

ENROLLED

HB 5B

2021B Legislature

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An act relating to the Florida Occupational Safety and Health State Plan; providing legislative intent and findings; defining the term "state plan"; requiring the Executive Office of the Governor to develop a proposal for a state plan to assert state jurisdiction over occupational safety and health issues for government and private employees; requiring the office to designate or hire necessary staff to develop the proposal; requiring the Division of Risk Management and the Division of Workers' Compensation within the Department of Financial Services, the Department of Health, and the Department of Business and Professional Regulation to assist the office with development of the proposal upon request; requiring the office to submit a status report to the Legislature by a specified date; requiring that the status report contain specified information; providing an appropriation; providing an effective date.

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

Section 1. (1) It is the intent of the Legislature to provide for the establishment of the Florida Occupational Safety and Health State Plan. The Legislature finds that such a plan

ENROLLED

HB 5B

2021B Legislature

26 would enhance occupational safety and health in this state  
27 through the implementation and maintenance of policies,  
28 procedures, practices, rules, and standards that reduce the  
29 incidence of employee accidents, occupational diseases, and  
30 fatalities, while providing the state with the flexibility to  
31 adequately address the needs of businesses and employees in this  
32 state.

33 (2) As used in this section, the term "state plan" refers  
34 to a Florida Occupational Safety and Health State Plan.

35 (3) The Executive Office of the Governor shall develop a  
36 proposal for a state plan to assert state jurisdiction over  
37 occupational safety and health issues for government and private  
38 employees and shall designate or hire appropriate staff as  
39 necessary to develop the proposal.

40 (4) The Division of Risk Management and the Division of  
41 Workers' Compensation within the Department of Financial  
42 Services, the Department of Health, and the Department of  
43 Business and Professional Regulation shall assist the Executive  
44 Office of the Governor with the development of the proposal upon  
45 request of the office.

46 (5) On or before January 17, 2022, the Executive Office of  
47 the Governor shall submit a status report to the President of  
48 the Senate and the Speaker of the House of Representatives. The  
49 status report must contain, at a minimum, all of the following  
50 information:

ENROLLED

HB 5B

2021B Legislature

51        (a) Timelines for the completion of the proposal and for  
 52 the completion of the state plan, including the establishment of  
 53 an agency to oversee the state plan, legislation necessary to  
 54 implement the state plan, and the scope of coverage with respect  
 55 to employees covered under, and excluded from, the state plan.

56        (b) An explanation of whether additional employees,  
 57 consultants, or contractors need to be hired to assist with the  
 58 development of the proposal and the state plan and whether  
 59 additional funds need to be appropriated for that purpose.

60        Section 2. For the 2021-2022 fiscal year, the nonrecurring  
 61 sum of \$1 million is appropriated to the Executive Office of the  
 62 Governor from the General Revenue Fund for the purpose of  
 63 implementing this act.

64        Section 3. This act shall take effect upon becoming a law.