

By the Committee on Appropriations; and Senator Burgess

576-03674-21

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1                                   A bill to be entitled  
2       An act relating to emergency management; amending s.  
3       11.90, F.S.; authorizing the Legislative Budget  
4       Commission to convene to transfer certain funds to the  
5       Emergency Preparedness and Response Fund; amending s.  
6       252.311, F.S.; revising legislative intent with  
7       respect to the State Emergency Management Act;  
8       amending s. 252.34, F.S.; defining terms; amending s.  
9       252.35, F.S.; requiring that the state comprehensive  
10      emergency management plan provide for certain public  
11      health emergency communications and include the  
12      Department of Health's public health emergency plan;  
13      requiring the Division of Emergency Management to  
14      cooperate with federal and state health agencies;  
15      requiring statewide awareness and education programs  
16      to include education on public health emergency  
17      preparedness and mitigation; requiring the division to  
18      complete and maintain an inventory of personal  
19      protection equipment; directing the division to submit  
20      a specified annual report to the Governor, the  
21      Legislature, and the Chief Justice of the Supreme  
22      Court; providing limitations on the timeframe for  
23      delegation of certain authorities by the division;  
24      requiring the division to submit a specified biennial  
25      report to the Chief Justice of the Supreme Court;  
26      amending s. 252.355, F.S.; requiring the division to  
27      maintain certain information on special needs options  
28      during certain public health emergencies; deleting  
29      obsolete language; amending s. 252.356, F.S.;

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30 requiring state agencies that contract with providers  
31 for the care of persons with certain disabilities or  
32 limitations to include in such contracts a procedure  
33 for providing essential services in preparation for,  
34 during, and following public health emergencies;  
35 amending s. 252.359, F.S.; redefining the term  
36 "essentials" to include personal protective equipment  
37 used during public health emergencies; amending s.  
38 252.36, F.S.; limiting the duration of emergency  
39 orders, proclamations, and rules issued by the  
40 Governor; providing legislative intent; providing a  
41 presumption that K-12 public schools should remain  
42 open, if possible, during an extended public health  
43 emergency; providing a presumption that businesses  
44 should remain open, if possible, during an extended  
45 public health emergency; requiring the Governor to  
46 include specific reasons for closing or restricting  
47 in-person attendance at K-12 public schools and for  
48 closing or restricting operations of businesses during  
49 an extended public health emergency; requiring the  
50 Governor to provide specific reasons if such schools  
51 or businesses are closed as part of an emergency  
52 declaration; requiring the Governor to regularly  
53 review and reassess any issued emergency declarations;  
54 requiring the Governor to provide notice of  
55 declarations of emergencies to the Legislature;  
56 expanding the Legislature's authority to terminate  
57 states of emergency; requiring that all emergency  
58 declarations and orders be filed with the Division of

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59 Administrative Hearings within a specified timeframe;  
60 specifying that failure to timely file such  
61 declarations or orders results in their being voided;  
62 requiring the division to index and make such  
63 emergency orders available on its website within a  
64 specified timeframe; requiring such orders to be  
65 searchable by specified criteria; requiring that the  
66 Division of Emergency Management publish a link to the  
67 index on its website; providing for retroactive  
68 application; directing the Governor to report certain  
69 department and agency activities to the Legislature  
70 during a state of emergency; creating s. 252.3611,  
71 F.S.; requiring specified information to be included  
72 in orders, proclamations, and rules issued by the  
73 Governor, the division, or an agency; directing the  
74 Governor to submit specified contracts to the  
75 Legislature; directing specified entities to submit  
76 reports to the Legislature; directing the Auditor  
77 General to conduct specified financial audits;  
78 amending s. 252.365, F.S.; requiring that disaster  
79 preparedness plans of specified agencies address  
80 pandemics and public health emergencies and include  
81 certain increases in public access of government  
82 services and availability and distribution of personal  
83 protective equipment during an emergency; directing  
84 agencies to update disaster preparedness plans by a  
85 specified date; amending s. 252.37, F.S.; revising  
86 legislative intent; authorizing the Governor to  
87 transfer and expend moneys in the Emergency

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88 Preparedness and Response Fund; requiring certain  
89 notice and approval for the transfer and expenditure  
90 of specified funds; providing that if the President of  
91 the Senate and Speaker of the House of Representatives  
92 object in writing to the transfer, the Governor must  
93 void the action; authorizing the Governor to request  
94 additional funds from the Emergency Preparedness and  
95 Response Fund, subject to approval by the Legislative  
96 Budget Commission; providing construction; requiring  
97 state agencies, counties, or municipalities to submit  
98 to the Legislature a spending plan for certain  
99 emergency funds; amending s. 252.385, F.S.; requiring  
100 the division's hurricane shelter plan to address  
101 hurricane shelter needs during public health  
102 emergencies; amending s. 252.44, F.S.; requiring  
103 emergency mitigation planning by state agencies to  
104 include agencies with jurisdiction over public health;  
105 amending s. 252.46, F.S.; providing that a failure by  
106 a political subdivision to file certain orders and  
107 rules with specified entities within a specified  
108 timeframe voids the issued orders or rules; requiring  
109 that certain orders be available on a dedicated  
110 website; requiring the Division of Emergency  
111 Management to provide such links on its website in a  
112 specified format; amending s. 377.703, F.S.;  
113 conforming a cross-reference; amending s. 381.00315,  
114 F.S.; revising a definition; directing the Department  
115 of Health to develop a specified public health  
116 emergency plan; directing the State Health Officer to

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117 establish methods of reporting certain data;  
118 authorizing the State Health Officer to order and  
119 request assistance with specified duties; amending s.  
120 406.11, F.S.; requiring district medical examiners to  
121 certify deaths and to assist the State Health Officer  
122 with certain functions upon request; providing that  
123 any emergency orders issued before a specified date  
124 will expire but may be reissued if certain conditions  
125 exist and a certain requirement is met; requiring the  
126 Department of Business and Professional Regulation, by  
127 a specified date, to review all executive orders  
128 issued under its delegated authority during the COVID-  
129 19 pandemic to make recommendations to the  
130 Legislature; providing effective dates.

131  
132 Be It Enacted by the Legislature of the State of Florida:

133  
134 Section 1. Contingent upon SB 1892 or similar legislation  
135 creating the Emergency Preparedness and Response Fund taking  
136 effect, subsection (8) is added to section 11.90, Florida  
137 Statutes, to read:

138 11.90 Legislative Budget Commission.—

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

141 Section 2. Section 252.311, Florida Statutes, is amended to  
142 read:

143 252.311 Legislative intent.—

144 (1) The Legislature finds and declares that the state is  
145 vulnerable to a wide range of emergencies, including natural,

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146 technological, and manmade disasters, all of which threaten the  
147 life, health, and safety of its people; damage and destroy  
148 property; disrupt services and everyday business and  
149 recreational activities; and impede economic growth and  
150 development. The Legislature further finds that this  
151 vulnerability is exacerbated by the tremendous growth in the  
152 state's population, especially the growth in the number of  
153 persons residing in coastal areas, in the elderly population, in  
154 the number of seasonal vacationers, and in the number of persons  
155 with special needs. This growth has greatly complicated the  
156 state's ability to coordinate its emergency management resources  
157 and activities.

158 (2) It is the intent of the Legislature to reduce the  
159 vulnerability of the people and property of this state; to  
160 prepare for efficient evacuation and shelter of threatened or  
161 affected persons; to provide for the rapid and orderly provision  
162 of relief to persons and for the restoration of services and  
163 property; to prepare for and efficiently respond to public  
164 health emergencies; and to provide for the coordination of  
165 activities relating to emergency preparedness, response,  
166 recovery, and mitigation among and between agencies and  
167 officials of this state, with similar agencies and officials of  
168 other states, with local and federal governments, with  
169 interstate organizations, and with the private sector.

170 (3) It is further the intent of the Legislature to promote  
171 the state's emergency preparedness, response, recovery, and  
172 mitigation capabilities through enhanced coordination, long-term  
173 planning, and adequate funding. State policy for responding to  
174 disasters is to support local emergency response efforts. In the

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175 case of a major or catastrophic disaster, however, the needs of  
176 residents and communities will likely be greater than local  
177 resources. In these situations, the state must be capable of  
178 providing effective, coordinated, and timely support to  
179 communities and the public. Therefore, the Legislature hereby  
180 determines and declares that the provisions of this act fulfill  
181 an important state interest.

182 (4) It is further the intent of the Legislature to minimize  
183 the negative effects of an extended emergency, such as a  
184 pandemic or another public health emergency. The Legislature  
185 recognizes that there are significant negative impacts on  
186 children and families associated with school closures during a  
187 public health emergency such as the COVID-19 pandemic. The  
188 Legislature also recognizes the significant negative impacts of  
189 such emergencies on the economy due to business closures.

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

193 Section 3. Present subsections (9) and (10) of section  
194 252.34, Florida Statutes, are redesignated as subsections (10)  
195 and (12), respectively, and new subsections (9) and (11) are  
196 added to that section, to read:

197 252.34 Definitions.—As used in this part, the term:

198 (9) "Personal protective equipment" means protective  
199 clothing or equipment designed to protect an individual person  
200 from injury or the spread of infection.

201 (11) "Public health emergency" means any occurrence, or  
202 threat thereof, whether natural or manmade, which results or may  
203 result in substantial injury or harm to the public health from

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204 infectious disease, chemical agents, nuclear agents, biological  
205 toxins, or situations involving mass casualties or natural  
206 disasters, declared as a public health emergency as declared by  
207 the State Health Officer.

208 Section 4. Subsection (2) of section 252.35, Florida  
209 Statutes, is amended to read:

210 252.35 Emergency management powers; Division of Emergency  
211 Management.—

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

215 (a) Prepare a state comprehensive emergency management  
216 plan, which shall be integrated into and coordinated with the  
217 emergency management plans and programs of the Federal  
218 Government. The division shall ~~must~~ adopt the plan as a rule in  
219 accordance with chapter 120. The plan must ~~shall~~ be implemented  
220 by a continuous, integrated comprehensive emergency management  
221 program. The plan must contain provisions to ensure that the  
222 state is prepared for emergencies and minor, major, and  
223 catastrophic disasters, and the division shall work closely with  
224 local governments and agencies and organizations with emergency  
225 management responsibilities in preparing and maintaining the  
226 plan. The state comprehensive emergency management plan must  
227 ~~shall~~ be operations oriented and:

228 1. Include an evacuation component that includes specific  
229 regional and interregional planning provisions and promotes  
230 intergovernmental coordination of evacuation activities. This  
231 component must, at a minimum: contain guidelines for lifting  
232 tolls on state highways; ensure coordination pertaining to



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233 evacuees crossing county lines; set forth procedures for  
234 directing people caught on evacuation routes to safe shelter;  
235 establish strategies for ensuring sufficient, reasonably priced  
236 fueling locations along evacuation routes; and establish  
237 policies and strategies for emergency medical evacuations.

238       2. Include a shelter component that includes specific  
239 regional and interregional planning provisions and promotes  
240 coordination of shelter activities between the public, private,  
241 and nonprofit sectors. This component must, at a minimum:  
242 contain strategies to ensure the availability of adequate public  
243 shelter space in each region of the state; establish strategies  
244 for refuge-of-last-resort programs; provide strategies to assist  
245 local emergency management efforts to ensure that adequate  
246 staffing plans exist for all shelters, including medical and  
247 security personnel; provide for a postdisaster communications  
248 system for public shelters; establish model shelter guidelines  
249 for operations, registration, inventory, power generation  
250 capability, information management, and staffing; and set forth  
251 policy guidance for sheltering people with special needs.

252       3. Include a postdisaster response and recovery component  
253 that includes specific regional and interregional planning  
254 provisions and promotes intergovernmental coordination of  
255 postdisaster response and recovery activities. This component  
256 must provide for postdisaster response and recovery strategies  
257 according to whether a disaster is minor, major, or  
258 catastrophic. The postdisaster response and recovery component  
259 must, at a minimum: establish the structure of the state's  
260 postdisaster response and recovery organization; establish  
261 procedures for activating the state's plan; set forth policies

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262 used to guide postdisaster response and recovery activities;  
263 describe the chain of command during the postdisaster response  
264 and recovery period; describe initial and continuous  
265 postdisaster response and recovery actions; identify the roles  
266 and responsibilities of each involved agency and organization;  
267 provide for a comprehensive communications plan; establish  
268 procedures for monitoring mutual aid agreements; provide for  
269 rapid impact assessment teams; ensure the availability of an  
270 effective statewide urban search and rescue program coordinated  
271 with the fire services; ensure the existence of a comprehensive  
272 statewide medical care and relief plan administered by the  
273 Department of Health; and establish systems for coordinating  
274 volunteers and accepting and distributing donated funds and  
275 goods.

276 4. Include additional provisions addressing aspects of  
277 preparedness, response, recovery, and mitigation as determined  
278 necessary by the division.

279 5. Address the need for coordinated and expeditious  
280 deployment of state resources, including the Florida National  
281 Guard. In the case of an imminent major disaster, procedures  
282 should address predeployment of the Florida National Guard, and,  
283 in the case of an imminent catastrophic disaster, procedures  
284 should address predeployment of the Florida National Guard and  
285 the United States Armed Forces.

286 6. Establish a system of communications and warning to  
287 ensure that the state's population and emergency management  
288 agencies are warned of developing emergency situations,  
289 including public health emergencies, and can communicate  
290 emergency response decisions.

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291           7. Establish guidelines and schedules for annual exercises  
292 that evaluate the ability of the state and its political  
293 subdivisions to respond to minor, major, and catastrophic  
294 disasters and support local emergency management agencies. Such  
295 exercises shall be coordinated with local governments and, to  
296 the extent possible, the Federal Government.

297           8. Assign lead and support responsibilities to state  
298 agencies and personnel for emergency support functions and other  
299 support activities.

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

302

303 The complete state comprehensive emergency management plan must  
304 ~~shall~~ be submitted to the President of the Senate, the Speaker  
305 of the House of Representatives, and the Governor on February 1  
306 of every even-numbered year.

307           (b) Adopt standards and requirements for county emergency  
308 management plans. The standards and requirements must ensure  
309 that county plans are coordinated and consistent with the state  
310 comprehensive emergency management plan. If a municipality  
311 elects to establish an emergency management program, it must  
312 adopt a city emergency management plan that complies with all  
313 standards and requirements applicable to county emergency  
314 management plans.

315           (c) Assist political subdivisions in preparing and  
316 maintaining emergency management plans.

317           (d) Review periodically political subdivision emergency  
318 management plans for consistency with the state comprehensive  
319 emergency management plan and standards and requirements adopted

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320 under this section.

321 (e) Cooperate with the President, the heads of the Armed  
322 Forces, the various federal emergency management agencies,  
323 federal or state health agencies, and the officers and agencies  
324 of other states in matters pertaining to emergency management in  
325 the state and the nation and incidents thereof and, in  
326 connection therewith, take any measures that it deems proper to  
327 carry into effect any request of the President and the  
328 appropriate federal officers and agencies for any emergency  
329 management action, including the direction or control of:

330 1. Emergency management drills, tests, or exercises of  
331 whatever nature.

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

335 (f) Make recommendations to the Legislature, building code  
336 organizations, and political subdivisions for zoning, building,  
337 and other land use controls; safety measures for securing mobile  
338 homes or other nonpermanent or semipermanent structures; and  
339 other preparedness, prevention, and mitigation measures designed  
340 to eliminate emergencies or reduce their impact.

341 (g) In accordance with the state comprehensive emergency  
342 management plan and program for emergency management, ascertain  
343 the requirements of the state and its political subdivisions for  
344 equipment and supplies of all kinds in the event of an  
345 emergency; plan for and either procure supplies, medicines,  
346 materials, and equipment or enter into memoranda of agreement or  
347 open purchase orders that will ensure their availability; and  
348 use and employ from time to time any of the property, services,

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349 and resources within the state in accordance with ss. 252.31-  
350 252.90.

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

353 (i) Institute statewide public awareness programs,  
354 including. ~~This shall include~~ an intensive public educational  
355 campaign on emergency preparedness issues. Such programs must  
356 include, ~~including~~, but need not be limited to, the personal  
357 responsibility of individual residents ~~citizens~~ to be self-  
358 sufficient for up to 72 hours following a natural or manmade  
359 disaster or a public health emergency. The public educational  
360 campaign must ~~shall~~ include relevant information on public  
361 health emergency mitigation, statewide disaster plans,  
362 evacuation routes, fuel suppliers, and shelters. All educational  
363 materials must be available in alternative formats and mediums  
364 to ensure that they are available to persons with disabilities.

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

371 (k) Prepare and distribute to appropriate state and local  
372 officials catalogs of federal, state, and private assistance  
373 programs.

374 (l) Coordinate federal, state, and local emergency  
375 management activities and take all other steps, including the  
376 partial or full mobilization of emergency management forces and  
377 organizations in advance of an actual emergency, to ensure the

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378 availability of adequately trained and equipped forces of  
379 emergency management personnel before, during, and after  
380 emergencies and disasters.

381 (m) Establish a schedule of fees that may be charged by  
382 local emergency management agencies for review of emergency  
383 management plans on behalf of external agencies and  
384 institutions. In establishing such schedule, the division shall  
385 consider facility size, review complexity, and other factors.

386 (n) Implement training programs to improve the ability of  
387 state and local emergency management personnel to prepare and  
388 implement emergency management plans and programs. This shall  
389 include a continuous training program for agencies and  
390 individuals that will be called on to perform key roles in state  
391 and local postdisaster response and recovery efforts and for  
392 local government personnel on federal and state postdisaster  
393 response and recovery strategies and procedures.

394 (o) Review periodically emergency operating procedures of  
395 state agencies and recommend revisions as needed to ensure  
396 consistency with the state comprehensive emergency management  
397 plan and program.

398 (p) Make such surveys of industries, resources, and  
399 facilities within the state, both public and private, as are  
400 necessary to carry out the purposes of ss. 252.31-252.90.

401 (q) Prepare, in advance whenever possible, such executive  
402 orders, proclamations, and rules for issuance by the Governor as  
403 are necessary or appropriate for coping with emergencies and  
404 disasters.

405 (r) Cooperate with the Federal Government and any public or  
406 private agency or entity in achieving any purpose of ss. 252.31-

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407 252.90 and in implementing programs for mitigation, preparation,  
408 response, and recovery.

409 (s) Complete an inventory of portable generators owned by  
410 the state and local governments which are capable of operating  
411 during a major disaster. The inventory must identify, at a  
412 minimum, the location of each generator, the number of  
413 generators stored at each specific location, the agency to which  
414 each generator belongs, the primary use of the generator by the  
415 owner agency, and the names, addresses, and telephone numbers of  
416 persons having the authority to loan the stored generators as  
417 authorized by the division during a declared emergency.

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

424 (u) Acquire and maintain a supply of personal protective  
425 equipment owned by the state for use by state agencies and to  
426 assist local government and the private sector in meeting safety  
427 needs during a declared emergency. The division shall conduct  
428 regular inventories of the supply, which must include  
429 projections of the need for additional personal protective  
430 equipment, as assessed by each governmental agency, to maintain  
431 the supply and replace expired items. The division shall  
432 maintain and replace the equipment on a standardized schedule  
433 that recognizes equipment expiration and obsolescence. This  
434 paragraph is subject to appropriation. The initial inventory  
435 must be reported by December 31, 2021, to the Governor, the

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436 President of the Senate, the Speaker of the House of  
437 Representatives, and the Chief Justice of the Supreme Court and,  
438 thereafter, the inventory must be reported by each December 31  
439 to those officers.

440 (v) Assist political subdivisions with the creation and  
441 training of urban search and rescue teams and promote the  
442 development and maintenance of a state urban search and rescue  
443 program.

444 (w)~~(w)~~ Delegate, as necessary and appropriate, authority  
445 vested in it under ss. 252.31-252.90 and provide for the  
446 subdelegation of such authority. The duration of each such  
447 delegation or subdelegation during an emergency may not exceed  
448 60 days; however a delegation or subdelegation may be renewed  
449 during the emergency, as necessary.

450 (x)~~(w)~~ Report biennially to the President of the Senate,  
451 the Speaker of the House of Representatives, the Chief Justice  
452 of the Supreme Court, and the Governor, no later than February 1  
453 of every odd-numbered year, the status of the emergency  
454 management capabilities of the state and its political  
455 subdivisions. This report must include the emergency management  
456 capabilities related to public health emergencies, as determined  
457 in collaboration with the Department of Health.

458 (y)~~(x)~~ In accordance with chapter 120, create, implement,  
459 administer, adopt, amend, and rescind rules, programs, and plans  
460 needed to carry out ~~the provisions of~~ ss. 252.31-252.90 with due  
461 consideration for, and in cooperating with, the plans and  
462 programs of the Federal Government. In addition, the division  
463 may adopt rules in accordance with chapter 120 to administer and  
464 distribute federal financial predisaster and postdisaster



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465 assistance for prevention, mitigation, preparedness, response,  
466 and recovery.

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

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

471 252.355 Registry of persons with special needs; notice;  
472 registration program.—

473 (2) In order to ensure that all persons with special needs  
474 may register, the division shall develop and maintain a special  
475 needs shelter registration program. During a public health  
476 emergency in which physical distancing is necessary, as  
477 determined by the State Health Officer, the division must  
478 maintain information on special needs shelter options that  
479 mitigate the threat of the spread of infectious diseases ~~The~~  
480 ~~registration program must be developed by January 1, 2015, and~~  
481 ~~fully implemented by March 1, 2015.~~

482 (a) The registration program shall include, at a minimum, a  
483 uniform electronic registration form and a database for  
484 uploading and storing submitted registration forms that may be  
485 accessed by the appropriate local emergency management agency.  
486 The link to the registration form shall be easily accessible on  
487 each local emergency management agency's website. Upon receipt  
488 of a paper registration form, the local emergency management  
489 agency shall enter the person's registration information into  
490 the database.

491 (b) To assist in identifying persons with special needs,  
492 home health agencies, hospices, nurse registries, home medical  
493 equipment providers, the Department of Children and Families,

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494 the Department of Health, the Agency for Health Care  
495 Administration, the Department of Education, the Agency for  
496 Persons with Disabilities, the Department of Elderly Affairs,  
497 and memory disorder clinics shall, and any physician licensed  
498 under chapter 458 or chapter 459 and any pharmacy licensed under  
499 chapter 465 may, annually provide registration information to  
500 all of their special needs clients or their caregivers. The  
501 division shall develop a brochure that provides information  
502 regarding special needs shelter registration procedures. The  
503 brochure must be easily accessible on the division's website.  
504 All appropriate agencies and community-based service providers,  
505 including aging and disability resource centers, memory disorder  
506 clinics, home health care providers, hospices, nurse registries,  
507 and home medical equipment providers, shall, and any physician  
508 licensed under chapter 458 or chapter 459 may, assist emergency  
509 management agencies by annually registering persons with special  
510 needs for special needs shelters, collecting registration  
511 information for persons with special needs as part of the  
512 program intake process, and establishing programs to educate  
513 clients about the registration process and disaster preparedness  
514 safety procedures. A client of a state-funded or federally  
515 funded service program who has a physical, mental, or cognitive  
516 impairment or sensory disability and who needs assistance in  
517 evacuating, or when in a shelter, must register as a person with  
518 special needs. The registration program shall give persons with  
519 special needs the option of preauthorizing emergency response  
520 personnel to enter their homes during search and rescue  
521 operations if necessary to ensure their safety and welfare  
522 following disasters.

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523 (c) The division shall be the designated lead agency  
524 responsible for community education and outreach to the public,  
525 including special needs clients, regarding registration and  
526 special needs shelters and general information regarding shelter  
527 stays.

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

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

535 2. Two separate annual notifications between January 1 and  
536 May 31.

537

538 The notification may be made by any available means, including,  
539 but not limited to, written, electronic, or verbal notification,  
540 and may be made concurrently with any other notification to  
541 residential customers required by law or rule.

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

544 252.356 Emergency and disaster planning provisions to  
545 assist persons with disabilities or limitations.—State agencies  
546 that contract with providers for the care of persons with  
547 disabilities or limitations that make such persons dependent  
548 upon the care of others shall include emergency and disaster  
549 planning provisions in such contracts at the time the contracts  
550 are initiated or upon renewal. These provisions shall include,  
551 but shall not be limited to:

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552 (5) A procedure for providing the essential services the  
553 organization currently provides to special needs clients in  
554 preparation for, ~~and~~ during, and following~~r~~ a disaster,  
555 including, but not limited to, a public health emergency.

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

558 252.359 Ensuring availability of emergency supplies.—

559 (2) As used in this section, the term "essentials" means  
560 goods that are consumed or used as a direct result of a declared  
561 emergency, or that are consumed or used to preserve, protect, or  
562 sustain life, health, safety, or economic well-being. The term  
563 includes, but is not limited to, personal protective equipment  
564 used in the event of a public health emergency.

565 Section 8. Present subsections (3) through (10) of section  
566 252.36, Florida Statutes, are redesignated as subsections (4)  
567 through (11), respectively, a new subsection (3) is added to  
568 that section, and subsections (1) and (2) and paragraph (c) of  
569 present subsection (5) of that section are amended, to read:

570 252.36 Emergency management powers of the Governor.—

571 (1) (a) The Governor is responsible for meeting the dangers  
572 presented to this state and its people by emergencies. In the  
573 event of an emergency beyond local control, the Governor, or, in  
574 the Governor's absence, her or his successor as provided by law,  
575 may assume direct operational control over all or any part of  
576 the emergency management functions within this state, and she or  
577 he shall have the power through proper process of law to carry  
578 out the provisions of this section. The Governor is authorized  
579 to delegate such powers as she or he may deem prudent.

580 (b) Pursuant to the authority vested in her or him under

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581 paragraph (a), the Governor may issue executive orders,  
582 proclamations, and rules and may amend or rescind them. Such  
583 executive orders, proclamations, and rules shall have the force  
584 and effect of law. An executive order, a proclamation, or a rule  
585 must be limited to a duration of not more than 60 days and may  
586 be renewed as necessary during the duration of the emergency. If  
587 renewed, the order, proclamation, or rule must specifically  
588 state which provisions are being renewed.

589 (c) The Legislature intends that, during an extended public  
590 health emergency, such as the COVID-19 pandemic, there should be  
591 a presumption that K-12 public schools, to the greatest extent  
592 possible, should remain open so long as the health and safety of  
593 students and school personnel can be maintained by specific  
594 public health mitigation strategies recommended by federal or  
595 state health agencies for educational settings. The Legislature  
596 also intends that during such an event, there be a presumption  
597 that businesses should remain open to the greatest extent  
598 possible so long as the health and safety of employees and  
599 customers can be reasonably protected by specific public health  
600 mitigation strategies recommended by federal or state health  
601 agencies, including but not limited to the Occupational Safety  
602 and Health Administration.

603 1. If the Governor declares by executive order or  
604 proclamation that the emergency requires closure of or  
605 restricted in-person attendance at K-12 public schools, the  
606 executive order or proclamation must contain specific reasons  
607 for those determinations, and he or she must review and reassess  
608 the situation regularly.

609 2. If the Governor declares by executive order or

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610 proclamation that the emergency requires businesses to restrict  
611 their operations or close, the executive order or proclamation  
612 must contain specific reasons for those determinations, and he  
613 or she must review and reassess the situation regularly.

614 (2) A state of emergency must ~~shall~~ be declared by  
615 executive order or proclamation of the Governor if she or he  
616 finds an emergency has occurred or that the occurrence or the  
617 threat thereof is imminent. The state of emergency must ~~shall~~  
618 continue until the Governor finds that the threat or danger has  
619 been dealt with to the extent that the emergency conditions no  
620 longer exist and she or he terminates the state of emergency by  
621 executive order or proclamation, but no state of emergency may  
622 continue for longer than 60 days unless renewed by the Governor.  
623 ~~The Legislature by concurrent resolution may terminate a state~~  
624 ~~of emergency at any time. Thereupon, the Governor shall issue an~~  
625 ~~executive order or proclamation ending the state of emergency.~~  
626 All executive orders or proclamations issued under this section  
627 must ~~shall~~ indicate the nature of the emergency, the area or  
628 areas threatened, and the conditions which ~~have~~ brought the  
629 emergency about or which make possible its termination. An  
630 executive order or proclamation must ~~shall~~ be promptly  
631 disseminated by means calculated to bring its contents to the  
632 attention of the general public; and, unless the circumstances  
633 attendant upon the emergency prevent or impede such filing, the  
634 order or proclamation must ~~shall~~ be filed promptly with the  
635 Department of State, the President of the Senate and the Speaker  
636 of the House of Representatives, and ~~in~~ the offices of the  
637 county commissioners in the counties to which the order or  
638 proclamation applies.

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639 (3) (a) At any time, the Legislature, by concurrent  
640 resolution, may terminate a state of emergency or any specific  
641 order thereunder. Upon such concurrent resolution, the Governor  
642 shall issue an executive order or proclamation consistent with  
643 the concurrent resolution.

644 (b) Notwithstanding s. 252.46(2), all emergency  
645 declarations and orders, regardless of how titled, issued under  
646 the authority of this part by the Governor or any agency,  
647 whether by direct, delegated, or subdelegated authority, before,  
648 during, or after a declared emergency, must be immediately filed  
649 with the Division of Administrative Hearings. Failure to file  
650 any such declaration or order with the division within 5 days  
651 after issuance voids the declaration or order. The division  
652 shall index all such declarations and orders and make them  
653 available in searchable format on its website within 3 days of  
654 filing. The searchable format must include, but is not limited  
655 to, searches by term, referenced statutes, and rules and must  
656 include a search category that specifically identifies emergency  
657 orders in effect at any given time. A link to the division's  
658 index must be placed in a conspicuous location on the Division  
659 of Emergency Management's website. This subsection applies  
660 retroactively to all executive emergency declarations and orders  
661 in effect on July 1, 2021.

662 (6)-(5) In addition to any other powers conferred upon the  
663 Governor by law, she or he may:

664 (c) Transfer the direction, personnel, or functions of  
665 state departments and agencies or units thereof for the purpose  
666 of performing or facilitating emergency services. The transfer  
667 of the direction, personnel, or functions of state departments

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668 and agencies must be reported monthly on a cumulative basis to  
669 the President of the Senate and the Speaker of the House of  
670 Representatives.

671 Section 9. Section 252.3611, Florida Statutes, is created  
672 to read:

673 252.3611 Transparency; audits.—

674 (1) Each order, proclamation, or rule issued by the  
675 Governor, the division, or any agency must specify the statute  
676 or rule being amended or waived, if applicable, and the  
677 expiration date for the order, proclamation, or rule.

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

679 (a) Within 72 hours of executing a contract executed with  
680 moneys authorized for expenditure to support the response to the  
681 declared state of emergency, the Governor shall submit a copy of  
682 such contract to the Legislature. For contracts executed during  
683 the first 90 days of the emergency, the Governor shall submit a  
684 copy to the Legislature within the first 120 days of the  
685 declared emergency.

686 (b) The Executive Office of the Governor or the appropriate  
687 agency shall submit monthly reports to the Legislature of all  
688 state expenditures, revenues received, and funds transferred by  
689 an agency during the previous month to support the declared  
690 state of emergency.

691 (3) Once an emergency exceeds 1 year, the Auditor General  
692 shall conduct a financial audit of all associated expenditures  
693 and a compliance audit of all associated contracts entered into  
694 during the declared emergency. The Auditor General must update  
695 the audit annually until the emergency is declared to be ended.

696 (4) Following the expiration or termination of a state of



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697 emergency, the Auditor General shall conduct a financial audit  
698 of all associated expenditures and a compliance audit of all  
699 associated contracts entered into during the state of emergency.

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

702 252.365 Emergency coordination officers; disaster-  
703 preparedness plans.—

704 (3) Emergency coordination officers shall ensure ~~These~~  
705 ~~individuals shall be responsible for ensuring~~ that each state  
706 agency and facility, such as a prison, office building, or  
707 university, has a disaster preparedness plan that is coordinated  
708 with the applicable local emergency-management agency and  
709 approved by the division.

710 (a) The disaster-preparedness plan must outline a  
711 comprehensive and effective program to ensure continuity of  
712 essential state functions under all circumstances, including,  
713 but not limited to, a pandemic or other public health emergency.  
714 The plan must identify a baseline of preparedness for a full  
715 range of potential emergencies to establish a viable capability  
716 to perform essential functions during any emergency or other  
717 situation that disrupts normal operations. This baseline must  
718 consider and include preparedness for rapid and large-scale  
719 increases in the public's need to access government services  
720 through technology or other means during an emergency,  
721 including, but not limited to, a public health emergency.

722 (b) The plan must include, at a minimum, the following  
723 elements: identification of essential functions, programs, and  
724 personnel; procedures to implement the plan and personnel  
725 notification and accountability; delegations of authority and

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726 lines of succession; identification of alternative facilities  
727 and related infrastructure, including those for communications;  
728 identification and protection of vital records and databases;  
729 provisions regarding the availability of, and distribution plans  
730 for, personal protective equipment; and schedules and procedures  
731 for periodic tests, training, and exercises.

732 (c) The division shall develop and distribute guidelines  
733 for developing and implementing the plan. By December 31, 2022,  
734 each agency must update its plan to include provisions related  
735 to preparation for pandemics and other public health emergencies  
736 consistent with the plan developed pursuant to s. 381.00315.  
737 Each agency plan must be updated as needed to remain consistent  
738 with the state public health emergency management plan.

739 Section 11. Subsection (3) of section 252.37, Florida  
740 Statutes, is amended, subsection (7) is added to that section,  
741 and subsection (2) of that section is amended contingent upon SB  
742 1892 or similar legislation creating the Emergency Preparedness  
743 and Response Fund taking effect, to read:

744 252.37 Financing.—

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

748 (b) If the Governor finds that the demands placed upon  
749 these funds in coping with a particular disaster declared by the  
750 Governor as a state of emergency are unreasonably great, she or  
751 he may make funds available by transferring and expending moneys  
752 ~~appropriated for other purposes, by transferring and expending~~  
753 ~~moneys out of any unappropriated surplus funds, or from the~~  
754 Emergency Preparedness and Response ~~Budget Stabilization~~ Fund.

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755 Notice of such action, as provided in s. 216.177, must be  
756 delivered at least 7 days before the effective date of the  
757 action. If the President of the Senate and the Speaker of the  
758 House of Representatives timely advise in writing that they  
759 object to the transfer, the Governor must void such action. The  
760 Governor may request additional funds to be appropriated to the  
761 Emergency Preparedness and Response Fund by a budget amendment,  
762 subject to approval of the Legislative Budget Commission.

763 (c) Following the expiration or termination of the state of  
764 emergency, the Governor may transfer moneys with a budget  
765 amendment, subject to approval by the Legislative Budget  
766 Commission, to satisfy the budget authority granted for such  
767 emergency. The transfers and expenditures supporting the  
768 amendment must be directly related to the declared disaster or  
769 emergency.

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

774 (7) Before any expenditures are made, an agency, a county,  
775 or a municipality must submit a detailed spending plan for any  
776 grants, gifts, loans, funds, payments, services, equipment,  
777 supplies, or materials received under this section in aid of or  
778 for the purpose of emergency prevention, management, mitigation,  
779 preparedness, response, or recovery to the President of the  
780 Senate, the Speaker of the House of Representatives, and the  
781 chairs of the legislative appropriations committees. If an  
782 emergency situation precludes the advance submission of a  
783 detailed spending plan, the plan must be submitted as soon as

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784 practicable, but not later than 30 days after initiation of any  
785 expenditures and continuing every 30 days for the duration of  
786 the emergency and thereafter while funds continue to be  
787 disbursed in response to the emergency.

788 Section 12. Subsections (1), (2), and (3) of section  
789 252.385, Florida Statutes, are amended to read:

790 252.385 Public shelter space.—

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

794 (2) (a) The division shall administer a program to survey  
795 existing schools, universities, community colleges, and other  
796 state-owned, municipally owned, and county-owned public  
797 buildings and any private facility that the owner, in writing,  
798 agrees to provide for use as a public hurricane evacuation  
799 shelter to identify those that are appropriately designed and  
800 located to serve as such shelters. The owners of the facilities  
801 must be given the opportunity to participate in the surveys. The  
802 state university boards of trustees, district school boards,  
803 community college boards of trustees, and the Department of  
804 Education are responsible for coordinating and implementing the  
805 survey of public schools, universities, and community colleges  
806 with the division or the local emergency management agency.

807 (b) By January 31 of each even-numbered year, the division  
808 shall prepare and submit a statewide emergency shelter plan to  
809 the Governor and Cabinet for approval, subject to the  
810 requirements for approval in s. 1013.37(2). The emergency  
811 shelter plan must project, for each of the next 5 years, the  
812 hurricane shelter needs of the state, including periods of time

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813 during which a concurrent public health emergency may  
814 necessitate more space for each individual to accommodate  
815 physical distancing. In addition to information on the general  
816 shelter needs throughout this state, the plan must ~~shall~~  
817 identify the general location and square footage of special  
818 needs shelters, by regional planning council region, ~~during the~~  
819 ~~next 5 years~~. The plan must ~~shall~~ also include information on  
820 the availability of shelters that accept pets. The Department of  
821 Health shall assist the division in determining the estimated  
822 need for special needs shelter space and the adequacy of  
823 facilities to meet the needs of persons with special needs based  
824 on information from the registries of persons with special needs  
825 and other information.

826 (3) The division shall annually provide to the President of  
827 the Senate, the Speaker of the House of Representatives, and the  
828 Governor a list of facilities recommended to be retrofitted  
829 using state funds. State funds should be maximized and targeted  
830 to regional planning council regions with hurricane evacuation  
831 shelter deficits. ~~Retrofitting facilities in regions with public~~  
832 ~~hurricane evacuation shelter deficits shall be given first~~  
833 ~~priority and should be completed by 2003. All recommended~~  
834 ~~facilities should be retrofitted by 2008.~~ The owner or lessee of  
835 a public hurricane evacuation shelter that is included on the  
836 list of facilities recommended for retrofitting is not required  
837 to perform any recommended improvements.

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

840 252.44 Emergency mitigation.—

841 (1) In addition to prevention measures included in the

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842 state and local comprehensive emergency management plans, the  
843 Governor shall consider on a continuing basis steps that could  
844 be taken to mitigate the harmful consequences of emergencies. At  
845 the Governor's direction and pursuant to any other authority and  
846 competence they have, state agencies, including, but not limited  
847 to, those charged with responsibilities in connection with  
848 protecting and maintaining the public health, flood plain  
849 management, stream encroachment and flow regulation, weather  
850 modification, fire prevention and control, air quality, public  
851 works, land use and land use planning, and construction  
852 standards, shall make studies of emergency-mitigation-related  
853 matters. The Governor, from time to time, shall make such  
854 recommendations to the Legislature, local governments, and other  
855 appropriate public and private entities as may facilitate  
856 measures for mitigation of the harmful consequences of  
857 emergencies.

858 Section 14. Present subsection (3) of section 252.46,  
859 Florida Statutes, is redesignated as subsection (4), a new  
860 subsection (3) is added to that section, and subsection (2) of  
861 that section is amended, to read:

862 252.46 Orders and rules.—

863 (2) All orders and rules adopted by the division or any  
864 political subdivision or other agency authorized by ss. 252.31-  
865 252.90 to make orders and rules have full force and effect of  
866 law after adoption in accordance with ~~the provisions of~~ chapter  
867 120 in the event of issuance by the division or any state agency  
868 or, if adopted ~~promulgated~~ by a political subdivision of the  
869 state or agency thereof, when filed in the office of the clerk  
870 or recorder of the political subdivision or agency adopting

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871 ~~promulgating~~ the same. Failure of a political subdivision to  
872 file any such order or rule with the office of the clerk or  
873 recorder within 3 days after issuance voids the declaration or  
874 order. All existing laws, ordinances, and rules inconsistent  
875 with ~~the provisions of~~ ss. 252.31-252.90, or any order or rule  
876 issued under the authority of ss. 252.31-252.90, shall be  
877 suspended during the period of time and to the extent that such  
878 conflict exists.

879 (3) Emergency ordinances, declarations, and orders adopted  
880 by a political subdivision under the authority of ss. 252.31-  
881 252.90, including those enacted by a municipality pursuant to s.  
882 166.041(3)(b), must be available on a dedicated webpage  
883 accessible through a conspicuous link on the political  
884 subdivision's homepage. The dedicated webpage must identify the  
885 emergency ordinances, declarations, and orders currently in  
886 effect. Each political subdivision adopting emergency  
887 ordinances, declarations, or orders must provide the division  
888 with the link to the political subdivision's dedicated webpage.  
889 The division must include these links in an easily identifiable  
890 format on its website.

891 Section 15. Paragraph (a) of subsection (2) of section  
892 377.703, Florida Statutes, is amended to read:

893 377.703 Additional functions of the Department of  
894 Agriculture and Consumer Services.—

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

898 (a) The Division of Emergency Management is responsible for  
899 the development of an energy emergency contingency plan to

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900 respond to serious shortages of primary and secondary energy  
901 sources. Upon a finding by the Governor, implementation of any  
902 emergency program shall be upon order of the Governor that a  
903 particular kind or type of fuel is, or that the occurrence of an  
904 event which is reasonably expected within 30 days will make the  
905 fuel, in short supply. The Division of Emergency Management  
906 shall then respond by instituting the appropriate measures of  
907 the contingency plan to meet the given emergency or energy  
908 shortage. The Governor may utilize the provisions of s.  
909 252.36(6) ~~s. 252.36(5)~~ to carry out any emergency actions  
910 required by a serious shortage of energy sources.

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

913 381.00315 Public health advisories; public health  
914 emergencies; isolation and quarantines.—The State Health Officer  
915 is responsible for declaring public health emergencies, issuing  
916 public health advisories, and ordering isolation or quarantines.

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

918 (c) "Public health emergency" means any occurrence, or  
919 threat thereof, whether natural or manmade, which results or may  
920 result in substantial injury or harm to the public health from  
921 infectious disease, chemical agents, nuclear agents, biological  
922 toxins, or situations involving mass casualties or natural  
923 disasters.

924 (2) (a) The department shall prepare and maintain a state  
925 public health emergency management plan to serve as a  
926 comprehensive guide to public health emergency response in this  
927 state. The department shall develop the plan in collaboration  
928 with the Division of Emergency Management, other executive



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929 agencies with functions relevant to public health emergencies,  
930 district medical examiners, and national and state public health  
931 experts and ensure that it integrates and coordinates with the  
932 public health emergency management plans and programs of the  
933 Federal Government. The plan must address each element of public  
934 health emergency planning and incorporate public health and  
935 epidemiological best practices to ensure that the state is  
936 prepared for every foreseeable public health emergency. The plan  
937 must include an assessment of state and local public health  
938 infrastructure, including information systems, physical plant,  
939 commodities, and human resources, and an analysis of the  
940 infrastructure necessary to achieve the level of readiness  
941 proposed by the plan for short-term and long-term public  
942 emergencies. Beginning July 1, 2022, the department shall submit  
943 the plan to the Division of Emergency Management for inclusion  
944 in the state comprehensive emergency management plan pursuant to  
945 s. 252.35. The department shall review the plan after the  
946 declared end of each public health emergency, and, in any event,  
947 at least every five years, and update its terms as necessary to  
948 ensure continuous planning.

949 (b) Before declaring a public health emergency, the State  
950 Health Officer shall, to the extent possible, consult with the  
951 Governor and shall notify the Chief of Domestic Security. The  
952 declaration of a public health emergency shall continue until  
953 the State Health Officer finds that the threat or danger has  
954 been dealt with to the extent that the emergency conditions no  
955 longer exist and he or she terminates the declaration. However,  
956 a declaration of a public health emergency may not continue for  
957 longer than 60 days unless the Governor concurs in the renewal

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958 of the declaration.

959 (c) The State Health Officer, upon declaration of a public  
960 health emergency, shall establish by order the method and  
961 procedure for identifying and reporting cases and deaths  
962 involving the infectious disease or other occurrence identified  
963 as the basis for the declared public health emergency. The  
964 method and procedure must be consistent with any standards  
965 developed by the Federal Government specific to the declared  
966 emergency or, if federal standards do not exist, must be  
967 consistent with public health best practices as identified by  
968 the State Health Officer. During the pendency of a public health  
969 emergency, the department is the sole entity responsible for the  
970 collection and official reporting and publication of cases and  
971 deaths. The State Health Officer, by order or emergency rule,  
972 may ensure necessary assistance from licensed health care  
973 providers in carrying out this function and may request the  
974 assistance of district medical examiners in performing this  
975 function.

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

979 1. Directing manufacturers of prescription drugs or over-  
980 the-counter drugs who are permitted under chapter 499 and  
981 wholesalers of prescription drugs located in this state who are  
982 permitted under chapter 499 to give priority to the shipping of  
983 specified drugs to pharmacies and health care providers within  
984 geographic areas ~~that have been~~ identified by the State Health  
985 Officer. The State Health Officer must identify the drugs to be  
986 shipped. Manufacturers and wholesalers located in the state must

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987 respond to the State Health Officer's priority shipping  
988 directive before shipping the specified drugs.

989       2. Notwithstanding chapters 465 and 499 and rules adopted  
990 thereunder, directing pharmacists employed by the department to  
991 compound bulk prescription drugs and provide these bulk  
992 prescription drugs to physicians and nurses of county health  
993 departments or any qualified person authorized by the State  
994 Health Officer for administration to persons as part of a  
995 prophylactic or treatment regimen.

996       3. Notwithstanding s. 456.036, temporarily reactivating the  
997 inactive license of the following health care practitioners,  
998 when such practitioners are needed to respond to the public  
999 health emergency: physicians licensed under chapter 458 or  
1000 chapter 459; physician assistants licensed under chapter 458 or  
1001 chapter 459; licensed practical nurses, registered nurses, and  
1002 advanced practice registered nurses licensed under part I of  
1003 chapter 464; respiratory therapists licensed under part V of  
1004 chapter 468; and emergency medical technicians and paramedics  
1005 certified under part III of chapter 401. Only those health care  
1006 practitioners specified in this paragraph who possess an  
1007 unencumbered inactive license and who request that such license  
1008 be reactivated are eligible for reactivation. An inactive  
1009 license that is reactivated under this paragraph shall return to  
1010 inactive status when the public health emergency ends or before  
1011 the end of the public health emergency if the State Health  
1012 Officer determines that the health care practitioner is no  
1013 longer needed to provide services during the public health  
1014 emergency. Such licenses may only be reactivated for a period  
1015 not to exceed 90 days without meeting the requirements of s.

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1016 456.036 or chapter 401, as applicable.

1017 4. Ordering an individual to be examined, tested,  
1018 vaccinated, treated, isolated, or quarantined for communicable  
1019 diseases that have significant morbidity or mortality and  
1020 present a severe danger to public health. Individuals who are  
1021 unable or unwilling to be examined, tested, vaccinated, or  
1022 treated for reasons of health, religion, or conscience may be  
1023 subjected to isolation or quarantine.

1024 a. Examination, testing, vaccination, or treatment may be  
1025 performed by any qualified person authorized by the State Health  
1026 Officer.

1027 b. If the individual poses a danger to the public health,  
1028 the State Health Officer may subject the individual to isolation  
1029 or quarantine. If there is no practical method to isolate or  
1030 quarantine the individual, the State Health Officer may use any  
1031 means necessary to vaccinate or treat the individual.

1032 c. Any order of the State Health Officer given to  
1033 effectuate this paragraph is ~~shall be~~ immediately enforceable by  
1034 a law enforcement officer under s. 381.0012.

1035 (e) ~~(2)~~ Individuals who assist the State Health Officer at  
1036 his or her request on a volunteer basis during a public health  
1037 emergency are entitled to the benefits specified in s.  
1038 110.504(2), (3), (4), and (5).

1039 Section 17. Subsection (1) of section 406.11, Florida  
1040 Statutes, is amended, and paragraph (c) is added to subsection  
1041 (2) of that section, to read:

1042 406.11 Examinations, investigations, and autopsies.—

1043 (1) In any of the following circumstances involving the  
1044 death of a human being, the medical examiner of the district in

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1045 which the death occurred or the body was found shall determine  
1046 the cause of death and certify the death and shall, for that  
1047 purpose, make or perform ~~have performed~~ such examinations,  
1048 investigations, and autopsies as he or she deems ~~shall deem~~  
1049 necessary or as ~~shall be~~ requested by the state attorney:

1050 (a) When any person dies in this ~~the~~ state:

- 1051 1. Of criminal violence.
- 1052 2. By accident.
- 1053 3. By suicide.
- 1054 4. Suddenly, when in apparent good health.
- 1055 5. Unattended by a practicing physician or other recognized  
1056 practitioner.
- 1057 6. In any prison or penal institution.
- 1058 7. In police custody.
- 1059 8. In any suspicious or unusual circumstance.
- 1060 9. By criminal abortion.
- 1061 10. By poison.
- 1062 11. By disease constituting a threat to public health.
- 1063 12. By disease, injury, or toxic agent resulting from  
1064 employment.

1065 (b) When a dead body is brought into this ~~the~~ state without  
1066 proper medical certification.

1067 (c) When a body is to be cremated, dissected, or buried at  
1068 sea.

1069 (2)

1070 (c) A district medical examiner shall assist the State  
1071 Health Officer in identifying and reporting deaths upon a  
1072 request by the State Health Officer under s. 381.00315.

1073 Section 18. For purposes of this act, all executive orders

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1074 issued pursuant to an emergency declaration by the Governor,  
1075 including through delegated or subdelegated authority, which are  
1076 issued more than 60 days before July 1, 2021, expire upon the  
1077 effective date of this act; however, an expired executive order  
1078 may be reissued for 60-day periods if the emergency conditions  
1079 persist, and if the reissued order states with specificity the  
1080 provisions being reissued.

1081       Section 19. No later than September 30, 2021, the  
1082 Department of Business and Professional Regulation must review  
1083 all executive orders issued under its delegated authority during  
1084 the COVID-19 pandemic and make written recommendations to the  
1085 Legislature regarding any issues that should be codified in law.

1086       Section 20. Except as otherwise expressly provided in this  
1087 act, this act shall take effect July 1, 2021.