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# **Health Care Services Policy Committee**

## **Action Packet**

**Tuesday, January 12, 2010  
10:15 AM - 12:00 PM  
306 HOB**

**COMMITTEE MEETING REPORT**  
**Health Care Services Policy Committee**

**1/12/2010 10:15:00AM**

**Location:** 306 HOB

**Summary:**

**Health Care Services Policy Committee**

*Tuesday January 12, 2010 10:15 am*

HB 25 Favorable With Committee Substitute

Yeas: 14 Nays: 0

HB 315 Favorable With Committee Substitute

Yeas: 14 Nays: 0

**Committee meeting was reported out: Tuesday, January 12, 2010 4:06:21PM**

**COMMITTEE MEETING REPORT**  
**Health Care Services Policy Committee**

**1/12/2010 10:15:00AM**

**Location:** 306 HOB

**Attendance:**

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Paige Kreegel (Chair)	X		
Gary Aubuchon	X		
Debbie Boyd	X		
Chris Dorworth	X		
Kurt Kelly	X		
Scott Plakon	X		
Scott Randolph	X		
Betty Reed	X		
Hazelle Rogers	X		
Dwayne Taylor	X		
John Tobia	X		
Trudi Williams	X		
John Wood	X		
Juan Zapata	X		
<b>Totals:</b>	<b>14</b>	<b>0</b>	<b>0</b>

Committee meeting was reported out: Tuesday, January 12, 2010 4:06:21PM

**COMMITTEE MEETING REPORT**  
**Health Care Services Policy Committee**

**1/12/2010 10:15:00AM**

**Location:** 306 HOB

**HB 25 : Temporary and Concurrent Custody of a Child**

*Favorable With Committee Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Gary Aubuchon	X				
Debbie Boyd	X				
Chris Dorworth	X				
Kurt Kelly	X				
Scott Plakon	X				
Scott Randolph	X				
Betty Reed	X				
Hazelle Rogers	X				
Dwayne Taylor	X				
John Tobia	X				
Trudi Williams	X				
John Wood	X				
Juan Zapata	X				
Paige Kreegel (Chair)	X				
<b>Total Yeas: 14</b>		<b>Total Nays: 0</b>			

**Appearances:**

Concurrent Custody for Extended Family  
 Amy Petril (Lobbyist) (General Public) - Proponent  
 Children's Board of Hillsborough County, Director of Public Policy  
 1002 E. Palm Ave.  
 Tampa FL 33605  
 Phone: (813) 774-1854

Committee meeting was reported out: Tuesday, January 12, 2010 4:06:21PM

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 25 (2010)

Amendment No. 1

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	<u>Y</u>	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

1 Council/Committee hearing bill: Health Care Services Policy  
2 Committee  
3 Representative(s) Glorioso offered the following:

4  
5 **Amendment**

6 Remove line 67 and insert:

7 (1) "Concurrent custody" means that an eligible extended family  
8 member



Amendment No. 2

20 parties consent and if modification is in the best interest  
21 of the child. Any order modifying child support in a  
22 concurrent custody proceeding shall be copied and placed in  
23 the related family court files.

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25

26

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**T I T L E   A M E N D M E N T**

27

28

Remove lines 21-23 and insert:

29

physical custody of the child at any time; providing for  
30 the court to terminate an order for concurrent custody if  
31 either or both parents object to the order; providing for  
32 filing for temporary custody if an order for concurrent  
33 custody has been terminated; providing for the court to  
34 modify an existing child support order;

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**COMMITTEE MEETING REPORT**  
**Health Care Services Policy Committee**

**1/12/2010 10:15:00AM**

**Location:** 306 HOB

**HB 315 : Adoption**

*Favorable With Committee Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Gary Aubuchon	X				
Debbie Boyd	X				
Chris Dorworth	X				
Kurt Kelly	X				
Scott Plakon	X				
Scott Randolph	X				
Betty Reed	X				
Hazelle Rogers	X				
Dwayne Taylor	X				
John Tobia	X				
Trudi Williams	X				
John Wood	X				
Juan Zapata	X				
Paige Kreegel (Chair)	X				
<b>Total Yeas: 14</b>		<b>Total Nays: 0</b>			

**Appearances:**

Firearms/Adoption  
 Marion Hammer (Lobbyist) (General Public) - Proponent  
 NRA and Unified Sportsmen of Florida  
 P.O.Box 1387  
 Tallahassee FL 32302  
 Phone: 222-9518

Committee meeting was reported out: Tuesday, January 12, 2010 4:06:21PM



COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 315 (2010)

Amendment No. 1

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Council/Committee hearing bill: Health Care Services Policy  
2 Committee

3 Representative(s) Kreegel offered the following:

4

5 **Amendment**

6 Remove lines 16-18 and insert:

7 (1) Make a determination that a person is unsuitable to  
8 adopt based on the lawful possession, storage, or use of a  
9 firearm or ammunition by any member of the adoptive home.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 315 (2010)

Amendment No. 2

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	Y	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

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1 Council/Committee hearing bill: Health Care Services Policy  
2 Committee  
3 Representative(s) Kreegel; offered the following:  
4

5 **Amendment (with title amendment)**

6 Remove line 25 and insert:

7 Section 2. Subsections (5) and (9) of section 409.175,  
8 Florida Statutes, are amended to read:

9 (5)(a) The department shall adopt and amend licensing  
10 rules for family foster homes, residential child-caring  
11 agencies, and child-placing agencies. The department may also  
12 adopt rules relating to the screening requirements for summer  
13 day camps and summer 24-hour camps. The requirements for  
14 licensure and operation of family foster homes, residential  
15 child-caring agencies, and child-placing agencies shall include:

16 1. The operation, conduct, and maintenance of these homes  
17 and agencies and the responsibility which they assume for  
18 children served and the evidence of need for that service.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 315 (2010)

Amendment No. 2

19           2. The provision of food, clothing, educational  
20 opportunities, services, equipment, and individual supplies to  
21 assure the healthy physical, emotional, and mental development  
22 of the children served.

23           3. The appropriateness, safety, cleanliness, and general  
24 adequacy of the premises, including fire prevention and health  
25 standards, to provide for the physical comfort, care, and well-  
26 being of the children served.

27           4. The ratio of staff to children required to provide  
28 adequate care and supervision of the children served and, in the  
29 case of foster homes, the maximum number of children in the  
30 home.

31           5. The good moral character based upon screening,  
32 education, training, and experience requirements for personnel.

33           6. The department may grant exemptions from  
34 disqualification from working with children or the  
35 developmentally disabled as provided in s. 435.07.

36           7. The provision of preservice and inservice training for  
37 all foster parents and agency staff.

38           8. Satisfactory evidence of financial ability to provide  
39 care for the children in compliance with licensing requirements.

40           9. The maintenance by the agency of records pertaining to  
41 admission, progress, health, and discharge of children served,  
42 including written case plans and reports to the department.

43           10. The provision for parental involvement to encourage  
44 preservation and strengthening of a child's relationship with  
45 the family.

46           11. The transportation safety of children served.

Amendment No. 2

47 12. The provisions for safeguarding the cultural,  
48 religious, and ethnic values of a child.

49 13. Provisions to safeguard the legal rights of children  
50 served.

51 (b) The requirements for the licensure and operation of a  
52 child placing agency shall also include compliance with the  
53 requirements of ss. 63.0422 and 790.335.

54 ~~(b)~~ (c) In promulgating licensing rules pursuant to this  
55 section, the department may make distinctions among types of  
56 care; numbers of children served; and the physical, mental,  
57 emotional, and educational needs of the children to be served by  
58 a home or agency.

59 ~~(c)~~ (d) The department shall not adopt rules which  
60 interfere with the free exercise of religion or which regulate  
61 religious instruction or teachings in any child-caring or child-  
62 placing home or agency; however, nothing herein shall be  
63 construed to allow religious instruction or teachings that are  
64 inconsistent with the health, safety, or well-being of any  
65 child; with public morality; or with the religious freedom of  
66 children, parents, or legal guardians who place their children  
67 in such homes or agencies.

68 (e) The department's rules shall include adoption of a form  
69 to be used by child placing agencies during an adoption home  
70 study that requires all prospective adoptive applicants to  
71 acknowledge in writing the receipt of a document containing  
72 solely and exclusively the verbatim language provided for in s.  
73 790.174.

Amendment No. 2

74 (9)(a) The department may deny, suspend, or revoke a  
75 license.

76 (b) Any of the following actions by a home or agency or  
77 its personnel is a ground for denial, suspension, or revocation  
78 of a license:

79 1. An intentional or negligent act materially affecting  
80 the health or safety of children in the home or agency.

81 2. A violation of the provisions of this section or of  
82 licensing rules promulgated pursuant to this section.

83 3. Noncompliance with the requirements for good moral  
84 character as specified in paragraph (5)(a).

85 4. Failure to dismiss personnel found in noncompliance  
86 with requirements for good moral character.

87 5. Failure to comply with requirements of ss. 63.0422 and  
88 790.335.

89  
90 Section 3. This act shall take effect upon becoming law.  
91

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

94 Remove lines 6-7 and insert:

95 storage, or use of a firearm or ammunition; amending s.

96 409.175, F.S.; providing additional requirements for

97 child-placing agencies; providing additional rulemaking

98 requirements for the Department of Children and Family

99 Services; creating additional grounds for denial,

100 suspension, or revocation of a license; providing an

101 effective date.

**COMMITTEE MEETING REPORT**  
**Health Care Services Policy Committee**

**1/12/2010 10:15:00AM**

**Location:** 306 HOB

**Workshop**

**Background screening for employment.**

**Appearances:**

George Sheldon (Lobbyist) (State Employee) (At Request Of Chair) - Information Only

Background Screening

*Department of Children and Families, Secretary*

Tallahassee Florida

Phone:488-1111

Mark Zadra (Lobbyist) (State Employee) (At Request Of Chair) - Information Only

Background Screening

*Florida Department of Law Enforcement, Assistant Commissioner*

2331 Phillips Road

Tallahassee Florida 32308

Phone:(850) 410-7001

Mary Ann Stiles (Lobbyist) (At Request Of Chair) - Information Only

Background Screening

*Stiles, Taylor & Grace*

315 Plant Ave.

Tampa Florida 33606

Phone:(813) 251-2880

Tamara Demko (Lobbyist) (State Employee) (At Request Of Chair) - Information Only

Background Screening

*Agency for Persons with Disabilities*

4030 Esplanade Way

Tallahassee Florida 32399

Phone:(850) 488-4257

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