contract to the Legislature. For contracts executed during
555 the first 90 days of the emergency, the Governor shall submit a
556 copy to the Legislature within the first 120 days of the
557 declared emergency.

558 (b) The Executive Office of the Governor or the appropriate
559 agency shall submit monthly reports to the Legislature of all
560 state expenditures, revenues received, and funds transferred by
561 an agency during the previous month to support the declared



880726

562 state of emergency.

563 (3) Once an emergency exceeds 1 year, the Auditor General
564 shall conduct a financial audit of all associated expenditures
565 and a compliance audit of all associated contracts entered into
566 during the declared emergency. The Auditor General must update
567 the audit annually until the emergency is declared to be ended.

568 (4) Following the expiration or termination of a state of
569 emergency, the Auditor General shall conduct a financial audit
570 of all associated expenditures and a compliance audit of all
571 associated contracts entered into during the state of emergency.

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

574 252.365 Emergency coordination officers; disaster-
575 preparedness plans.—

576 (3) Emergency coordination officers shall ensure ~~These~~
577 ~~individuals shall be responsible for ensuring~~ that each state
578 agency and facility, such as a prison, office building, or
579 university, has a disaster preparedness plan that is coordinated
580 with the applicable local emergency-management agency and
581 approved by the division.

582 (a) The disaster-preparedness plan must outline a
583 comprehensive and effective program to ensure continuity of
584 essential state functions under all circumstances, including,
585 but not limited to, a pandemic or other public health emergency.
586 The plan must identify a baseline of preparedness for a full
587 range of potential emergencies to establish a viable capability
588 to perform essential functions during any emergency or other
589 situation that disrupts normal operations. This baseline must
590 consider and include preparedness for rapid and large-scale



880726

591 increases in the public's need to access government services
592 through technology or other means during an emergency,
593 including, but not limited to, a public health emergency.

594 (b) The plan must include, at a minimum, the following
595 elements: identification of essential functions, programs, and
596 personnel; procedures to implement the plan and personnel
597 notification and accountability; delegations of authority and
598 lines of succession; identification of alternative facilities
599 and related infrastructure, including those for communications;
600 identification and protection of vital records and databases;
601 provisions regarding the availability of, and distribution plans
602 for, personal protective equipment; and schedules and procedures
603 for periodic tests, training, and exercises.

604 (c) The division shall develop and distribute guidelines
605 for developing and implementing the plan. By December 31, 2022,
606 each agency must update its plan to include provisions related
607 to preparation for pandemics and other public health emergencies
608 consistent with the plan developed pursuant to s. 381.00315.
609 Each agency plan must be updated as needed to remain consistent
610 with the state public health emergency management plan.

611 Section 11. Subsections (2) and (3) of section 252.37,
612 Florida Statutes, are amended, and subsection (7) is added to
613 that section, to read:

614 252.37 Financing.—

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

618 (b) If the Governor finds that the demands placed upon
619 these funds in coping with a particular disaster declared by the



620 Governor as a state of emergency are unreasonably great, she or
621 he may make funds available by transferring and expending moneys
622 ~~appropriated for other purposes, by transferring and expending~~
623 ~~moneys out of any unappropriated surplus funds, or from the~~
624 Emergency Preparedness and Response Budget Stabilization Fund.
625 Notice of such action, as provided in s. 216.177, must be
626 delivered at least 7 days before the effective date of the
627 action. If the President of the Senate and the Speaker of the
628 House of Representatives timely advise in writing that they
629 object to the transfer, the Governor must void such action. The
630 Governor may request additional funds to be appropriated to the
631 Emergency Preparedness and Response Fund by a budget amendment,
632 subject to approval of the Legislative Budget Commission.

633 (c) Following the expiration or termination of the state of
634 emergency, the Governor may transfer moneys with a budget
635 amendment, subject to approval by the Legislative Budget
636 Commission, to satisfy the budget authority granted for such
637 emergency. The transfers and expenditures supporting the
638 amendment must be directly related to the declared disaster or
639 emergency.

640 (3) Nothing contained in this section shall be construed to
641 limit the authority of the Governor to apply for, ~~administer,~~
642 ~~and expend~~ any grants, gifts, or payments in aid of emergency
643 prevention, mitigation, preparedness, response, or recovery.

644 (7) Before any expenditures are made, an agency, a county,
645 or a municipality must submit a detailed spending plan for any
646 grants, gifts, loans, funds, payments, services, equipment,
647 supplies, or materials received under this section in aid of or
648 for the purpose of emergency prevention, management, mitigation,



649 preparedness, response, or recovery to the President of the
650 Senate, the Speaker of the House of Representatives, and the
651 chairs of the legislative appropriations committees. If an
652 emergency situation precludes the advance submission of a
653 detailed spending plan, the plan must be submitted as soon as
654 practicable, but not later than 30 days after initiation of any
655 expenditures and continuing every 30 days for the duration of
656 the emergency and thereafter while funds continue to be
657 disbursed in response to the emergency.

658 Section 12. Subsections (1), (2), and (3) of section
659 252.385, Florida Statutes, are amended to read:

660 252.385 Public shelter space.—

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

664 (2) (a) The division shall administer a program to survey
665 existing schools, universities, community colleges, and other
666 state-owned, municipally owned, and county-owned public
667 buildings and any private facility that the owner, in writing,
668 agrees to provide for use as a public hurricane evacuation
669 shelter to identify those that are appropriately designed and
670 located to serve as such shelters. The owners of the facilities
671 must be given the opportunity to participate in the surveys. The
672 state university boards of trustees, district school boards,
673 community college boards of trustees, and the Department of
674 Education are responsible for coordinating and implementing the
675 survey of public schools, universities, and community colleges
676 with the division or the local emergency management agency.

677 (b) By January 31 of each even-numbered year, the division



880726

678 shall prepare and submit a statewide emergency shelter plan to
679 the Governor and Cabinet for approval, subject to the
680 requirements for approval in s. 1013.37(2). The emergency
681 shelter plan must project, for each of the next 5 years, the
682 hurricane shelter needs of the state, including periods of time
683 during which a concurrent public health emergency may
684 necessitate more space for each individual to accommodate
685 physical distancing. In addition to information on the general
686 shelter needs throughout this state, the plan ~~must~~ ~~shall~~
687 identify the general location and square footage of special
688 needs shelters, by regional planning council region, ~~during the~~
689 ~~next 5 years~~. The plan must ~~shall~~ also include information on
690 the availability of shelters that accept pets. The Department of
691 Health shall assist the division in determining the estimated
692 need for special needs shelter space and the adequacy of
693 facilities to meet the needs of persons with special needs based
694 on information from the registries of persons with special needs
695 and other information.

696 (3) The division shall annually provide to the President of
697 the Senate, the Speaker of the House of Representatives, and the
698 Governor a list of facilities recommended to be retrofitted
699 using state funds. State funds should be maximized and targeted
700 to regional planning council regions with hurricane evacuation
701 shelter deficits. ~~Retrofitting facilities in regions with public~~
702 ~~hurricane evacuation shelter deficits shall be given first~~
703 ~~priority and should be completed by 2003. All recommended~~
704 ~~facilities should be retrofitted by 2008.~~ The owner or lessee of
705 a public hurricane evacuation shelter that is included on the
706 list of facilities recommended for retrofitting is not required



880726

707 to perform any recommended improvements.

708 Section 13. Subsection (1) of section 252.44, Florida
709 Statutes, is amended to read:

710 252.44 Emergency mitigation.—

711 (1) In addition to prevention measures included in the
712 state and local comprehensive emergency management plans, the
713 Governor shall consider on a continuing basis steps that could
714 be taken to mitigate the harmful consequences of emergencies. At
715 the Governor's direction and pursuant to any other authority and
716 competence they have, state agencies, including, but not limited
717 to, those charged with responsibilities in connection with
718 protecting and maintaining the public health, flood plain
719 management, stream encroachment and flow regulation, weather
720 modification, fire prevention and control, air quality, public
721 works, land use and land use planning, and construction
722 standards, shall make studies of emergency-mitigation-related
723 matters. The Governor, from time to time, shall make such
724 recommendations to the Legislature, local governments, and other
725 appropriate public and private entities as may facilitate
726 measures for mitigation of the harmful consequences of
727 emergencies.

728 Section 14. Present subsection (3) of section 252.46,
729 Florida Statutes, is redesignated as subsection (4), a new
730 subsection (3) is added to that section, and subsection (2) of
731 that section is amended, to read:

732 252.46 Orders and rules.—

733 (2) All orders and rules adopted by the division or any
734 political subdivision or other agency authorized by ss. 252.31-
735 252.90 to make orders and rules have full force and effect of



880726

736 law after adoption in accordance with ~~the provisions of~~ chapter
737 120 in the event of issuance by the division or any state agency
738 or, if adopted ~~promulgated~~ by a political subdivision of the
739 state or agency thereof, when filed in the office of the clerk
740 or recorder of the political subdivision or agency adopting
741 ~~promulgating~~ the same. Failure of a political subdivision to
742 file any such order or rule with the office of the clerk or
743 recorder within 3 days after issuance voids the declaration or
744 order. All existing laws, ordinances, and rules inconsistent
745 with ~~the provisions of~~ ss. 252.31-252.90, or any order or rule
746 issued under the authority of ss. 252.31-252.90, shall be
747 suspended during the period of time and to the extent that such
748 conflict exists.

749 (3) Emergency ordinances, declarations, and orders adopted
750 by a political subdivision under the authority of ss. 252.31-
751 252.90, including those enacted by a municipality pursuant to s.
752 166.041(3)(b), must be available on a dedicated webpage
753 accessible through a conspicuous link on the political
754 subdivision's homepage. The dedicated webpage must identify the
755 emergency ordinances, declarations, and orders currently in
756 effect. Each political subdivision adopting emergency
757 ordinances, declarations, or orders must provide the Division of
758 Emergency Management with the link to the political
759 subdivision's dedicated webpage. The Division of Emergency
760 Management must include these links in an easily identifiable
761 format on its website.

762 Section 15. Paragraph (a) of subsection (2) of section
763 377.703, Florida Statutes, is amended to read:

764 377.703 Additional functions of the Department of



880726

765 Agriculture and Consumer Services.—

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

769 (a) The Division of Emergency Management is responsible for
770 the development of an energy emergency contingency plan to
771 respond to serious shortages of primary and secondary energy
772 sources. Upon a finding by the Governor, implementation of any
773 emergency program shall be upon order of the Governor that a
774 particular kind or type of fuel is, or that the occurrence of an
775 event which is reasonably expected within 30 days will make the
776 fuel, in short supply. The Division of Emergency Management
777 shall then respond by instituting the appropriate measures of
778 the contingency plan to meet the given emergency or energy
779 shortage. The Governor may utilize the provisions of s.
780 252.36(6) ~~s. 252.36(5)~~ to carry out any emergency actions
781 required by a serious shortage of energy sources.

782 Section 16. Paragraph (c) of subsection (1) and subsection
783 (2) of section 381.00315, Florida Statutes, are amended to read:

784 381.00315 Public health advisories; public health
785 emergencies; isolation and quarantines.—The State Health Officer
786 is responsible for declaring public health emergencies, issuing
787 public health advisories, and ordering isolation or quarantines.

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

789 (c) "Public health emergency" means any occurrence, or
790 threat thereof, whether natural or manmade, which results or may
791 result in substantial injury or harm to the public health from
792 infectious disease, chemical agents, nuclear agents, biological
793 toxins, or situations involving mass casualties or natural



880726

794 disasters.

795 (2) (a) The department shall prepare and maintain a state
796 public health emergency management plan to serve as a
797 comprehensive guide to public health emergency response in this
798 state. The department shall develop the plan in collaboration
799 with the Division of Emergency Management, other executive
800 agencies with functions relevant to public health emergencies,
801 district medical examiners, and national and state public health
802 experts and ensure that it integrates and coordinates with the
803 public health emergency management plans and programs of the
804 Federal Government. The plan must address each element of public
805 health emergency planning and incorporate public health and
806 epidemiological best practices to ensure that the state is
807 prepared for every foreseeable public health emergency. The plan
808 must include an assessment of state and local public health
809 infrastructure, including information systems, physical plant,
810 commodities, and human resources, and an analysis of the
811 infrastructure necessary to achieve the level of readiness
812 proposed by the plan for short-term and long-term public
813 emergencies. Beginning July 1, 2022, the department shall submit
814 the plan to the Division of Emergency Management for inclusion
815 in the state comprehensive emergency management plan pursuant to
816 s. 252.35. The department shall review the plan after the
817 declared end of each public health emergency, and, in any event,
818 at least every five years, and update its terms as necessary to
819 ensure continuous planning.

820 (b) Before declaring a public health emergency, the State
821 Health Officer shall, to the extent possible, consult with the
822 Governor and shall notify the Chief of Domestic Security. The



880726

823 declaration of a public health emergency shall continue until
824 the State Health Officer finds that the threat or danger has
825 been dealt with to the extent that the emergency conditions no
826 longer exist and he or she terminates the declaration. However,
827 a declaration of a public health emergency may not continue for
828 longer than 60 days unless the Governor concurs in the renewal
829 of the declaration.

830 (c) The State Health Officer, upon declaration of a public
831 health emergency, shall establish by order the method and
832 procedure for identifying and reporting cases and deaths
833 involving the infectious disease or other occurrence identified
834 as the basis for the declared public health emergency. The
835 method and procedure must be consistent with any standards
836 developed by the Federal Government specific to the declared
837 emergency or, if federal standards do not exist, must be
838 consistent with public health best practices as identified by
839 the State Health Officer. During the pendency of a public health
840 emergency, the department is the sole entity responsible for the
841 collection and official reporting and publication of cases and
842 deaths. The State Health Officer, by order or emergency rule,
843 may ensure necessary assistance from licensed health care
844 providers in carrying out this function and may request the
845 assistance of district medical examiners in performing this
846 function.

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

850 1. Directing manufacturers of prescription drugs or over-
851 the-counter drugs who are permitted under chapter 499 and



880726

852 wholesalers of prescription drugs located in this state who are
853 permitted under chapter 499 to give priority to the shipping of
854 specified drugs to pharmacies and health care providers within
855 geographic areas ~~that have been~~ identified by the State Health
856 Officer. The State Health Officer must identify the drugs to be
857 shipped. Manufacturers and wholesalers located in the state must
858 respond to the State Health Officer's priority shipping
859 directive before shipping the specified drugs.

860 2. Notwithstanding chapters 465 and 499 and rules adopted
861 thereunder, directing pharmacists employed by the department to
862 compound bulk prescription drugs and provide these bulk
863 prescription drugs to physicians and nurses of county health
864 departments or any qualified person authorized by the State
865 Health Officer for administration to persons as part of a
866 prophylactic or treatment regimen.

867 3. Notwithstanding s. 456.036, temporarily reactivating the
868 inactive license of the following health care practitioners,
869 when such practitioners are needed to respond to the public
870 health emergency: physicians licensed under chapter 458 or
871 chapter 459; physician assistants licensed under chapter 458 or
872 chapter 459; licensed practical nurses, registered nurses, and
873 advanced practice registered nurses licensed under part I of
874 chapter 464; respiratory therapists licensed under part V of
875 chapter 468; and emergency medical technicians and paramedics
876 certified under part III of chapter 401. Only those health care
877 practitioners specified in this paragraph who possess an
878 unencumbered inactive license and who request that such license
879 be reactivated are eligible for reactivation. An inactive
880 license that is reactivated under this paragraph shall return to



880726

881 inactive status when the public health emergency ends or before
882 the end of the public health emergency if the State Health
883 Officer determines that the health care practitioner is no
884 longer needed to provide services during the public health
885 emergency. Such licenses may only be reactivated for a period
886 not to exceed 90 days without meeting the requirements of s.
887 456.036 or chapter 401, as applicable.

888 4. Ordering an individual to be examined, tested,
889 vaccinated, treated, isolated, or quarantined for communicable
890 diseases that have significant morbidity or mortality and
891 present a severe danger to public health. Individuals who are
892 unable or unwilling to be examined, tested, vaccinated, or
893 treated for reasons of health, religion, or conscience may be
894 subjected to isolation or quarantine.

895 a. Examination, testing, vaccination, or treatment may be
896 performed by any qualified person authorized by the State Health
897 Officer.

898 b. If the individual poses a danger to the public health,
899 the State Health Officer may subject the individual to isolation
900 or quarantine. If there is no practical method to isolate or
901 quarantine the individual, the State Health Officer may use any
902 means necessary to vaccinate or treat the individual.

903 c. Any order of the State Health Officer given to
904 effectuate this paragraph is ~~shall be~~ immediately enforceable by
905 a law enforcement officer under s. 381.0012.

906 (e) ~~(2)~~ Individuals who assist the State Health Officer at
907 his or her request on a volunteer basis during a public health
908 emergency are entitled to the benefits specified in s.
909 110.504(2), (3), (4), and (5).



880726

910 Section 17. Subsection (1) of section 406.11, Florida
911 Statutes, is amended, and paragraph (c) is added to subsection
912 (2) of that section, to read:

913 406.11 Examinations, investigations, and autopsies.—

914 (1) In any of the following circumstances involving the
915 death of a human being, the medical examiner of the district in
916 which the death occurred or the body was found shall determine
917 the cause of death and certify the death and shall, for that
918 purpose, make or perform ~~have performed~~ such examinations,
919 investigations, and autopsies as he or she deems ~~shall deem~~
920 necessary or as ~~shall be~~ requested by the state attorney:

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

922 1. Of criminal violence.

923 2. By accident.

924 3. By suicide.

925 4. Suddenly, when in apparent good health.

926 5. Unattended by a practicing physician or other recognized
927 practitioner.

928 6. In any prison or penal institution.

929 7. In police custody.

930 8. In any suspicious or unusual circumstance.

931 9. By criminal abortion.

932 10. By poison.

933 11. By disease constituting a threat to public health.

934 12. By disease, injury, or toxic agent resulting from
935 employment.

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

938 (c) When a body is to be cremated, dissected, or buried at



880726

939 sea.

940 (2)

941 (c) A district medical examiner shall assist the State
942 Health Officer in identifying and reporting deaths upon a
943 request by the State Health Officer under s. 381.00315.

944 Section 18. For purposes of this act, all executive orders
945 issued pursuant to an emergency declaration by the Governor,
946 including through delegated or subdelegated authority, which are
947 issued more than 60 days before July 1, 2021, expire upon the
948 effective date of this act; however, an expired executive order
949 may be reissued for 60-day periods if the emergency conditions
950 persist, and if the reissued order states with specificity the
951 provisions being reissued.

952 Section 19. No later than September 30, 2021, the
953 Department of Business and Professional Regulation must review
954 all executive orders issued under its delegated authority during
955 the COVID-19 pandemic and make written recommendations to the
956 Legislature regarding any issues that should be codified in law.

957 Section 20. Except as otherwise expressly provided in this
958 act, this act shall take effect July 1, 2021.

959
960 ===== T I T L E A M E N D M E N T =====

961 And the title is amended as follows:

962 Delete everything before the enacting clause
963 and insert:

964 A bill to be entitled
965 An act relating to emergency management; amending s.
966 11.90, F.S.; authorizing the Legislative Budget
967 Commission to convene to transfer certain funds to the



968 Emergency Preparedness and Response Fund; amending s.
969 252.311, F.S.; revising legislative intent with
970 respect to the State Emergency Management Act;
971 amending s. 252.34, F.S.; defining terms; amending s.
972 252.35, F.S.; requiring that the state comprehensive
973 emergency management plan provide for certain public
974 health emergency communications and include the
975 Department of Health's public health emergency plan;
976 requiring the Division of Emergency Management to
977 cooperate with federal and state health agencies;
978 requiring statewide awareness and education programs
979 to include education on public health emergency
980 preparedness and mitigation; requiring the division to
981 complete and maintain an inventory of personal
982 protection equipment; directing the division to submit
983 a specified annual report to the Governor, the
984 Legislature, and the Chief Justice of the Supreme
985 Court; providing limitations on the timeframe for
986 delegation of certain authorities by the division;
987 requiring the division to submit a specified biennial
988 report to the Chief Justice of the Supreme Court;
989 amending s. 252.355, F.S.; requiring the division to
990 maintain certain information on special needs options
991 during certain public health emergencies; deleting
992 obsolete language; amending s. 252.356, F.S.;
993 requiring state agencies that contract with providers
994 for the care of persons with certain disabilities or
995 limitations to include in such contracts a procedure
996 for providing essential services in preparation for,



880726

997 during, and following public health emergencies;
998 amending s. 252.359, F.S.; redefining the term
999 "essentials" to include personal protective equipment
1000 used during public health emergencies; amending s.
1001 252.36, F.S.; limiting the duration of emergency
1002 orders, proclamations, and rules issued by the
1003 Governor; providing legislative intent; providing a
1004 presumption that K-12 public schools should remain
1005 open, if possible, during an extended public health
1006 emergency; providing a presumption that businesses
1007 should remain open, if possible, during an extended
1008 public health emergency; requiring the Governor to
1009 include specific reasons for closing or restricting
1010 in-person attendance at K-12 public schools and for
1011 closing or restricting operations of businesses during
1012 an extended public health emergency; requiring the
1013 Governor to provide specific reasons if such schools
1014 or businesses are closed as part of an emergency
1015 declaration; requiring the Governor to regularly
1016 review and reassess any issued emergency declarations;
1017 requiring the Governor to provide notice of
1018 declarations of emergencies to the Legislature;
1019 expanding the Legislature's authority to terminate
1020 states of emergency; requiring that all emergency
1021 declarations and orders be filed with the Division of
1022 Administrative Hearings within a specified timeframe;
1023 specifying that failure to timely file such
1024 declarations or orders results in their being voided;
1025 requiring the division to index and make such



1026 emergency orders available on its website within a
1027 specified timeframe; requiring such orders to be
1028 searchable by specified criteria; requiring that the
1029 Division of Emergency Management publish a link to the
1030 index on its website; providing for retroactive
1031 application; directing the Governor to report certain
1032 department and agency activities to the Legislature
1033 during a state of emergency; creating s. 252.3611,
1034 F.S.; requiring specified information to be included
1035 in orders, proclamations, and rules issued by the
1036 Governor, the division, or an agency; directing the
1037 Governor to submit specified contracts to the
1038 Legislature; directing specified entities to submit
1039 reports to the Legislature; directing the Auditor
1040 General to conduct specified financial audits;
1041 amending s. 252.365, F.S.; requiring that disaster
1042 preparedness plans of specified agencies address
1043 pandemics and public health emergencies and include
1044 certain increases in public access of government
1045 services and availability and distribution of personal
1046 protective equipment during an emergency; directing
1047 agencies to update disaster preparedness plans by a
1048 specified date; amending s. 252.37, F.S.; revising
1049 legislative intent; authorizing the Governor to
1050 transfer and expend moneys in the Emergency
1051 Preparedness and Response Fund; requiring certain
1052 notice and approval for the transfer and expenditure
1053 of specified funds; providing that if the President of
1054 the Senate and Speaker of the House of Representatives



880726

1055 object in writing to the transfer, the Governor must
1056 void the action; authorizing the Governor to request
1057 additional funds from the Emergency Preparedness and
1058 Response Fund, subject to approval by the Legislative
1059 Budget Commission; providing construction; requiring
1060 state agencies, counties, or municipalities to submit
1061 to the Legislature a spending plan for certain
1062 emergency funds; amending s. 252.385, F.S.; requiring
1063 the division's hurricane shelter plan to address
1064 hurricane shelter needs during public health
1065 emergencies; amending s. 252.44, F.S.; requiring
1066 emergency mitigation planning by state agencies to
1067 include agencies with jurisdiction over public health;
1068 amending s. 252.46, F.S.; providing that a failure by
1069 a political subdivision to file certain orders and
1070 rules with specified entities within a specified
1071 timeframe voids the issued orders or rules; requiring
1072 that certain orders be available on a dedicated
1073 website; requiring the Division of Emergency
1074 Management to provide such links on its website in a
1075 specified format; amending s. 377.703, F.S.;
1076 conforming a cross-reference; amending s. 381.00315,
1077 F.S.; revising a definition; directing the Department
1078 of Health to develop a specified public health
1079 emergency plan; directing the State Health Officer to
1080 establish methods of reporting certain data;
1081 authorizing the State Health Officer to order and
1082 request assistance with specified duties; amending s.
1083 406.11, F.S.; requiring district medical examiners to



880726

1084 certify deaths and to assist the State Health Officer
1085 with certain functions upon request; providing that
1086 any emergency orders issued before a specified date
1087 will expire but may be reissued if certain conditions
1088 exist and a certain requirement is met; requiring the
1089 Department of Business and Professional Regulation, by
1090 a specified date, to review all executive orders
1091 issued under its delegated authority during the COVID-
1092 19 pandemic to make recommendations to the
1093 Legislature; providing effective dates.