

## CHAPTER 2021-274

### House Bill No. 5-B

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

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

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

(4) 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 shall assist the Executive Office of the Governor with the development of the proposal upon request of the office.

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

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

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

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

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

Approved by the Governor November 18, 2021.

Filed in Office Secretary of State November 18, 2021.