



Health & Human Services Committee

**Monday, March 2, 2020
1:00 PM – 2:00 PM
Morris Hall (17 HOB)**

Amended Action Packet

**Jose Oliva
Speaker**

**Ray Rodrigues
Chair**

COMMITTEE MEETING REPORT
Health & Human Services Committee

3/2/2020 1:00PM

Location: Morris Hall (17 HOB)

AMENDED

Summary:

Health & Human Services Committee

Monday March 02, 2020 01:00 pm

| | | | |
|------------------|-------------------------------------|----------|---------|
| CS/HB 1143 | Favorable With Committee Substitute | Yeas: 18 | Nays: 0 |
| Amendment 736867 | Adopted Without Objection | | |
| Amendment 969779 | Adopted Without Objection | | |
| Amendment 473851 | Adopted | | |
| Amendment 758787 | Adopted Without Objection | | |
| Amendment 313567 | Adopted Without Objection | | |
| Amendment 279341 | Adopted Without Objection | | |
| | | | |
| CS/HB 7063 | Favorable With Committee Substitute | Yeas: 18 | Nays: 0 |
| Amendment 819929 | Adopted Without Objection | | |

Committee meeting was reported out: Monday, March 02, 2020 3:14PM

COMMITTEE MEETING REPORT
Health & Human Services Committee

3/2/2020 1:00PM

Location: Morris Hall (17 HOB)

AMENDED

Attendance:

| | <i>Present</i> | <i>Absent</i> | <i>Excused</i> |
|-----------------------|----------------|---------------|----------------|
| Ray Rodrigues (Chair) | X | | |
| Kamia Brown | X | | |
| Colleen Burton | X | | |
| John Cortes | X | | |
| Nick DiCeglie | X | | |
| Nicholas Duran | X | | |
| Joy Goff-Marcil | X | | |
| Michael Grant | X | | |
| Shevrin Jones | X | | |
| Thomas Leek | X | | |
| MaryLynn Magar | X | | |
| Cary Pigman | X | | |
| Scott Plakon | X | | |
| Mel Ponder | X | | |
| Spencer Roach | X | | |
| Emily Slosberg | X | | |
| Cyndi Stevenson | X | | |
| Clay Yarborough | X | | |
| Totals: | 18 | 0 | 0 |

Committee meeting was reported out: Monday, March 02, 2020 3:14PM

COMMITTEE MEETING REPORT
Health & Human Services Committee

3/2/2020 1:00PM

AMENDED

Location: Morris Hall (17 HOB)

CS/HB 1143 : Department of Health

Favorable With Committee Substitute

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|-----------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Kamia Brown | X | | | | |
| Colleen Burton | X | | | | |
| John Cortes | X | | | | |
| Nick DiCeglie | X | | | | |
| Nicholas Duran | X | | | | |
| Joy Goff-Marcil | X | | | | |
| Michael Grant | X | | | | |
| Shevrin Jones | X | | | | |
| Thomas Leek | X | | | | |
| MaryLynn Magar | X | | | | |
| Cary Pigman | X | | | | |
| Scott Plakon | X | | | | |
| Mel Ponder | X | | | | |
| Spencer Roach | X | | | | |
| Emily Slosberg | X | | | | |
| Cyndi Stevenson | X | | | | |
| Clay Yarborough | X | | | | |
| Ray Rodrigues (Chair) | X | | | | |
| Total Yeas: 18 | | Total Nays: 0 | | | |

CS/HB 1143 Amendments

Amendment 736867

Adopted Without Objection

Amendment 969779

Adopted Without Objection

Amendment 473851

Adopted

Amendment 758787

Adopted Without Objection

Amendment 313567

Adopted Without Objection

Committee meeting was reported out: Monday, March 02, 2020 3:14PM

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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

1 Committee/Subcommittee hearing bill: Health & Human Services
2 Committee

3 Representative Gregory offered the following:

4
5 **Amendment (with title amendment)**

6 Between lines 89 and 90, insert:

7 Section 1. Paragraph (b) of subsection (11) of section
8 381.0041, Florida Statutes, is amended to read:

9 381.0041 Donation and transfer of human tissue; testing
10 requirements.-

11 (11)

12 (b) Any person who is living with ~~has~~ human
13 immunodeficiency virus infection, who knows he or she is living
14 ~~infected~~ with human immunodeficiency virus, and who has been
15 informed that he or she may communicate this disease by donating
16 blood, plasma, organs, skin, or other human tissue who donates

Amendment No. 1

17 blood, plasma, organs, skin, or other human tissue for use in
18 another person commits ~~is guilty of~~ a felony of the third
19 degree, punishable as provided in s. 775.082, s. 775.083, or s.
20 775.084. This paragraph does not apply if the donation is made
21 for a recipient who is living with human immunodeficiency virus
22 and who knows that the donor is living with human
23 immunodeficiency virus.

24 Section 2. Paragraph (f) of subsection (2) of section
25 394.463, Florida Statutes, is amended to read:

26 394.463 Involuntary examination.—

27 (2) INVOLUNTARY EXAMINATION.—

28 (f) A patient shall be examined by a physician or a
29 clinical psychologist, or by a psychiatric nurse performing
30 within the framework of an established protocol with a
31 psychiatrist at a facility without unnecessary delay to
32 determine if the criteria for involuntary services are met.
33 Emergency treatment may be provided upon the order of a
34 physician if the physician determines that such treatment is
35 necessary for the safety of the patient or others. The patient
36 may not be released by the receiving facility or its contractor
37 without the documented approval of a psychiatrist or a clinical
38 psychologist or, if the receiving facility is owned or operated
39 by a hospital, ~~or~~ health system, or a nationally accredited not-
40 for-profit community mental health center, the release may also
41 be approved by a psychiatric nurse performing within the

Amendment No. 1

42 framework of an established protocol with a psychiatrist, or an
43 attending emergency department physician with experience in the
44 diagnosis and treatment of mental illness after completion of an
45 involuntary examination pursuant to this subsection. A
46 psychiatric nurse may not approve the release of a patient if
47 the involuntary examination was initiated by a psychiatrist
48 unless the release is approved by the initiating psychiatrist.

49 Section 3. Paragraphs (g), (h), (i), (j), (k), (l), (m),
50 (n), (o), (p), (q), (r), (s), (t), (u), and (v) of subsection
51 (4) of section 408.809, Florida Statutes, are redesignated as
52 paragraphs (h), (i), (j), (k), (l), (m), (n), (o), (p), (q),
53 (r), (s), (t), (u), (v), and (w), respectively, and paragraph
54 (g) is added to that subsection, to read:

55 408.809 Background screening; prohibited offenses.—

56 (4) In addition to the offenses listed in s. 435.04, all
57 persons required to undergo background screening pursuant to
58 this part or authorizing statutes must not have an arrest
59 awaiting final disposition for, must not have been found guilty
60 of, regardless of adjudication, or entered a plea of nolo
61 contendere or guilty to, and must not have been adjudicated
62 delinquent and the record not have been sealed or expunged for
63 any of the following offenses or any similar offense of another
64 jurisdiction:

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65 (g) Section 784.03, relating to battery, if the victim is
66 a vulnerable adult as defined in 415.102 or a patient or
67 resident of a facility licensed under chapter 395, 400, or 429.
68

69 If, upon rescreening, a person who is currently employed or
70 contracted with a licensee as of June 30, 2014, and was screened
71 and qualified under ss. 435.03 and 435.04, has a disqualifying
72 offense that was not a disqualifying offense at the time of the
73 last screening, but is a current disqualifying offense and was
74 committed before the last screening, he or she may apply for an
75 exemption from the appropriate licensing agency and, if agreed
76 to by the employer, may continue to perform his or her duties
77 until the licensing agency renders a decision on the application
78 for exemption if the person is eligible to apply for an
79 exemption and the exemption request is received by the agency no
80 later than 30 days after receipt of the rescreening results by
81 the person.

82 Section 4. Subsection (5) is added to section 456.0135,
83 Florida Statutes, to read:

84 456.0135 General background screening provisions.—

85 (5) In addition to the offenses listed in s. 435.04,
86 persons required to undergo background screening under this
87 section, other than those licensed under s. 465.022, must not
88 have an arrest awaiting final disposition for, been found guilty
89 of, regardless of adjudication, or entered a please of nolo

Amendment No. 1

90 contendere or guilty to, and must not have been adjudicated
91 delinquent and the record not have been sealed or expunged for
92 an offense or any similar offense of another jurisdiction under
93 s. 784.03, relating to battery, if the victim is a vulnerable
94 adult as defined in 415.102 or a patient or resident of a
95 facility licensed under chapter 395, 400, or 429.

96
97 -----
98 **T I T L E A M E N D M E N T**

99 Remove line 2 and insert:

100 An act relating to the Department of Health; amending s.
101 381.0041, F.S.; providing that it is a felony for certain
102 persons living with human immunodeficiency virus to donate human
103 tissue to persons who are not living with such virus; providing
104 an exception; amending s. 394.463, F.S.; authorizing a
105 psychiatric nurse performing within the framework of a protocol
106 with a psychiatrist to approve the release of a patient from
107 certain community health centers; amending s. 408.809, F.S.;
108 adding a prohibited offense; amending s. 456.0135, F.S.;
109 providing that certain offenses are prohibited by certain health
110 care practitioners; creating

Amendment No. 2

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Health & Human Services
 2 Committee

3 Representative Gregory offered the following:

4
 5 **Amendment (with directory amendment)**
 6 -----

D I R E C T O R Y A M E N D M E N T

8 Remove line 90 and insert:
 9 Section 1. Effective July 1, 2021, section 456.4501,

10 Florida Statutes, is created

11 Remove line 912 and insert:

12 Section 2. Effective July 1, 2021, section 456.4502,
 13 Florida Statutes, is created

14 Remove line 944 and insert:

15 Section 3. Effective July 1, 2021, section 456.4503,
 16 Florida Statutes, is created

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 1143 (2020)

Amendment No. 2

17 Remove line 952 and insert:

18 Section 4. Effective July 1, 2021, section 456.4504,
19 Florida Statutes, is created

20 Remove line 957 and insert:

21 Section 5. Effective July 1, 2021, section 458.3129,
22 Florida Statutes, is created

23 Remove line 962 and insert:

24 Section 6. Effective July 1, 2021, section 459.074,
25 Florida Statutes, is created

26 Remove line 1603 and insert:

27 Section 20. Effective July 1, 2021, paragraph (h) is added
28 to subsection (10) of

Amendment No. 3

COMMITTEE/SUBCOMMITTEE ACTION

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

1 Committee/Subcommittee hearing bill: Health & Human Services
 2 Committee

3 Representative Gregory offered the following:

4

5 **Amendment (with title amendment)**

6 Remove lines 968-1019 and insert:

7 Section 1. Paragraph (i) of subsection (1) of section
 8 458.3145, Florida Statutes, is amended to read:

9 458.3145 Medical faculty certificate.—

10 (1) A medical faculty certificate may be issued without
 11 examination to an individual who:

12 (i) Has been offered and has accepted a full-time faculty
 13 appointment to teach in a program of medicine at:

- 14 1. The University of Florida;
- 15 2. The University of Miami;
- 16 3. The University of South Florida;

Amendment No. 3

- 17 4. The Florida State University;
18 5. The Florida International University;
19 6. The University of Central Florida;
20 7. The Mayo Clinic College of Medicine and Science in
21 Jacksonville, Florida;
22 8. The Florida Atlantic University; ~~or~~
23 9. The Johns Hopkins All Children's Hospital in St.
24 Petersburg, Florida.
25 10. Nova Southeastern University; or
26 11. Lake Erie College of Osteopathic Medicine.

27 Section 2. Effective upon this act becoming a law,
28 subsection (8) of section 464.019, Florida Statutes, is amended
29 and paragraph (f) is added to subsection (11) of that section to
30 read:

31 464.019 Approval of nursing education programs.—

32 (8) RULEMAKING.—The board does not have rulemaking
33 authority to administer this section, except that the board
34 shall adopt rules that prescribe the format for submitting
35 program applications under subsection (1) and annual reports
36 under subsection (3), and to administer the documentation of the
37 accreditation of nursing education programs under subsection
38 (11). The board may adopt rules relating to the nursing
39 curriculum, including rules relating to the uses and limitations
40 of simulation technology, and rules relating to the criteria to
41 qualify for an extension of time to meet the accreditation

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42 requirements under paragraph (11)(f). The board may not impose
43 any condition or requirement on an educational institution
44 submitting a program application, an approved program, or an
45 accredited program, except as expressly provided in this
46 section.

47 (11) ACCREDITATION REQUIRED.—

48 (f) An approved nursing education program may, no sooner
49 than 90 days before the deadline for meeting the accreditation
50 requirements of this subsection, apply to the board for an
51 extension of the accreditation deadline for a period which does
52 not exceed 2 years. An additional extension may not be granted.
53 In order to be eligible for the extension, the approved program
54 must establish that it has a graduate passage rate of 60 percent
55 or higher on the National Council of State Boards of Nursing
56 Licensing Examination for the most recent calendar year and must
57 meet a majority of the board's additional criteria, including,
58 but not limited to, all of the following:

59 1. A student retention rate of 60 percent or higher for
60 the most recent calendar year.

61 2. A graduate work placement rate of 70 percent or higher
62 for the most recent calendar year.

63 3. The program has applied for approval or been approved
64 by an institutional or programmatic accreditor recognized by the
65 United States Department of Education.

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66 4. The program is in full compliance with subsections (1)
67 and (3) and paragraph (5)(b).

68 5. The program is not currently in its second year of
69 probationary status under subsection (5).

70
71 The applicable deadline under this paragraph is tolled from the
72 date on which an approved program applies for an extension until
73 the date on which the board issues a decision on the requested
74 extension.

75 Section 3. Subsection (13) of section 465.003, Florida
76 Statutes, is amended to read:

77 465.003 Definitions.—As used in this chapter, the term:

78 (13) "Practice of the profession of pharmacy" includes
79 compounding, dispensing, and consulting concerning contents,
80 therapeutic values, and uses of any medicinal drug; consulting
81 concerning therapeutic values and interactions of patent or
82 proprietary preparations, whether pursuant to prescriptions or
83 in the absence and entirely independent of such prescriptions or
84 orders; and conducting other pharmaceutical services. For
85 purposes of this subsection, "other pharmaceutical services"
86 means the monitoring of the patient's drug therapy and assisting
87 the patient in the management of his or her drug therapy, and
88 includes review of the patient's drug therapy and communication
89 with the patient's prescribing health care provider as licensed
90 under chapter 458, chapter 459, chapter 461, or chapter 466, or

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91 similar statutory provision in another jurisdiction, or such
92 provider's agent or such other persons as specifically
93 authorized by the patient, regarding the drug therapy. However,
94 nothing in this subsection may be interpreted to permit an
95 alteration of a prescriber's directions, the diagnosis or
96 treatment of any disease, the initiation of any drug therapy,
97 the practice of medicine, or the practice of osteopathic
98 medicine, unless otherwise permitted by law. "Practice of the
99 profession of pharmacy" also includes any other act, service,
100 operation, research, or transaction incidental to, or forming a
101 part of, any of the foregoing acts, requiring, involving, or
102 employing the science or art of any branch of the pharmaceutical
103 profession, study, or training, and shall expressly permit a
104 pharmacist to transmit information from persons authorized to
105 prescribe medicinal drugs to their patients. The practice of the
106 profession of pharmacy also includes the administration of
107 vaccines to adults pursuant to s. 465.189, the administration of
108 long-acting medication pursuant to s. 465.1893, and the
109 preparation of prepackaged drug products in facilities holding
110 Class III institutional pharmacy permits.

111 Section 4. Paragraph (a) of subsection (1) and paragraph
112 (a) of subsection (2) of section 465.1893, Florida Statutes, are
113 amended to read:

114 465.1893 Administration of antipsychotic medication by
115 injection.—

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116 (1)(a) A pharmacist, at the direction of a physician
117 licensed under chapter 458 or chapter 459, may administer a
118 long-acting antipsychotic medication and extended-release
119 medications, including controlled substances, to treat substance
120 abuse disorder or dependency that have been approved by the
121 United States Food and Drug Administration by injection to a
122 patient if the pharmacist:

123 1. Is authorized by and acting within the framework of an
124 established protocol with the prescribing physician.

125 2. Practices at a facility that accommodates privacy for
126 nondeltoid injections and conforms with state rules and
127 regulations regarding the appropriate and safe disposal of
128 medication and medical waste.

129 3. Has completed the course required under subsection (2).

130 (2)(a) A pharmacist seeking to administer ~~a long-acting~~
131 ~~antipsychotic~~ medication as described in paragraph (1)(a) of
132 this section by injection must complete an 8-hour continuing
133 education course offered by:

134 1. A statewide professional association of physicians in
135 this state accredited to provide educational activities
136 designated for the American Medical Association Physician's
137 Recognition Award (AMA PRA) Category 1 Credit or the American
138 Osteopathic Association (AOA) Category 1-A continuing medical
139 education (CME) credit; and

140 2. A statewide association of pharmacists.

Amendment No. 3

141 Section 5. Subsection (9) is added to section 466.017,
142 Florida Statutes, to read:

143 466.017 Prescription of drugs; anesthesia.—

144 (9) A dentist may order physical impression materials for
145 self-administration by a patient for the purpose of fabricating
146 an orthodontic appliance.

147 Section 6. Chapter 480, Florida Statutes, entitled
148 "Massage Practice," is renamed "Massage Therapy Practice."

149 Section 7. Section 480.031, Florida Statutes, is amended
150 to read:

151 480.031 Short title.—This act ~~shall be known and~~ may be
152 cited as the "Massage Therapy Practice Act."

153 Section 8. Section 480.032, Florida Statutes, is amended
154 to read:

155 480.032 Purpose.—The Legislature recognizes that the
156 practice of massage therapy is potentially dangerous to the
157 public in that massage therapists must have a knowledge of
158 anatomy and physiology and an understanding of the relationship
159 between the structure and the function of the tissues being
160 treated and the total function of the body. Massage therapy is a
161 therapeutic health care practice, and regulations are necessary
162 to protect the public from unqualified practitioners. It is
163 therefore deemed necessary in the interest of public health,
164 safety, and welfare to regulate the practice of massage therapy
165 in this state; however, restrictions shall be imposed to the

Amendment No. 3

166 extent necessary to protect the public from significant and
167 discernible danger to health and yet not in such a manner which
168 will unreasonably affect the competitive market. Further,
169 consumer protection for both health and economic matters shall
170 be afforded the public through legal remedies provided for in
171 this act.

172 Section 9. Section 480.033, Florida Statutes, is amended
173 to read:

174 480.033 Definitions.—As used in this act:

175 ~~(1)(5)~~ "Apprentice" means a person approved by the board
176 to study colon hydrotherapy ~~massage~~ under the instruction of a
177 licensed massage therapist practicing colon hydrotherapy.

178 ~~(2)(1)~~ "Board" means the Board of Massage Therapy.

179 ~~(3)(9)~~ "Board-approved massage therapy school" means a
180 facility that meets minimum standards for training and
181 curriculum as determined by rule of the board and that is
182 licensed by the Department of Education pursuant to chapter 1005
183 or the equivalent licensing authority of another state or is
184 within the public school system of this state or a college or
185 university that is eligible to participate in the William L.
186 Boyd, IV, Effective Access to Student Education Grant Program.

187 ~~(4)(6)~~ "Colon hydrotherapy" ~~"Colonic irrigation"~~ means a
188 method of hydrotherapy used to cleanse the colon with the aid of
189 a mechanical device and water.

190 ~~(5)(2)~~ "Department" means the Department of Health.

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191 (6)~~(11)~~ "Designated establishment manager" means a massage
192 therapist who holds a clear and active license without
193 restriction, who is responsible for the operation of a massage
194 establishment in accordance with the provisions of this chapter,
195 and who is designated the manager by the rules or practices at
196 the establishment.

197 (7) "Establishment" or "massage establishment" means a
198 site or premises, or portion thereof, wherein a massage
199 therapist practices massage therapy.

200 (8)~~(10)~~ "Establishment owner" means a person who has
201 ownership interest in a massage establishment. The term includes
202 an individual who holds a massage establishment license, a
203 general partner of a partnership, an owner or officer of a
204 corporation, and a member of a limited liability company and its
205 subsidiaries who holds a massage establishment license.

206 (9)~~(8)~~ "Licensure" means the procedure by which a person,
207 hereinafter referred to as a "practitioner," applies to the
208 board for approval to practice massage or to operate an
209 establishment.

210 (10)~~(4)~~ "Massage therapist" means a person licensed as
211 required by this act, who performs ~~administers~~ massage therapy,
212 including massage therapy assessment, for compensation.

213 (11)~~(3)~~ "Massage therapy" means the manipulation of the
214 soft tissues of the human body with the hand, foot, knee, arm,
215 or elbow, regardless of whether ~~or not~~ such manipulation is

Amendment No. 3

216 aided by hydrotherapy, including colon hydrotherapy ~~colonic~~
217 ~~irrigation~~, or thermal therapy; any electrical or mechanical
218 device; or the application to the human body of a chemical or
219 herbal preparation.

220 (12) "Massage therapy assessment" means the determination
221 of the course of massage therapy treatment.

222 Section 10. Subsections (1), (2), and (4) and paragraph
223 (b) of subsection (5) of section 480.041, Florida Statutes, are
224 amended, and subsection (8) is added to that section, to read:

225 480.041 Massage therapists; qualifications; licensure;
226 endorsement.—

227 (1) Any person is qualified for licensure as a massage
228 therapist under this act who:

229 (a) Is at least 18 years of age or has received a high
230 school diploma or high school equivalency diploma;

231 (b) Has completed a course of study at a board-approved
232 massage therapy school ~~or has completed an apprenticeship~~
233 ~~program that meets standards adopted by the board;~~ and

234 (c) Has received a passing grade on a national ~~an~~
235 examination designated ~~administered~~ by the board ~~department~~.

236 (2) Every person desiring to be examined for licensure as
237 a massage therapist must ~~shall~~ apply to the department in
238 writing upon forms prepared by the board and furnished by the
239 department. Such applicants are ~~shall be~~ subject to ~~the~~
240 ~~provisions of s. 480.046(1). Applicants may take an examination~~

Amendment No. 3

241 ~~administered by the department only upon meeting the~~
242 ~~requirements of this section as determined by the board.~~

243 (4) Upon an applicant's passing the examination and paying
244 the initial licensure fee, the department shall issue to the
245 applicant a license, valid until the next scheduled renewal
246 date, to practice massage therapy.

247 (5) The board shall adopt rules:

248 (b) Providing for educational standards, examination, and
249 certification for the practice of colon hydrotherapy ~~colonie~~
250 ~~irrigation~~, as defined in s. 480.033 ~~s. 480.033(6)~~, by massage
251 therapists.

252 (8) A person issued a license as an apprentice before July
253 1, 2020, may continue that apprenticeship and perform massage
254 therapy as authorized under that license until it expires. Upon
255 completion of the apprenticeship, which must occur before July
256 1, 2023, an apprentice may apply to the board for full licensure
257 and be granted a license if all other applicable licensure
258 requirements are met.

259 Section 11. Section 480.042, Florida Statutes, is
260 repealed.

261 Section 12. Subsection (13) of section 477.013, Florida
262 Statutes, is amended to read:

263 477.013 Definitions.—As used in this chapter:

264 (13) "Skin care services" means the treatment of the skin
265 of the body, other than the head, face, and scalp, by the use of

Amendment No. 3

266 a sponge, brush, cloth, or similar device to apply or remove a
267 chemical preparation or other substance, except that chemical
268 peels may be removed by peeling an applied preparation from the
269 skin by hand. Skin care services must be performed by a licensed
270 cosmetologist or facial specialist within a licensed cosmetology
271 or specialty salon, and such services may not involve massage
272 therapy, as defined in s. 480.033 ~~s. 480.033(3)~~, through
273 manipulation of the superficial tissue.

274 Section 13. Paragraph (a) of subsection (1) of section
275 477.0135, Florida Statutes, is amended to read:

276 477.0135 Exemptions.—

277 (1) This chapter does not apply to the following persons
278 when practicing pursuant to their professional or occupational
279 responsibilities and duties:

280 (a) Persons authorized under the laws of this state to
281 practice medicine, surgery, osteopathic medicine, chiropractic
282 medicine, massage therapy, naturopathy, or podiatric medicine.

283 Section 14. Paragraph (f) of subsection (1) of section
284 477.0265, Florida Statutes, is amended to read:

285 477.0265 Prohibited acts.—

286 (1) It is unlawful for any person to:

287 (f) Advertise or imply that skin care services or body
288 wrapping, as performed under this chapter, have any relationship
289 to the practice of massage therapy as defined in s. 480.033 ~~s.~~

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290 ~~480.033(3)~~, except those practices or activities defined in s.
291 477.013.

292 Section 15. Subsection (4) of section 480.034, Florida
293 Statutes, is amended to read:

294 480.034 Exemptions.—

295 (4) An exemption granted is effective to the extent that
296 an exempted person's practice or profession overlaps with the
297 practice of massage therapy.

298 Section 16. Subsection (2) of section 480.035, Florida
299 Statutes, is amended to read:

300 480.035 Board of Massage Therapy.—

301 (2) Five members of the board shall be licensed massage
302 therapists and shall have been engaged in the practice of
303 massage therapy for not less than 5 consecutive years prior to
304 the date of appointment to the board. The Governor shall appoint
305 each member for a term of 4 years. Two members of the board
306 shall be laypersons. Each board member shall be a high school
307 graduate or shall have received a high school equivalency
308 diploma. Each board member shall be a citizen of the United
309 States and a resident of this state for not less than 5 years.
310 The appointments are ~~will be~~ subject to confirmation by the
311 Senate.

312 Section 17. Subsection (14) of section 480.043, Florida
313 Statutes, is amended to read:

Amendment No. 3

314 480.043 Massage establishments; requisites; licensure;
315 inspection; human trafficking awareness training and policies.-

316 (14) Except for the requirements of subsection (13), this
317 section does not apply to a physician licensed under chapter
318 457, chapter 458, chapter 459, or chapter 460 who employs a
319 licensed massage therapist to perform massage therapy on the
320 physician's patients at the physician's place of practice. This
321 subsection does not restrict investigations by the department
322 for violations of chapter 456 or this chapter.

323 Section 18. Paragraphs (a), (b), (c), (f), (g), (h), (i),
324 and (o) of subsection (1) of section 480.046, Florida Statutes,
325 are amended to read:

326 480.046 Grounds for disciplinary action by the board.-

327 (1) The following acts constitute grounds for denial of a
328 license or disciplinary action, as specified in s. 456.072(2):

329 (a) Attempting to procure a license to practice massage
330 therapy by bribery or fraudulent misrepresentation.

331 (b) Having a license to practice massage therapy revoked,
332 suspended, or otherwise acted against, including the denial of
333 licensure, by the licensing authority of another state,
334 territory, or country.

335 (c) Being convicted or found guilty, regardless of
336 adjudication, of a crime in any jurisdiction which directly
337 relates to the practice of massage therapy or to the ability to

Amendment No. 3

338 practice massage therapy. Any plea of nolo contendere shall be
339 considered a conviction for purposes of this chapter.

340 (f) Aiding, assisting, procuring, or advising any
341 unlicensed person to practice massage therapy contrary to ~~the~~
342 ~~provisions of~~ this chapter or to department or board a rule ~~of~~
343 ~~the department or the board~~.

344 (g) Making deceptive, untrue, or fraudulent
345 representations in the practice of massage therapy.

346 (h) Being unable to practice massage therapy with
347 reasonable skill and safety by reason of illness or use of
348 alcohol, drugs, narcotics, chemicals, or any other type of
349 material or as a result of any mental or physical condition. In
350 enforcing this paragraph, the department ~~shall have~~, upon
351 probable cause, may authority to compel a massage therapist to
352 submit to a mental or physical examination by physicians
353 designated by the department. Failure of a massage therapist to
354 submit to such examination when so directed, unless the failure
355 was due to circumstances beyond her or his control, constitutes
356 ~~shall constitute~~ an admission of the allegations against her or
357 him, consequent upon which a default and final order may be
358 entered without the taking of testimony or presentation of
359 evidence. A massage therapist affected under this paragraph
360 shall at reasonable intervals be afforded an opportunity to
361 demonstrate that she or he can resume the competent practice of
362 massage therapy with reasonable skill and safety to clients.

Amendment No. 3

363 (i) Gross or repeated malpractice or the failure to
364 practice massage therapy with that level of care, skill, and
365 treatment which is recognized by a reasonably prudent massage
366 therapist as being acceptable under similar conditions and
367 circumstances.

368 (o) Practicing massage therapy at a site, location, or
369 place which is not duly licensed as a massage establishment,
370 except that a massage therapist, as provided by ~~rules adopted by~~
371 ~~the board rule~~, may provide massage therapy services, excluding
372 colon hydrotherapy ~~colonic irrigation~~, at the residence of a
373 client, at the office of the client, at a sports event, at a
374 convention, or at a trade show.

375 Section 19. Section 480.0465, Florida Statutes, is amended
376 to read:

377 480.0465 Advertisement.—Each massage therapist or massage
378 establishment licensed under ~~the provisions of~~ this act shall
379 include the number of the license in any advertisement of
380 massage therapy services appearing in a newspaper, airwave
381 transmission, telephone directory, or other advertising medium.
382 Pending licensure of a new massage establishment pursuant to ~~the~~
383 ~~provisions of~~ s. 480.043(7), the license number of a licensed
384 massage therapist who is an owner or principal officer of the
385 establishment may be used in lieu of the license number for the
386 establishment.

Amendment No. 3

387 Section 20. Paragraphs (a), (b), and (c) of subsection (1)
388 of section 480.047, Florida Statutes, are amended to read:

389 480.047 Penalties.—

390 (1) It is unlawful for any person to:

391 (a) Hold himself or herself out as a massage therapist or
392 to practice massage therapy unless duly licensed under this
393 chapter or unless otherwise specifically exempted from licensure
394 under this chapter.

395 (b) Operate any massage establishment unless it has been
396 duly licensed as provided herein, except that nothing herein
397 shall be construed to prevent the teaching of massage therapy in
398 this state at a board-approved massage therapy school.

399 (c) Permit an employed person to practice massage therapy
400 unless duly licensed as provided herein.

401 Section 21. Section 480.052, Florida Statutes, is amended
402 to read:

403 480.052 Power of county or municipality to regulate
404 massage therapy.—A county or municipality, within its
405 jurisdiction, may regulate persons and establishments licensed
406 under this chapter. Such regulation shall not exceed the powers
407 of the state under this act or be inconsistent with this act.
408 This section shall not be construed to prohibit a county or
409 municipality from enacting any regulation of persons or
410 establishments not licensed pursuant to this act.

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411 Section 22. Subsections (1) and (2) of section 480.0535,
412 Florida Statutes, are amended to read:

413 480.0535 Documents required while working in a massage
414 establishment.—

415 (1) In order to provide the department and law enforcement
416 agencies the means to more effectively identify, investigate,
417 and arrest persons engaging in human trafficking, a person
418 employed by a massage establishment and any person performing
419 massage therapy therein must immediately present, upon the
420 request of an investigator of the department or a law
421 enforcement officer, valid government identification while in
422 the establishment. A valid government identification for the
423 purposes of this section is:

424 (a) A valid, unexpired driver license issued by any state,
425 territory, or district of the United States;

426 (b) A valid, unexpired identification card issued by any
427 state, territory, or district of the United States;

428 (c) A valid, unexpired United States passport;

429 (d) A naturalization certificate issued by the United
430 States Department of Homeland Security;

431 (e) A valid, unexpired alien registration receipt card
432 (green card); or

433 (f) A valid, unexpired employment authorization card
434 issued by the United States Department of Homeland Security.

435 (2) A person operating a massage establishment must:

Amendment No. 3

436 (a) Immediately present, upon the request of an
437 investigator of the department or a law enforcement officer:

438 1. Valid government identification while in the
439 establishment.

440 2. A copy of the documentation specified in paragraph
441 (1)(a) for each employee and any person performing massage
442 therapy in the establishment.

443 (b) Ensure that each employee and any person performing
444 massage therapy in the massage establishment is able to
445 immediately present, upon the request of an investigator of the
446 department or a law enforcement officer, valid government
447 identification while in the establishment.

448 Section 23. Section 627.6407, Florida Statutes, is amended
449 to read:

450 627.6407 Massage.—Any policy of health insurance that
451 provides coverage for massage shall also cover the services of
452 persons licensed to practice massage therapy pursuant to chapter
453 480, where the massage therapy, as defined in chapter 480, has
454 been prescribed by a physician licensed under chapter 458,
455 chapter 459, chapter 460, or chapter 461, as being medically
456 necessary and the prescription specifies the number of
457 treatments.

458 Section 24. Section 627.6619, Florida Statutes, is amended
459 to read:

Amendment No. 3

460 627.6619 Massage.—Any policy of health insurance that
461 provides coverage for massage shall also cover the services of
462 persons licensed to practice massage therapy pursuant to chapter
463 480, where the massage therapy, as defined in chapter 480, has
464 been prescribed by a physician licensed under chapter 458,
465 chapter 459, chapter 460, or chapter 461, as being medically
466 necessary and the prescription specifies the number of
467 treatments.

468 Section 25. Paragraph (a) of subsection (1) of section
469 627.736, Florida Statutes, is amended to read:

470 627.736 Required personal injury protection benefits;
471 exclusions; priority; claims.—

472 (1) REQUIRED BENEFITS.—An insurance policy complying with
473 the security requirements of s. 627.733 must provide personal
474 injury protection to the named insured, relatives residing in
475 the same household, persons operating the insured motor vehicle,
476 passengers in the motor vehicle, and other persons struck by the
477 motor vehicle and suffering bodily injury while not an occupant
478 of a self-propelled vehicle, subject to subsection (2) and
479 paragraph (4)(e), to a limit of \$10,000 in medical and
480 disability benefits and \$5,000 in death benefits resulting from
481 bodily injury, sickness, disease, or death arising out of the
482 ownership, maintenance, or use of a motor vehicle as follows:

483 (a) Medical benefits.—Eighty percent of all reasonable
484 expenses for medically necessary medical, surgical, X-ray,

Amendment No. 3

485 dental, and rehabilitative services, including prosthetic
486 devices and medically necessary ambulance, hospital, and nursing
487 services if the individual receives initial services and care
488 pursuant to subparagraph 1. within 14 days after the motor
489 vehicle accident. The medical benefits provide reimbursement
490 only for:

491 1. Initial services and care that are lawfully provided,
492 supervised, ordered, or prescribed by a physician licensed under
493 chapter 458 or chapter 459, a dentist licensed under chapter
494 466, or a chiropractic physician licensed under chapter 460 or
495 that are provided in a hospital or in a facility that owns, or
496 is wholly owned by, a hospital. Initial services and care may
497 also be provided by a person or entity licensed under part III
498 of chapter 401 which provides emergency transportation and
499 treatment.

500 2. Upon referral by a provider described in subparagraph
501 1., followup services and care consistent with the underlying
502 medical diagnosis rendered pursuant to subparagraph 1. which may
503 be provided, supervised, ordered, or prescribed only by a
504 physician licensed under chapter 458 or chapter 459, a
505 chiropractic physician licensed under chapter 460, a dentist
506 licensed under chapter 466, or, to the extent permitted by
507 applicable law and under the supervision of such physician,
508 osteopathic physician, chiropractic physician, or dentist, by a
509 physician assistant licensed under chapter 458 or chapter 459 or

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510 an advanced practice registered nurse licensed under chapter
511 464. Followup services and care may also be provided by the
512 following persons or entities:

513 a. A hospital or ambulatory surgical center licensed under
514 chapter 395.

515 b. An entity wholly owned by one or more physicians
516 licensed under chapter 458 or chapter 459, chiropractic
517 physicians licensed under chapter 460, or dentists licensed
518 under chapter 466 or by such practitioners and the spouse,
519 parent, child, or sibling of such practitioners.

520 c. An entity that owns or is wholly owned, directly or
521 indirectly, by a hospital or hospitals.

522 d. A physical therapist licensed under chapter 486, based
523 upon a referral by a provider described in this subparagraph.

524 e. A health care clinic licensed under part X of chapter
525 400 which is accredited by an accrediting organization whose
526 standards incorporate comparable regulations required by this
527 state, or

528 (I) Has a medical director licensed under chapter 458,
529 chapter 459, or chapter 460;

530 (II) Has been continuously licensed for more than 3 years
531 or is a publicly traded corporation that issues securities
532 traded on an exchange registered with the United States
533 Securities and Exchange Commission as a national securities
534 exchange; and

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535 (III) Provides at least four of the following medical
536 specialties:

537 (A) General medicine.

538 (B) Radiography.

539 (C) Orthopedic medicine.

540 (D) Physical medicine.

541 (E) Physical therapy.

542 (F) Physical rehabilitation.

543 (G) Prescribing or dispensing outpatient prescription
544 medication.

545 (H) Laboratory services.

546 3. Reimbursement for services and care provided in
547 subparagraph 1. or subparagraph 2. up to \$10,000 if a physician
548 licensed under chapter 458 or chapter 459, a dentist licensed
549 under chapter 466, a physician assistant licensed under chapter
550 458 or chapter 459, or an advanced practice registered nurse
551 licensed under chapter 464 has determined that the injured
552 person had an emergency medical condition.

553 4. Reimbursement for services and care provided in
554 subparagraph 1. or subparagraph 2. is limited to \$2,500 if a
555 provider listed in subparagraph 1. or subparagraph 2. determines
556 that the injured person did not have an emergency medical
557 condition.

558 5. Medical benefits do not include massage therapy as
559 defined in s. 480.033 or acupuncture as defined in s. 457.102,

Amendment No. 3

560 regardless of the person, entity, or licensee providing massage
561 therapy or acupuncture, and a licensed massage therapist or
562 licensed acupuncturist may not be reimbursed for medical
563 benefits under this section.

564 6. The Financial Services Commission shall adopt by rule
565 the form that must be used by an insurer and a health care
566 provider specified in sub-subparagraph 2.b., sub-subparagraph
567 2.c., or sub-subparagraph 2.e. to document that the health care
568 provider meets the criteria of this paragraph. Such rule must
569 include a requirement for a sworn statement or affidavit.

570

571 Only insurers writing motor vehicle liability insurance in this
572 state may provide the required benefits of this section, and
573 such insurer may not require the purchase of any other motor
574 vehicle coverage other than the purchase of property damage
575 liability coverage as required by s. 627.7275 as a condition for
576 providing such benefits. Insurers may not require that property
577 damage liability insurance in an amount greater than \$10,000 be
578 purchased in conjunction with personal injury protection. Such
579 insurers shall make benefits and required property damage
580 liability insurance coverage available through normal marketing
581 channels. An insurer writing motor vehicle liability insurance
582 in this state who fails to comply with such availability
583 requirement as a general business practice violates part IX of
584 chapter 626, and such violation constitutes an unfair method of

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585 competition or an unfair or deceptive act or practice involving
586 the business of insurance. An insurer committing such violation
587 is subject to the penalties provided under that part, as well as
588 those provided elsewhere in the insurance code.

589 Section 26. Subsection (37) of section 641.31, Florida
590 Statutes, is amended to read:

591 641.31 Health maintenance contracts.—

592 (37) All health maintenance contracts that provide
593 coverage for massage must also cover the services of persons
594 licensed to practice massage therapy pursuant to chapter 480 if
595 the massage is prescribed by a contracted physician licensed
596 under chapter 458, chapter 459, chapter 460, or chapter 461 as
597 medically necessary and the prescription specifies the number of
598 treatments. Such massage services are subject to the same terms,
599 conditions, and limitations as those of other covered services.

600

601

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

603 Remove lines 34-86 and insert:

604 amending s. 458.3145, F.S.; revising the list of individuals who
605 may be issued a medical faculty certificate without examination;
606 amending 464.019; authorizing the Board of Nursing to adopt
607 specified rules; authorizing certain nursing education programs
608 to apply for an extension for accreditation within a specified
609 timeframe; providing limitations on and eligibility criteria for

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 1143 (2020)

Amendment No. 3

610 the extension; providing a tolling provision; amending s.
611 465.003, F.S.; revising definitions; amending s. 465.1893, F.S.;
612 authorizing pharmacist who meet certain requirements to
613 administer certain extended release medications; amending s.
614 466.017, F.S.; authorizing a licensed dentist to order physical
615 impression materials for self-administration by a patient for a
616 specified purpose; renaming ch. 480, F.S., as "Massage Therapy
617 Practice"; amending s. 480.031, F.S.; conforming a provision to
618 changes made by the act; amending s. 480.032, F.S.; revising the
619 purpose of ch. 480, F.S.; amending s. 480.033, F.S.; revising
620 terms and definitions; amending s. 480.041, F.S.; revising
621 requirements for licensure as a massage therapist; conforming
622 provisions to changes made by the act; providing applicability
623 for persons who were issued a license as a massage apprentice
624 before a specified date; repealing s. 480.042, F.S., relating to
625 examinations; amending s. 491.003, F.S.; providing definitions;
626 amending s. 491.004, F.S.; deleting an obsolete provision;
627 amending s. 491.0045, F.S.; authorizing the Board of Clinical
628 Social Work, Marriage and Family Therapy, and Mental Health
629 Counseling to make a one-time exception to intern registration
630 requirements under certain circumstances; amending s. 491.005,
631 F.S.; revising the licensure requirements for clinical social
632 workers, marriage and family therapists, and mental health
633 counselors; amending s. 491.0057, F.S.; requiring that an
634 applicant for dual licensure as a marriage and family therapist

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Amendment No. 3

635 pass an examination designated by the Board of Clinical Social
636 Work, Marriage and Family Therapy, and Mental Health Counseling;
637 amending s. 491.006, F.S.; revising requirements for licensure
638 or certification by endorsement for certain professions;
639 amending s. 491.007, F.S.; deleting a provision providing
640 certified master social workers an exemption from continuing
641 education requirements; deleting a provision requiring the board
642 to establish a procedure for the biennial renewal of intern
643 registrations; amending s. 491.009, F.S.; revising who may enter
644 an order denying licensure or imposing penalties against an
645 applicant for licensure under certain circumstances; amending s.
646 491.012, F.S.; providing that using the title "certified master
647 social worker" without a valid, active license is unlawful;
648 amending s. 491.0145, F.S.; requiring the department to license
649 an applicant for designation as a certified master social worker
650 under certain circumstances; providing that applicants for
651 designation as a certified master social worker submit their
652 application to the board; deleting a provision relating to the
653 nonrefundable fee for examination set by department rule;
654 authorizing the board to adopt rules; amending s. 491.0149,
655 F.S.; requiring the use of applicable professional titles by
656 specified licensees and registrants on social media and other
657 specified materials; repealing s. 491.015, F.S., relating to
658 duties of the department as to certified master social workers;
659 amending s. 768.28, F.S.; designating the state commissioners of

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Amendment No. 3

660 the Interstate Medical Licensure Compact Commission and other
661 members or employees of the commission as state agents for the
662 purpose of applying sovereign immunity and waivers of sovereign
663 immunity; requiring the commission to pay certain claims or
664 judgments; authorizing the commission to maintain insurance
665 coverage to pay such claims or judgments; amending s. 414.065,
666 F.S.; conforming a cross-reference; amending ss. 477.013,
667 477.0135, 477.0265, 480.034, 480.035, 480.043, 480.046,
668 480.0465, 480.047, 480.052, 480.0535, 627.6407, 627.6619,
669 627.736, and 641.31 F.S.; conforming provisions to changes made
670 by the act; making technical changes; providing effective dates.

Amendment No. 4

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Health & Human Services
 2 Committee

3 Representative Gregory offered the following:

4
 5 **Amendment (with title amendment)**

6 Between lines 1602 and 1603, insert:

7 Section 20. Present subsection (7) of section 514.0115,
 8 Florida Statutes, is redesignated as subsection (8), and a new
 9 subsection (7) is added to that section, to read:

10 514.0115 Exemptions from supervision or regulation;
 11 variances.-

12 (7) Until such time as the department adopts rules for the
 13 supervision and regulation of surf pools, a surf pool that is
 14 larger than 4 acres is exempt from supervision under this
 15 chapter, provided that it is permitted by a local government
 16 pursuant to a special use permit process in which the local

Amendment No. 4

17 government asserts regulatory authority over the construction of
18 the surf pool and, in consultation with the department,
19 establishes through the local government's special use
20 permitting process the conditions for the surf pool's operation,
21 water quality, and necessary lifesaving equipment. This
22 subsection does not affect the department's or a county health
23 department's right of entry pursuant to s. 514.04 or its
24 authority to seek an injunction pursuant to s. 514.06 to
25 restrain the operation of a surf pool permitted and operated
26 under this subsection if it presents significant risks to public
27 health. For the purposes of this subsection, the term "surf
28 pool" means a pool designed to generate waves dedicated to the
29 activity of surfing on a surfboard or an analogous surfing
30 device commonly used in the ocean and intended for sport, as
31 opposed to general play intent for wave pools, other large-scale
32 public swimming pools, or other public bathing places.

33 Section 21. Subsection (7) of section 553.77, Florida
34 Statutes, is amended to read:

35 553.77 Specific powers of the commission.-

36 (7) Building officials shall recognize and enforce
37 variance orders issued by the Department of Health pursuant to
38 s. 514.0115(8) ~~s. 514.0115(7)~~, including any conditions attached
39 to the granting of the variance.
40
41

Amendment No. 4

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

42
43 Remove line 76 and insert:
44 certified master social workers; amending s. 514.0115, F.S.;
45 providing that certain surf pools are exempt from supervision
46 for certain provisions under certain circumstances; providing
47 construction; defining the term "surf pool"; amending s. 553.77,
48 F.S.; conforming a cross-reference; amending s. 768.28,

Amendment No. 5

COMMITTEE/SUBCOMMITTEE ACTION

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

1 Committee/Subcommittee hearing bill: Health & Human Services
 2 Committee
 3 Representative Gregory offered the following:

Amendment (with title amendment)

Remove line 1656 and insert:

7 Section 22. Except as otherwise expressly provided in this
 8 act and except for this section, which shall take effect upon
 9 this act becoming a law, this act shall take effect July 1,
 10 2020.

11
 12
 13 -----
 14 **T I T L E A M E N D M E N T**

15 Remove line 86 and insert:
 16 effective dates.

Amendment No. 6

COMMITTEE/SUBCOMMITTEE ACTION

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

1 Committee/Subcommittee hearing bill: Health & Human Services
 2 Committee

3 Representative Burton offered the following:

4

5 **Amendment (with title amendment)**

6 Between lines 1019 and 1020, insert:

7 Section 1. Section 466.031, Florida Statutes, is amended
 8 to read:

9 466.031 "Dental laboratories ~~laboratory~~" defined.—

10 (1) As used in this chapter, the term "dental laboratory"
 11 ~~as used in this chapter:~~

12 (1) includes any person, firm, or corporation that ~~who~~
 13 performs for a fee of any kind, gratuitously, or otherwise,
 14 directly or through an agent or an employee, by any means or
 15 method, or ~~who in any way~~ supplies or manufactures artificial
 16 substitutes for the natural teeth; ~~or who~~ furnishes, supplies,

Amendment No. 6

17 constructs, or reproduces or repairs any prosthetic denture,
18 bridge, or appliance to be worn in the human mouth; or ~~who~~ in
19 any way represents ~~holds~~ itself ~~out~~ as a dental laboratory.

20 ~~(2) The term does not include a~~ ~~Excludes any~~ dental
21 laboratory technician who constructs or repairs dental
22 prosthetic appliances in the office of a licensed dentist
23 exclusively for that ~~such~~ dentist ~~only~~ and under her or his
24 supervision and work order.

25 (2) An employee or independent contractor of a dental
26 laboratory, acting as an agent of that dental laboratory, may
27 engage in onsite consultation with a licensed dentist during a
28 dental procedure.

29 Section 2. Section 466.036, Florida Statutes, is amended
30 to read:

31 466.036 Information; periodic inspections; equipment and
32 supplies.—The department may require from the applicant for a
33 registration certificate to operate a dental laboratory any
34 information necessary to carry out the purpose of this chapter,
35 including proof that the applicant has the equipment and
36 supplies necessary to operate as determined by rule of the
37 department, and shall require periodic inspection of all dental
38 laboratories operating in this state at least once each biennial
39 registration period. Such inspections must ~~shall~~ include, but
40 need not be limited to, inspection of sanitary conditions,
41 equipment, supplies, and facilities on the premises. The

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Amendment No. 6

42 department shall specify dental equipment and supplies that are
43 not allowed ~~permitted~~ in a registered dental laboratory.

44

45

46

47

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

48

Between lines 36 and 37, insert:

49

466.031, F.S.; making technical changes; authorizing an employee

50

or an independent contractor of a dental laboratory, acting as

51

an agent of that dental laboratory, to engage in onsite

52

consultation with a licensed dentist during a dental procedure;

53

amending s. 466.036, F.S.; revising the frequency of dental

54

laboratory inspections during a specified period; amending s.

COMMITTEE MEETING REPORT
Health & Human Services Committee

3/2/2020 1:00PM

AMENDED

Location: Morris Hall (17 HOB)

CS/HB 1143 : Department of Health (continued)

CS/HB 1143 Amendments (continued)

Amendment 279341

Adopted Without Objection

Appearances:

Dept of Health

Messer, Shane (Lobbyist) - Waive In Support

Florida Council for Behavioral Healthcare

316 E Park Ave

Tallahassee FL

Phone: (850) 224-6048

Amendment 736867

mental health

Messer, Shane (Lobbyist) - Waive In Support

Florida Council for Behavioral Healthcare

316 E Park Ave

Tallahassee FL

Phone: (850) 224-6048

Amendment 736867

Maurer, Jon Harris (Lobbyist) - Waive In Support

Equality Florida

Public Policy Director

201 East Park Avenue Suite 200

Tallahassee FL 32301-1591

Phone: (850) 681-0980

Amendment 473851

Hart, Jo Anne (State Employee) - Opponent

Florida Dental Association

Chief Legislative Officer

118 East Jefferson Street

Tallahassee FL 32301

Phone: (850) 224-1089

Amendment 279341

Schoonover, Christopher (Lobbyist) - Waive In Support

Florida Dental Laboratory Association

124 W. Jefferson St. Ste 502

Tallahassee F 32301

Phone: (850) 222-9075

Committee meeting was reported out: Monday, March 02, 2020 3:14PM

COMMITTEE MEETING REPORT
Health & Human Services Committee

3/2/2020 1:00PM

AMENDED

Location: Morris Hall (17 HOB)

CS/HB 1143 : Department of Health (continued)

Appearances: (continued)

Amendment 279341

Hart, Jo Anne (State Employee) - Waive In Support

Florida Dental Association

Chief Legislative Officer

118 East Jefferson Street

Tallahassee FL 32301

Phone: (850) 224-1089

Amendment 279341

Smith, Layne (Lobbyist) - Waive In Support

Mayo Clinic

Director, State Gov. Relations

4500 San Pablo Rd

Jacksonville FL 32224

Phone: (904) 953-7334

Fernandez, Ivonne (Lobbyist) - Waive In Support

AARP

Associate State Director

215 S Monroe St.

Tallahassee FL

Phone: 954-850-7262

Akin, Jim (General Public) - Waive In Support

National Association of Social Workers - FL

Executive Director

1931 Dellwood Drive

Tallahassee FL 32303

Phone: (850) 224-2400

Committee meeting was reported out: Monday, March 02, 2020 3:14PM

COMMITTEE MEETING REPORT
Health & Human Services Committee

3/2/2020 1:00PM

AMENDED

Location: Morris Hall (17 HOB)

CS/HB 7063 : Child Welfare

Favorable With Committee Substitute

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|-----------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Kamia Brown | X | | | | |
| Colleen Burton | X | | | | |
| John Cortes | X | | | | |
| Nick DiCeglie | X | | | | |
| Nicholas Duran | X | | | | |
| Joy Goff-Marcil | X | | | | |
| Michael Grant | X | | | | |
| Shevrin Jones | X | | | | |
| Thomas Leek | X | | | | |
| MaryLynn Magar | X | | | | |
| Cary Pigman | X | | | | |
| Scott Plakon | X | | | | |
| Mel Ponder | X | | | | |
| Spencer Roach | X | | | | |
| Emily Slosberg | X | | | | |
| Cyndi Stevenson | X | | | | |
| Clay Yarborough | X | | | | |
| Ray Rodrigues (Chair) | X | | | | |
| Total Yeas: 18 | | Total Nays: 0 | | | |

CS/HB 7063 Amendments

Amendment 819929

Adopted Without Objection

Appearances:

Poppell, Chad (Lobbyist) - Information Only
 Department of Children and Families
 Secretary
 1317 Winewood Blvd Building 1, Room 207
 Tallahassee FL 32399
 Phone: (850) 488-9410

Daly, Kathleen (Lobbyist) - Waive In Support
 Florida State University
 AVP University Relations
 Westcott Building
 Tallahassee FL 32306-1350
 Phone: 850-591-3920

Committee meeting was reported out: Monday, March 02, 2020 3:14PM

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COMMITTEE/SUBCOMMITTEE ACTION

| | | |
|-----------------------|----------|-------|
| ADOPTED | ___ | (Y/N) |
| ADOPTED AS AMENDED | ___ | (Y/N) |
| ADOPTED W/O OBJECTION | ___ | (Y/N) |
| FAILED TO ADOPT | ___ | (Y/N) |
| WITHDRAWN | <u>Y</u> | (Y/N) |
| OTHER | _____ | |

1 Committee/Subcommittee hearing bill: Health & Human Services
2 Committee

3 Representative Ponder offered the following:

4

5 **Amendment (with title amendment)**

6 Remove lines 97-962 and insert:

7 Section 2. Paragraph (b) of subsection (1), and paragraphs
8 (b), (d), and (e) of subsection (5), of section 20.19, Florida
9 Statutes, are amended to read:

10 20.19 Department of Children and Families.—There is
11 created a Department of Children and Families.

12 (1) MISSION AND PURPOSE.—

13 (b) The department shall develop a strategic plan for
14 fulfilling its mission and establish a set of measurable goals,
15 objectives, performance standards and metrics, and quality
16 assurance requirements to ensure that the department is

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17 | accountable to the people of Florida. Such goals shall at a
18 | minimum include those specified in s. 409.986(2).

19 | (5) COMMUNITY ALLIANCES.—

20 | (b) The duties of the community alliance include, but are
21 | not limited to:

22 | 1. Joint planning for resource utilization in the
23 | community, including resources appropriated to the department
24 | and any funds that local funding sources choose to provide.

25 | 2. Needs assessment and establishment of community
26 | priorities for service delivery.

27 | 3. Determining community outcome goals to supplement
28 | state-required outcomes.

29 | 4. Serving as a catalyst for community resource
30 | development, including, but not limited to, identifying existing
31 | programs and services delivered by and assistance available from
32 | community-based and faith-based organizations, and encouraging
33 | the development and availability of such programs, services, and
34 | assistance by such organizations. The community alliance shall
35 | ensure that the community-based care lead agency is aware of
36 | such programs, services, and assistance and work to facilitate
37 | the lead agency's appropriate use of these resources.

38 | 5. Providing for community education and advocacy on
39 | issues related to delivery of services.

40 | 6. Promoting prevention and early intervention services.

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41 (d) The ~~initial~~ membership of the community alliance in a
42 county shall at a minimum be composed of the following:

- 43 1. A representative from the department.
44 2. A representative from county government.
45 3. A representative from the school district.
46 4. A representative from the county United Way.
47 5. A representative from the county sheriff's office.
48 6. A representative from the circuit court corresponding
49 to the county.

50 7. A representative from the county children's board, if
51 one exists.

52 8. A representative of a faith-based organization involved
53 in efforts to prevent child maltreatment, strengthen families,
54 or promote adoption.

55 (e) ~~At any time after the initial meeting of the community~~
56 ~~alliance,~~ The community alliance shall adopt bylaws and may
57 increase the membership of the alliance to include the state
58 attorney for the judicial circuit in which the community
59 alliance is located, or his or her designee, the public defender
60 for the judicial circuit in which the community alliance is
61 located, or his or her designee, and Other individuals and
62 organizations who represent funding organizations, are community
63 leaders, have knowledge of community-based service issues, or
64 otherwise represent perspectives that will enable them to
65 accomplish the duties listed in paragraph (b), if, in the

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66 judgment of the alliance, such change is necessary to adequately
67 represent the diversity of the population within the community
68 alliance service circuits.

69 Section 3. Section 39.0143, Florida Statutes, is created
70 to read:

71 39.0143 Evaluation of circuit child welfare system
72 performance.--To enhance accountability shared by the multiple
73 entities whose actions affect the performance of the state's
74 child welfare system, and to promote the achievement of the
75 highest levels of quality, in consultation with stakeholders, by
76 July 1, 2021, the department shall establish and apply a
77 methodology to rate the performance of all entities involved in
78 the child welfare system in a circuit working together as a
79 circuit-level child welfare system. This shall provide
80 communities concise indicators of their local child welfare
81 system performance.

82 (1) Such entities shall include but are not limited to the
83 department, community alliances under s. 20.19, community-based
84 care lead agencies, the Guardian ad Litem Program, school
85 districts, county governments, law enforcement agencies,
86 children's advocacy centers, child protection teams, contracted
87 attorneys providing children's legal services, the court system,
88 managing entities as defined in s. 394.9082, the Agency for
89 Health Care Administration, and Medicaid managed medical
90 assistance plans.

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91 (2) The department shall determine a single global rating
92 for each circuit. The department may also determine ratings for
93 individual domains.

94 (3) The department shall, at a minimum, use the results-
95 oriented accountability assessment conducted under s. 409.997 of
96 groups of entities working together on a circuit basis to
97 provide an integrated system of care in its methodology. The
98 department shall make any adjustments necessary for such an
99 evaluation as provided by that section.

100 (4) The department shall include ratings in the annual
101 performance report under s. 409.997 and provide the report to
102 the entities specified in subsection (1).

103 (5) The department may use such ratings as the basis for
104 payment of performance incentives recognizing circuit-level
105 child welfare system performance improvement. Such incentives
106 shall be used to fund multi-entity initiatives to further
107 enhance circuit-level child welfare system performance.

108 Section 4. Section 39.3065, Florida Statutes, is amended
109 to read:

110 39.3065 Sheriffs of certain counties to provide child
111 protective investigative services; procedures; funding.-

112 (1) As described in this section, the department ~~of~~
113 ~~Children and Families~~ shall, by the end of fiscal year 1999-
114 2000, transfer all responsibility for child protective
115 investigations for Pinellas County, Manatee County, Broward

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116 County, and Pasco County to the sheriff of that county in which
117 the child abuse, neglect, or abandonment is alleged to have
118 occurred. Each sheriff is responsible for the provision of all
119 child protective investigations in his or her county. Each
120 individual who provides these services must complete the
121 training provided to and required of protective investigators
122 employed by the department ~~of Children and Families~~.

123 (2) During fiscal year 1998-1999, the department ~~of~~
124 ~~Children and Families~~ and each sheriff's office shall enter into
125 a contract for the provision of these services. Funding for the
126 services will be appropriated to the department ~~of Children and~~
127 ~~Families~~, and the department shall transfer to the respective
128 sheriffs for the duration of fiscal year 1998-1999, funding for
129 the investigative responsibilities assumed by the sheriffs,
130 including federal funds that the provider is eligible for and
131 agrees to earn and that portion of general revenue funds which
132 is currently associated with the services that are being
133 furnished under contract, and including, but not limited to,
134 funding for all investigative, supervisory, and clerical
135 positions; training; all associated equipment; furnishings; and
136 other fixed capital items. The contract must specify whether the
137 department will continue to perform part or none of the child
138 protective investigations during the initial year. The sheriffs
139 may either conduct the investigations themselves or may, in
140 turn, subcontract with law enforcement officials or with

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141 properly trained employees of private agencies to conduct
142 investigations related to neglect cases only. If such a
143 subcontract is awarded, the sheriff must take full
144 responsibility for any safety decision made by the subcontractor
145 and must immediately respond with law enforcement staff to any
146 situation that requires removal of a child due to a condition
147 that poses an immediate threat to the child's life. The contract
148 must specify whether the services are to be performed by
149 departmental employees or by persons determined by the sheriff.
150 During this initial year, the department is responsible for
151 quality assurance, and the department retains the responsibility
152 for the performance of all child protective investigations. The
153 department must identify any barriers to transferring the entire
154 responsibility for child protective services to the sheriffs'
155 offices and must pursue avenues for removing any such barriers
156 by means including, but not limited to, applying for federal
157 waivers. By January 15, 1999, the department shall submit to the
158 President of the Senate, the Speaker of the House of
159 Representatives, and the chairs of the Senate and House
160 committees that oversee departmental activities a report that
161 describes any remaining barriers, including any that pertain to
162 funding and related administrative issues. Unless the
163 Legislature, on the basis of that report or other pertinent
164 information, acts to block a transfer of the entire
165 responsibility for child protective investigations to the

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166 sheriffs' offices, the sheriffs of Pasco County, Manatee County,
167 Broward County, and Pinellas County, beginning in fiscal year
168 1999-2000, shall assume the entire responsibility for such
169 services, as provided in subsection (3).

170 (3)(a) Beginning in fiscal year 1999-2000, the sheriffs of
171 Pasco County, Manatee County, Broward County, and Pinellas
172 County have the responsibility to provide all child protective
173 investigations in their respective counties. Beginning in fiscal
174 year 2000-2001, the department ~~of Children and Families~~ is
175 authorized to enter into grant agreements with sheriffs of other
176 counties to perform child protective investigations in their
177 respective counties. The sheriffs shall adopt the child welfare
178 practice model, as periodically modified by the department, that
179 is used by child protective investigators employed by the
180 department.

181 (b) The sheriffs providing child protective investigative
182 services shall operate, ~~at a minimum,~~ in accordance with the
183 same federal and state performance standards and metrics for
184 ~~outcome measures established by the Legislature for protective~~
185 investigations imposed on conducted child protective
186 investigators employed by the department of Children and
187 ~~Families~~. Each individual who provides these services must
188 complete, at a minimum, the training provided to and required of
189 protective investigators employed by the department ~~of Children~~
190 ~~and Families~~.

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191 (c) Funds for providing child protective investigations
192 must be identified in the annual appropriation made to the
193 department ~~of Children and Families~~, which shall award grants
194 for the full amount identified to the respective sheriffs'
195 offices. Notwithstanding ~~the provisions of~~ ss. 216.181(16) (b)
196 and 216.351, the department ~~of Children and Families~~ may advance
197 payments to the sheriffs for child protective investigations.
198 Funds for the child protective investigations may not be
199 integrated into the sheriffs' regular budgets. Budgetary data
200 and other data relating to the performance of child protective
201 investigations must be maintained separately from all other
202 records of the sheriffs' offices and reported to the department
203 ~~of Children and Families~~ as specified in the grant agreement.

204 (d) The department and sheriffs providing child protective
205 investigative services shall collaborate to monitor program
206 performance on an ongoing basis. The department and each
207 sheriff, or his or her designee, shall meet at least quarterly
208 to collaborate on federal and state quality assurance and
209 quality improvement initiatives.

210 (e) ~~(d)~~ The department shall conduct an annual evaluation of
211 the program performance of sheriffs providing child protective
212 investigative services which evaluation shall be based on the
213 same child welfare practice model principles, and federal and
214 state performance standards and metrics, that are imposed on
215 child protective investigators employed by ~~criteria mutually~~

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216 ~~agreed upon by the respective sheriffs and the department of~~
217 ~~Children and Families. The program performance evaluation must~~
218 ~~be standardized statewide and the department shall select random~~
219 ~~cases for evaluation. The program performance evaluation shall~~
220 ~~be conducted by a team of peer reviewers from the respective~~
221 ~~sheriffs' offices that perform child protective investigations~~
222 ~~and representatives from the department.~~

223 (f) The department of Children and Families shall produce
224 ~~submit~~ an annual report regarding, at a minimum, quality
225 performance quality, outcome-measure attainment, and cost
226 efficiency of the services provided by the sheriffs. The annual
227 report shall include data and information on both the sheriffs'
228 and the department's performance of protective investigations.
229 The department shall submit the annual report to the President
230 of the Senate, the Speaker of the House of Representatives, and
231 to the Governor no later than November 1 January 31 of each year
232 the sheriffs are receiving general appropriations to provide
233 child protective investigations.

234
235 This section shall be repealed July 1, 2023, unless reviewed and
236 saved from repeal by the Legislature.

237 Section 5. Section 211.0252, Florida Statutes, is created
238 to read:

239 211.0252 Credit for contributions to eligible charitable
240 organizations.—Beginning July 1, 2021, there is allowed a credit

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241 of 100 percent of an eligible contribution made to an eligible
242 charitable organization under s. 402.62 against any tax due
243 under s. 211.02 or s. 211.025. However, the combined credit
244 allowed under this section and s. 211.0251 may not exceed 50
245 percent of the tax due on the return on which the credit is
246 taken. If the combined credit allowed under this section and s.
247 211.0251 exceeds 50 percent of the tax due on the return, the
248 credit must first be taken under s. 211.0251. Any remaining
249 liability, up to 50 percent of the tax due, shall be taken under
250 this section. For purposes of the distributions of tax revenue
251 under s. 211.06, the department shall disregard any tax credits
252 allowed under this section to ensure that any reduction in tax
253 revenue received which is attributable to the tax credits
254 results only in a reduction in distributions to the General
255 Revenue Fund. The provisions of s. 402.62 apply to the credit
256 authorized by this section.

257 Section 6. Section 212.1833, Florida Statutes, is created
258 to read:

259 212.1833 Credit for contributions to eligible charitable
260 organizations.—Beginning July 1, 2021, there is allowed a credit
261 of 100 percent of an eligible contribution made to an eligible
262 charitable organization under s. 402.62 against any tax imposed
263 by the state and due under this chapter from a direct pay permit
264 holder as a result of the direct pay permit held pursuant to s.
265 212.183. For purposes of the dealer's credit granted for keeping

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266 prescribed records, filing timely tax returns, and properly
267 accounting and remitting taxes under s. 212.12, the amount of
268 tax due used to calculate the credit shall include any eligible
269 contribution made to an eligible charitable organization from a
270 direct pay permit holder. For purposes of the distributions of
271 tax revenue under s. 212.20, the department shall disregard any
272 tax credits allowed under this section to ensure that any
273 reduction in tax revenue received that is attributable to the
274 tax credits results only in a reduction in distributions to the
275 General Revenue Fund. The provisions of s. 402.62 apply to the
276 credit authorized by this section. A dealer who claims a tax
277 credit under this section must file his or her tax returns and
278 pay his or her taxes by electronic means under s. 213.755.

279 Section 7. Subsection (8) of section 220.02, Florida
280 Statutes, is amended to read:

281 220.02 Legislative intent.—

282 (8) It is the intent of the Legislature that credits
283 against either the corporate income tax or the franchise tax be
284 applied in the following order: those enumerated in s. 631.828,
285 those enumerated in s. 220.191, those enumerated in s. 220.181,
286 those enumerated in s. 220.183, those enumerated in s. 220.182,
287 those enumerated in s. 220.1895, those enumerated in s. 220.195,
288 those enumerated in s. 220.184, those enumerated in s. 220.186,
289 those enumerated in s. 220.1845, those enumerated in s. 220.19,
290 those enumerated in s. 220.185, those enumerated in s. 220.1875,

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291 those enumerated in s. 220.1876, those enumerated in s. 220.192,
292 those enumerated in s. 220.193, those enumerated in s. 288.9916,
293 those enumerated in s. 220.1899, those enumerated in s. 220.194,
294 and those enumerated in s. 220.196.

295 Section 8. Paragraph (a) of subsection (1) of section
296 220.13, Florida Statutes, is amended to read:

297 220.13 "Adjusted federal income" defined.—

298 (1) The term "adjusted federal income" means an amount
299 equal to the taxpayer's taxable income as defined in subsection
300 (2), or such taxable income of more than one taxpayer as
301 provided in s. 220.131, for the taxable year, adjusted as
302 follows:

303 (a) Additions.—There shall be added to such taxable
304 income:

305 1.a. The amount of any tax upon or measured by income,
306 excluding taxes based on gross receipts or revenues, paid or
307 accrued as a liability to the District of Columbia or any state
308 of the United States which is deductible from gross income in
309 the computation of taxable income for the taxable year.

310 b. Notwithstanding sub-subparagraph a., if a credit taken
311 under s. 220.1875 or s. 220.1876 is added to taxable income in a
312 previous taxable year under subparagraph 11. and is taken as a
313 deduction for federal tax purposes in the current taxable year,
314 the amount of the deduction allowed shall not be added to
315 taxable income in the current year. The exception in this sub-

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316 subparagraph is intended to ensure that the credit under s.
317 220.1875 or s. 220.1876 is added in the applicable taxable year
318 and does not result in a duplicate addition in a subsequent
319 year.

320 2. The amount of interest which is excluded from taxable
321 income under s. 103(a) of the Internal Revenue Code or any other
322 federal law, less the associated expenses disallowed in the
323 computation of taxable income under s. 265 of the Internal
324 Revenue Code or any other law, excluding 60 percent of any
325 amounts included in alternative minimum taxable income, as
326 defined in s. 55(b)(2) of the Internal Revenue Code, if the
327 taxpayer pays tax under s. 220.11(3).

328 3. In the case of a regulated investment company or real
329 estate investment trust, an amount equal to the excess of the
330 net long-term capital gain for the taxable year over the amount
331 of the capital gain dividends attributable to the taxable year.

332 4. That portion of the wages or salaries paid or incurred
333 for the taxable year which is equal to the amount of the credit
334 allowable for the taxable year under s. 220.181. This
335 subparagraph shall expire on the date specified in s. 290.016
336 for the expiration of the Florida Enterprise Zone Act.

337 5. That portion of the ad valorem school taxes paid or
338 incurred for the taxable year which is equal to the amount of
339 the credit allowable for the taxable year under s. 220.182. This

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340 subparagraph shall expire on the date specified in s. 290.016
341 for the expiration of the Florida Enterprise Zone Act.

342 6. The amount taken as a credit under s. 220.195 which is
343 deductible from gross income in the computation of taxable
344 income for the taxable year.

345 7. That portion of assessments to fund a guaranty
346 association incurred for the taxable year which is equal to the
347 amount of the credit allowable for the taxable year.

348 8. In the case of a nonprofit corporation which holds a
349 pari-mutuel permit and which is exempt from federal income tax
350 as a farmers' cooperative, an amount equal to the excess of the
351 gross income attributable to the pari-mutuel operations over the
352 attributable expenses for the taxable year.

353 9. The amount taken as a credit for the taxable year under
354 s. 220.1895.

355 10. Up to nine percent of the eligible basis of any
356 designated project which is equal to the credit allowable for
357 the taxable year under s. 220.185.

358 11. Any ~~The~~ amount taken as a credit for the taxable year
359 under s. 220.1875 or s. 220.1876. The addition in this
360 subparagraph is intended to ensure that the same amount is not
361 allowed for the tax purposes of this state as both a deduction
362 from income and a credit against the tax. This addition is not
363 intended to result in adding the same expense back to income
364 more than once.

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365 12. The amount taken as a credit for the taxable year
366 under s. 220.192.

367 13. The amount taken as a credit for the taxable year
368 under s. 220.193.

369 14. Any portion of a qualified investment, as defined in
370 s. 288.9913, which is claimed as a deduction by the taxpayer and
371 taken as a credit against income tax pursuant to s. 288.9916.

372 15. The costs to acquire a tax credit pursuant to s.
373 288.1254(5) that are deducted from or otherwise reduce federal
374 taxable income for the taxable year.

375 16. The amount taken as a credit for the taxable year
376 pursuant to s. 220.194.

377 17. The amount taken as a credit for the taxable year
378 under s. 220.196. The addition in this subparagraph is intended
379 to ensure that the same amount is not allowed for the tax
380 purposes of this state as both a deduction from income and a
381 credit against the tax. The addition is not intended to result
382 in adding the same expense back to income more than once.

383 Section 9. Subsection (2) of section 220.186, Florida
384 Statutes, is amended to read:

385 220.186 Credit for Florida alternative minimum tax.—

386 (2) The credit pursuant to this section shall be the
387 amount of the excess, if any, of the tax paid based upon taxable
388 income determined pursuant to s. 220.13(2)(k) over the amount of
389 tax which would have been due based upon taxable income without

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390 application of s. 220.13(2)(k), before application of this
391 credit without application of any credit under s. 220.1875 or s.
392 220.1876.

393 Section 10. Section 220.1876, Florida Statutes, is created
394 to read:

395 220.1876 Credit for contributions to eligible charitable
396 organizations.-

397 (1) Beginning January 1, 2021, there is allowed a credit
398 of 100 percent of an eligible contribution made to an eligible
399 charitable organization under s. 402.62 against any tax due for
400 a taxable year under this chapter after the application of any
401 other allowable credits by the taxpayer. An eligible
402 contribution must be made to an eligible charitable organization
403 on or before the date the taxpayer is required to file a return
404 pursuant to s. 220.222. The credit granted by this section shall
405 be reduced by the difference between the amount of federal
406 corporate income tax taking into account the credit granted by
407 this section and the amount of federal corporate income tax
408 without application of the credit granted by this section.

409 (2) A taxpayer who files a Florida consolidated return as
410 a member of an affiliated group pursuant to s. 220.131(1) may be
411 allowed the credit on a consolidated return basis; however, the
412 total credit taken by the affiliated group is subject to the
413 limitation established under subsection (1).

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414 (3) The provisions of s. 402.62 apply to the credit
415 authorized by this section.

416 (4) If a taxpayer applies and is approved for a credit
417 under s. 402.62 after timely requesting an extension to file
418 under s. 220.222(2):

419 (a) The credit does not reduce the amount of tax due for
420 purposes of the department's determination as to whether the
421 taxpayer was in compliance with the requirement to pay tentative
422 taxes under ss. 220.222 and 220.32.

423 (b) The taxpayer's noncompliance with the requirement to
424 pay tentative taxes shall result in the revocation and
425 rescindment of any such credit.

426 (c) The taxpayer shall be assessed for any taxes,
427 penalties, or interest due from the taxpayer's noncompliance
428 with the requirement to pay tentative taxes.

429 Section 11. Section 402.402, Florida Statutes, is amended
430 to read:

431 402.402 Child protection and child welfare personnel;
432 attorneys employed by the department.-

433 (1) CHILD PROTECTIVE INVESTIGATION PROFESSIONAL STAFF
434 REQUIREMENTS.-The department is responsible for recruitment of
435 qualified professional staff to serve as child protective
436 investigators and child protective investigation supervisors.
437 The department shall make every effort to recruit and hire
438 persons qualified by their education and experience to perform

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439 social work functions. The department's efforts shall be guided
440 by the goal that ~~by July 1, 2019,~~ at least half of all child
441 protective investigators and supervisors will have a bachelor's
442 degree or a master's degree in social work from a college or
443 university social work program accredited by the Council on
444 Social Work Education. The department, in collaboration with the
445 lead agencies, subcontracted provider organizations, the Florida
446 Institute for Child Welfare created pursuant to s. 1004.615, and
447 other partners in the child welfare system, shall develop a
448 protocol for screening candidates for child protective positions
449 which reflects the preferences specified in paragraphs (a)-(f).
450 The following persons shall be given preference in the
451 recruitment of qualified professional staff, but the preferences
452 serve only as guidance and do not limit the department's
453 discretion to select the best available candidates:

454 (a) Individuals with baccalaureate degrees in social work
455 and child protective investigation supervisors with master's
456 degrees in social work from a college or university social work
457 program accredited by the Council on Social Work Education.

458 (b) Individuals with baccalaureate or master's degrees in
459 psychology, sociology, counseling, special education, education,
460 human development, child development, family development,
461 marriage and family therapy, and nursing.

462 (c) Individuals with baccalaureate degrees who have a
463 combination of directly relevant work and volunteer experience,

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464 preferably in a public service field related to children's
465 services, demonstrating critical thinking skills, formal
466 assessment processes, communication skills, problem solving, and
467 empathy; a commitment to helping children and families; a
468 capacity to work as part of a team; an interest in continuous
469 development of skills and knowledge; and personal strength and
470 resilience to manage competing demands and handle workplace
471 stresses.

472 (2) SPECIALIZED TRAINING.—All child protective
473 investigators and child protective investigation supervisors
474 employed by the department or a sheriff's office must complete
475 specialized training either focused on serving a specific
476 population, including, but not limited to, medically fragile
477 children, sexually exploited children, children under 3 years of
478 age, or families with a history of domestic violence, mental
479 illness, or substance abuse, or focused on performing certain
480 aspects of child protection practice, including, but not limited
481 to, investigation techniques and analysis of family dynamics.
482 The specialized training may be used to fulfill continuing
483 education requirements under s. 402.40(3)(e). Individuals ~~hired~~
484 ~~before July 1, 2014, shall complete the specialized training by~~
485 ~~June 30, 2016, and individuals~~ hired on or after July 1, 2014,
486 shall complete the specialized training within 2 years after
487 hire. An individual may receive specialized training in multiple
488 areas.

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489 (3) STAFF SUPPORT.—The department shall implement policies
490 and programs that mitigate and prevent the impact of secondary
491 traumatic stress and burnout among child protective
492 investigations staff, including, but not limited to:

493 (a) Initiatives to encourage and inspire child protective
494 investigations staff, including recognizing their achievements
495 on a recognition wall within their unit.

496 (b) Formal procedures for providing support to child
497 protective investigations staff after a critical incident such
498 as a child fatality.

499 (c) Initial training upon appointment to a supervisory
500 position and annual continuing education for all supervisors on
501 how to prevent secondary traumatic stress and burnout among the
502 employees they supervise.

503 (d) Monitoring levels of secondary traumatic stress and
504 burnout among individual employees and intervening as needed.
505 The department shall closely monitor and respond to levels of
506 secondary traumatic stress and burnout among employees during
507 the first 2 years after hire.

508 (e) Ongoing training in self-care for all child protective
509 investigations staff.

510
511 Such programs may also include, but are not limited, to formal
512 peer counseling and support programs.

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513 ~~(4)~~(3) REPORT.—By each October 1, the department shall
514 submit a report on the educational qualifications, turnover,
515 professional advancement, and working conditions of the child
516 protective investigators and supervisors to the Governor, the
517 President of the Senate, and the Speaker of the House of
518 Representatives.

519 ~~(5)~~(4) ATTORNEYS EMPLOYED BY OR CONTRACTING WITH THE
520 DEPARTMENT TO HANDLE CHILD WELFARE CASES.—Attorneys hired or
521 contracted with on or after July 1, 2014, whose primary
522 responsibility is representing the department in child welfare
523 cases shall, within the first 6 months of employment, receive
524 training in:

525 (a) The dependency court process, including the attorney's
526 role in preparing and reviewing documents prepared for
527 dependency court for accuracy and completeness. ~~†~~

528 (b) Preparing and presenting child welfare cases,
529 including at least 1 week shadowing an experienced children's
530 legal services attorney preparing and presenting cases. ~~†~~

531 (c) Safety assessment, safety decisionmaking tools, and
532 safety plans. ~~†~~

533 (d) Developing information presented by investigators and
534 case managers to support decisionmaking in the best interest of
535 children. ~~† and~~

536 (e) The experiences and techniques of case managers and
537 investigators, including shadowing an experienced child

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538 protective investigator and an experienced case manager for at
539 least 8 hours.

540 Section 12. Section 402.715, Florida Statutes, is created
541 to read:

542 402.715 Office of Quality.—The department shall establish
543 a department-wide Office of Quality to ensure that the
544 department and its contracted service providers achieve high
545 levels of performance. Duties of the office shall include, but
546 not be limited to:

547 (1) Identifying performance standards and metrics for the
548 department and all contracted service providers, including, but
549 not limited to, law enforcement agencies, managing entities,
550 lead agencies, and attorney services. Such performance standards
551 and metrics shall be reflected in the strategic plan required
552 under s. 20.19(1). Performance standards and metrics for the
553 child welfare system shall at a minimum incorporate measures
554 used in the results-oriented accountability system under s.
555 409.997.

556 (2) Strengthening the department's data and analytic
557 capabilities to identify systemic strengths and deficiencies.

558 (3) Recommending initiatives to correct programmatic and
559 systemic deficiencies, in consultation with the relevant program
560 office.

561 (4) Engaging and collaborating with contractors,
562 stakeholders, and other relevant entities to improve quality,

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563 efficiency, and effectiveness of department programs and
564 services.

565 (5) Reporting systemic or persistent failures to meet
566 performance standards to the secretary, and recommending
567 corrective action.

568
569 Section 13. Section 402.62, Florida Statutes, is created
570 to read:

571 402.62 Children's Promise Tax Credit.-

572 (1) DEFINITIONS.-As used in this section, the term:

573 (a) "Annual tax credit amount" means, for any state fiscal
574 year, the sum of the amount of tax credits approved under
575 paragraph (5) (b), including tax credits to be taken under s.
576 211.0252, s. 212.1833, s. 220.1876, s. 561.1212, or s.
577 624.51056, which are approved for taxpayers whose taxable years
578 begin on or after January 1 of the calendar year preceding the
579 start of the applicable state fiscal year.

580 (b) "Division" means the Division of Alcoholic Beverages
581 and Tobacco of the Department of Business and Professional
582 Regulation.

583 (c) "Eligible charitable organization" means an
584 organization designated by the department to be eligible to
585 receive funding under this section.

586 (d) "Eligible contribution" means a monetary contribution
587 from a taxpayer, subject to the restrictions provided in this

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588 section, to an eligible charitable organization. The taxpayer
589 making the contribution may not designate a specific child
590 assisted by the eligible charitable organization as the
591 beneficiary of the contribution.

592 (e) "Tax credit cap amount" means the maximum annual tax
593 credit amount that the Department of Revenue may approve for a
594 state fiscal year.

595 (2) CHILDREN'S PROMISE TAX CREDITS; ELIGIBILITY.-

596 (a) The department shall designate as an eligible
597 charitable organization an organization that:

598 1. Is exempt from federal income taxation under s.
599 501(c)(3) of the Internal Revenue Code.

600 2. Is a Florida entity formed under chapter 605, chapter
601 607, or chapter 617 and whose principal office is located in the
602 state.

603 3. Provides services to:

604 a. Prevent child abuse, neglect, abandonment, or
605 exploitation;

606 b. Enhance the safety, permanency, or well-being of
607 children with child welfare involvement;

608 c. Assist families with children who have a chronic
609 illness or physical, intellectual, developmental, or emotional
610 disability; or

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611 d. Provide workforce development services to families of
612 children eligible for a federal free or reduced-price meals
613 program.

614 4. Has a contract or written referral agreement with, or
615 reference from, the department, a community-based care lead
616 agency as defined in s. 409.986, a managing entity as defined in
617 s. 394.9082, or the Agency for Persons with Disabilities, for
618 services specified in subparagraph 3.

619 5. Provides to the department accurate information
620 including, at a minimum, a description of the services provided
621 by the organization that are eligible for funding under this
622 section; the number of individuals served through those services
623 during the last calendar year in total and the number served
624 during the last calendar year using funding under this section;
625 basic financial information regarding the organization and
626 services eligible for funding under this section; outcomes for
627 such services; and contact information for the organization.

628 6. Annually submits a statement signed by a current
629 officer of the organization, under penalty of perjury, that the
630 organization meets all criteria to qualify as an eligible
631 charitable organization, has fulfilled responsibilities under
632 this section for the previous fiscal year if the organization
633 received any funding through this credit during the previous
634 year, and intends to fulfill its responsibilities during the
635 upcoming year.

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636 7. Provides any documentation requested by the department
637 to verify eligibility as an eligible charitable organization or
638 compliance with this section.

639 (b) The department may not designate as an eligible
640 charitable organization an organization that:

641 1. Provides abortions, pays for or provides coverage of
642 abortions, or financially supports any other entity that
643 provides, pays for, or provides coverage of abortions; or

644 2. Has received more than 50 percent of its total annual
645 revenue from the department or the Agency for Persons with
646 Disabilities, either directly or via a contractor of the
647 department or agency, in the prior fiscal year.

648 (3) RESPONSIBILITIES OF ELIGIBLE CHARITABLE
649 ORGANIZATIONS.—An eligible charitable organization receiving
650 contributions under this section must:

651 (a) Conduct background screenings on all volunteers and
652 staff working directly with children in any programs funded
653 under this section. The background screening shall use level 2
654 screening standards pursuant to s. 435.04. The department shall
655 specify requirements for background screening in rule.

656 (b) Expend 100 percent of any contributions received under
657 this section for direct services to state residents for the
658 purposes specified in subparagraph (2)(a)3.

659 (c) Annually submit to the department:

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660 1. An audit of the eligible charitable organization
661 conducted by an independent certified public accountant in
662 accordance with auditing standards generally accepted in the
663 United States, government auditing standards, and rules
664 promulgated by the Auditor General. The audit report must
665 include a report on financial statements presented in accordance
666 with generally accepted accounting principles. The audit report
667 must be provided to the department within 180 days after
668 completion of the eligible charitable organization's fiscal
669 year.

670 2. A copy of the eligible charitable organization's most
671 recent federal Internal Revenue Service Return of Organization
672 Exempt from Income Tax form (Form 990).

673 (d) Notify the department within 5 business days after the
674 eligible charitable organization ceases to meet eligibility
675 requirements or fails to fulfill its responsibilities under this
676 section.

677 (e) Upon receipt of a contribution, the eligible
678 charitable organization shall provide the taxpayer that made the
679 contribution with a certificate of contribution. A certificate
680 of contribution must include the taxpayer's name and, if
681 available, federal employer identification number, the amount
682 contributed, the date of contribution, and the name of the
683 eligible charitable organization.

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684 (4) RESPONSIBILITIES OF THE DEPARTMENT.—The department
685 shall:

686 (a) Annually redesignate eligible charitable organizations
687 that have complied with all requirements of this section.

688 (b) Remove the designation of organizations that fail to
689 meet all requirements of this section. An organization that has
690 had its designation removed by the department may reapply for
691 designation as an eligible charitable organization, and the
692 department shall redesignate such organization if it meets the
693 requirements of this section and demonstrates through its
694 application that all factors leading to its previous failure to
695 meet requirements have been sufficiently addressed.

696 (c) Publish information about the tax credit program and
697 eligible charitable organizations on a department website. The
698 website shall, at a minimum, provide:

699 1. The requirements and process for becoming designated or
700 redesignated as an eligible charitable organization.

701 2. A list of the eligible charitable organizations that
702 are currently designated by the department and the information
703 provided under subparagraph (2)(a)5. regarding each eligible
704 charitable organization.

705 3. The process for a taxpayer to select an eligible
706 charitable organization as the recipient of funding through a
707 tax credit.

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708 (d) Compel the return of funds that are provided to an
709 eligible charitable organization that fails to comply with the
710 requirements of this section. Eligible charitable organizations
711 that are subject to return of funds are ineligible to receive
712 funding under this section for a period 10 years after final
713 agency action to compel the return of funding.

714 (5) CHILDREN'S PROMISE TAX CREDITS; APPLICATIONS,
715 TRANSFERS, AND LIMITATIONS.-

716 (a) The tax credit cap amount is \$5 million in each state
717 fiscal year.

718 (b) Beginning October 1, 2020, a taxpayer may submit an
719 application to the Department of Revenue for a tax credit or
720 credits to be taken under one or more of s. 211.0252, s.
721 212.1833, s. 220.1876, s. 561.1212, or s. 624.51056.

722 1. The taxpayer shall specify in the application each tax
723 for which the taxpayer requests a credit and the applicable
724 taxable year for a credit under s. 220.1876 or s. 624.51056 or
725 the applicable state fiscal year for a credit under s. 211.0252,
726 s. 212.1833, or s. 561.1212. For purposes of s. 220.1876, a
727 taxpayer may apply for a credit to be used for a prior taxable
728 year before the date the taxpayer is required to file a return
729 for that year pursuant to s. 220.222. For purposes of s.
730 624.51056, a taxpayer may apply for a credit to be used for a
731 prior taxable year before the date the taxpayer is required to
732 file a return for that prior taxable year pursuant to ss.

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733 624.509 and 624.5092. The application must specify the eligible
734 charitable organization to which the proposed contribution will
735 be made. The Department of Revenue shall approve tax credits on
736 a first-come, first-served basis and must obtain the division's
737 approval before approving a tax credit under s. 561.1212.

738 2. Within 10 days after approving or denying an
739 application, the Department of Revenue shall provide a copy of
740 its approval or denial letter to the eligible charitable
741 organization specified by the taxpayer in the application.

742 (c) If a tax credit approved under paragraph (b) is not
743 fully used within the specified state fiscal year for credits
744 under s. 211.0252, s. 212.1833, or s. 561.1212 or against taxes
745 due for the specified taxable year for credits under s. 220.1876
746 or s. 624.51056 because of insufficient tax liability on the
747 part of the taxpayer, the unused amount shall be carried forward
748 for a period not to exceed 10 years. For purposes of s.
749 220.1876, a credit carried forward may be used in a subsequent
750 year after applying the other credits and unused carryovers in
751 the order provided in s. 220.02(8).

752 (d) A taxpayer may not convey, assign, or transfer an
753 approved tax credit or a carryforward tax credit to another
754 entity unless all of the assets of the taxpayer are conveyed,
755 assigned, or transferred in the same transaction. However, a tax
756 credit under s. 211.0252, s. 212.1833, s. 220.1876, s. 561.1212,
757 or s. 624.51056 may be conveyed, transferred, or assigned

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758 between members of an affiliated group of corporations if the
759 type of tax credit under s. 211.0252, s. 212.1833, s. 220.1876,
760 s. 561.1212, or s. 624.51056 remains the same. A taxpayer shall
761 notify the Department of Revenue of its intent to convey,
762 transfer, or assign a tax credit to another member within an
763 affiliated group of corporations. The amount conveyed,
764 transferred, or assigned is available to another member of the
765 affiliated group of corporations upon approval by the Department
766 of Revenue. The Department of Revenue shall obtain the
767 division's approval before approving a conveyance, transfer, or
768 assignment of a tax credit under s. 561.1212.

769 (e) Within any state fiscal year, a taxpayer may rescind
770 all or part of a tax credit approved under paragraph (b). The
771 amount rescinded shall become available for that state fiscal
772 year to another eligible taxpayer as approved by the Department
773 of Revenue if the taxpayer receives notice from the Department
774 of Revenue that the rescindment has been accepted by the
775 Department of Revenue. The Department of Revenue must obtain the
776 division's approval before accepting the rescindment of a tax
777 credit under s. 561.1212. Any amount rescinded under this
778 paragraph shall become available to an eligible taxpayer on a
779 first-come, first-served basis based on tax credit applications
780 received after the date the rescindment is accepted by the
781 Department of Revenue.

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782 (f) Within 10 days after approving or denying the
783 conveyance, transfer, or assignment of a tax credit under
784 paragraph (d), or the rescindment of a tax credit under
785 paragraph (e), the Department of Revenue shall provide a copy of
786 its approval or denial letter to the eligible charitable
787 organization specified by the taxpayer. The Department of
788 Revenue shall also include the eligible charitable organization
789 specified by the taxpayer on all letters or correspondence of
790 acknowledgment for tax credits under s. 212.1833.

791 (g) For purposes of calculating the underpayment of
792 estimated corporate income taxes under s. 220.34 and tax
793 installment payments for taxes on insurance premiums or
794 assessments under s. 624.5092, the final amount due is the
795 amount after credits earned under s. 220.1876 or s. 624.51056
796 for contributions to eligible charitable organizations are
797 deducted.

798 1. For purposes of determining if a penalty or interest
799 under s. 220.34(2)(d)1. shall be imposed for underpayment of
800 estimated corporate income tax, a taxpayer may, after earning a
801 credit under s. 220.1876, reduce any estimated payment in that
802 taxable year by the amount of the credit.

803 2. For purposes of determining if a penalty under s.
804 624.5092 shall be imposed, an insurer, after earning a credit
805 under s. 624.51056 for a taxable year, may reduce any
806 installment payment for such taxable year of 27 percent of the

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807 amount of the net tax due as reported on the return for the
808 preceding year under s. 624.5092(2)(b) by the amount of the
809 credit.

810 (6) PRESERVATION OF CREDIT.—If any provision or portion of
811 this section, s. 211.0252, s. 212.1833, s. 220.1876, s.
812 561.1212, or s. 624.51056 or the application thereof to any
813 person or circumstance is held unconstitutional by any court or
814 is otherwise declared invalid, the unconstitutionality or
815 invalidity shall not affect any credit earned under s. 211.0252,
816 s. 212.1833, s. 220.1876, s. 561.1212, or s. 624.51056 by any
817 taxpayer with respect to any contribution paid to an eligible
818 charitable organization before the date of a determination of
819 unconstitutionality or invalidity. The credit shall be allowed
820 at such time and in such a manner as if a determination of
821 unconstitutionality or invalidity had not been made, provided
822 that nothing in this subsection by itself or in combination with
823 any other provision of law shall result in the allowance of any
824 credit to any taxpayer in excess of one dollar of credit for
825 each dollar paid to an eligible charitable organization.

826 (7) ADMINISTRATION; RULES.—

827 (a) The Department of Revenue, the division, and the
828 department may develop a cooperative agreement to assist in the
829 administration of this section, as needed.

830 (b) The Department of Revenue may adopt rules necessary to
831 administer this section and ss. 211.0252, 212.1833, 220.1876,

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832 561.1212, and 624.51056, including rules establishing
833 application forms, procedures governing the approval of tax
834 credits and carryforward tax credits under subsection (5), and
835 procedures to be followed by taxpayers when claiming approved
836 tax credits on their returns.

837 (c) The division may adopt rules necessary to administer
838 its responsibilities under this section and s. 561.1212.

839 (d) The department may adopt rules necessary to administer
840 this section, including, but not limited to, rules establishing
841 application forms for organizations seeking designation as
842 eligible charitable organizations under this act.

843 (e) Notwithstanding any provision of s. 213.053 to the
844 contrary, sharing information with the division related to this
845 tax credit is considered the conduct of the Department of
846 Revenue's official duties as contemplated in s. 213.053(8)(c),
847 and the Department of Revenue and the division are specifically
848 authorized to share information as needed to administer this
849 program.

850 Section 14. Section 402.7305, Florida Statutes, is amended
851 to read:

852 402.7305 Department of Children and Families; procurement
853 of contractual services; contract management.—

854 (1) DEFINITIONS.—As used in this section, the term:

855 (a) "Contract manager" means the department employee who
856 is responsible for enforcing the compliance with administrative

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857 and programmatic terms and conditions of a contract. The
858 contract manager is the primary point of contact through which
859 all contracting information flows between the department and the
860 contractor. The contract manager is responsible for day-to-day
861 contract oversight, including approval of contract deliverables
862 and invoices. All actions related to the contract shall be
863 initiated by or coordinated with the contract manager. The
864 contract manager maintains the official contract files.

865 (b) "Contract monitor" means the department employee who
866 is responsible for observing, recording, and reporting to the
867 contract manager and other designated entities the information
868 necessary to assist the contract manager and program management
869 in determining whether the contractor is in compliance with the
870 administrative and programmatic terms and conditions of the
871 contract.

872 (c) "Department" means the Department of Children and
873 Families.

874 (d) "Outsourcing" means the process of contracting with an
875 external service provider to provide a service, in whole or in
876 part, while the department retains the responsibility and
877 accountability for the service.

878 (2) PROCUREMENT OF COMMODITIES AND CONTRACTUAL SERVICES.—

879 (a) Notwithstanding s. 287.057(3)(e)12., if the department
880 intends to contract with a public postsecondary institution to
881 provide a service, the department must allow all public

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882 | postsecondary institutions in this state that are accredited by
883 | the Southern Association of Colleges and Schools to bid on the
884 | contract. Thereafter, notwithstanding any other provision of
885 | law, if a public postsecondary institution intends to
886 | subcontract for any service awarded in the contract, the
887 | subcontracted service must be procured by competitive
888 | procedures.

889 | (b) When it is in the best interest of a defined segment
890 | of its consumer population, the department may competitively
891 | procure and contract for systems of treatment or service that
892 | involve multiple providers, rather than procuring and
893 | contracting for treatment or services separately from each
894 | participating provider. The department must ensure that all
895 | providers that participate in the treatment or service system
896 | meet all applicable statutory, regulatory, service quality, and
897 | cost control requirements. If other governmental entities or
898 | units of special purpose government contribute matching funds to
899 | the support of a given system of treatment or service, the
900 | department shall formally request information from those funding
901 | entities in the procurement process and may take the information
902 | received into account in the selection process. If a local
903 | government contributes matching funds to support the system of
904 | treatment or contracted service and if the match constitutes at
905 | least 25 percent of the value of the contract, the department
906 | shall afford the governmental match contributor an opportunity

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907 to name an employee as one of the persons required by s.
908 287.057(16) to evaluate or negotiate certain contracts, unless
909 the department sets forth in writing the reason why the
910 inclusion would be contrary to the best interest of the state.
911 Any employee so named by the governmental match contributor
912 shall qualify as one of the persons required by s. 287.057(16).
913 A governmental entity or unit of special purpose government may
914 not name an employee as one of the persons required by s.
915 287.057(16) if it, or any of its political subdivisions,
916 executive agencies, or special districts, intends to compete for
917 the contract to be awarded. The governmental funding entity or
918 contributor of matching funds must comply with all procurement
919 procedures set forth in s. 287.057 when appropriate and
920 required.

921 (c) The department may procure and contract for or provide
922 assessment and case management services independently from
923 treatment services.

924 (3) CONTRACT MANAGEMENT REQUIREMENTS AND PROCESS.—The
925 Department of Children and Families shall review the time period
926 for which the department executes contracts and shall execute
927 multiyear contracts to make the most efficient use of the
928 resources devoted to contract processing and execution. Whenever
929 the department chooses not to use a multiyear contract, a
930 justification for that decision must be contained in the
931 contract. Notwithstanding s. 287.057(14), the department is

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932 responsible for establishing a contract management process that
933 requires a member of the department's Senior Management or
934 Selected Exempt Service to assign in writing the responsibility
935 of a contract to a contract manager. The department shall
936 maintain a set of procedures describing its contract management
937 process which must minimally include the following requirements:

938 (a) The contract manager shall maintain the official
939 contract file throughout the duration of the contract and for a
940 period not less than 6 years after the termination of the
941 contract.

942 (b) The contract manager shall review all invoices for
943 compliance with the criteria and payment schedule provided for
944 in the contract and shall approve payment of all invoices before
945 their transmission to the Department of Financial Services for
946 payment.

947 (c) The contract manager shall maintain a schedule of
948 payments and total amounts disbursed and shall periodically
949 reconcile the records with the state's official accounting
950 records.

951 (d) For contracts involving the provision of direct client
952 services, the contract manager shall periodically visit the
953 physical location where the services are delivered and speak
954 directly to clients receiving the services and the staff
955 responsible for delivering the services.

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956 (e) The contract manager shall meet at least once a month
957 directly with the contractor's representative and maintain
958 records of such meetings.

959 (f) The contract manager shall periodically document any
960 differences between the required performance measures and the
961 actual performance measures. If a contractor fails to meet and
962 comply with the performance measures established in the
963 contract, the department may allow a reasonable period for the
964 contractor to correct performance deficiencies. If performance
965 deficiencies are not resolved to the satisfaction of the
966 department within the prescribed time, and if no extenuating
967 circumstances can be documented by the contractor to the
968 department's satisfaction, the department must terminate the
969 contract. The department may not enter into a new contract with
970 that same contractor for the services for which the contract was
971 previously terminated for a period of at least 24 months after
972 the date of termination. The contract manager shall obtain and
973 enforce corrective action plans, if appropriate, and maintain
974 records regarding the completion or failure to complete
975 corrective action items.

976 (g) The contract manager shall document any contract
977 modifications, which shall include recording any contract
978 amendments as provided for in this section.

979 (h) The contract manager shall be properly trained before
980 being assigned responsibility for any contract.

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981 (4) CONTRACT MONITORING REQUIREMENTS AND PROCESS.—The
982 department shall establish contract monitoring units staffed by
983 career service employees who report to a member of the Selected
984 Exempt Service or Senior Management Service and who have been
985 properly trained to perform contract monitoring. At least one
986 member of the contract monitoring unit must possess specific
987 knowledge and experience in the contract's program area. The
988 department shall establish a contract monitoring process that
989 includes, but is not limited to, the following requirements:

990 (a) Performing a risk assessment at the start of each
991 fiscal year and preparing an annual contract monitoring schedule
992 that considers the level of risk assigned. The department may
993 monitor any contract at any time regardless of whether such
994 monitoring was originally included in the annual contract
995 monitoring schedule.

996 (b) Preparing a contract monitoring plan, including
997 sampling procedures, before performing onsite monitoring at
998 external locations of a service provider. The plan must include
999 a description of the programmatic, fiscal, and administrative
1000 components that will be monitored on site. If appropriate,
1001 clinical and therapeutic components may be included.

1002 (c) Conducting analyses of the performance and compliance
1003 of an external service provider by means of desk reviews if the
1004 external service provider will not be monitored on site during a
1005 fiscal year.

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1006 (d) Unless the department sets forth in writing the need
1007 for an extension, providing a written report presenting the
1008 results of the monitoring within 30 days after the completion of
1009 the onsite monitoring or desk review.

1010 (e) Developing and maintaining a set of procedures
1011 describing the contract monitoring process.

1012
1013 ~~Notwithstanding any other provision of this section, the~~
1014 ~~department shall limit monitoring of a child-caring or child-~~
1015 ~~placing services provider under this subsection to only once per~~
1016 ~~year. Such monitoring may not duplicate administrative~~
1017 ~~monitoring that is included in the survey of a child welfare~~
1018 ~~provider conducted by a national accreditation organization~~
1019 ~~specified under s. 402.7306(1).~~

1020 Section 15. Paragraph (1) is added to subsection (1) of
1021 section 409.988, Florida Statutes, to read:

1022 409.988 Lead agency duties; general provisions.-

1023 (1) DUTIES.—A lead agency:

1024 (1) Shall identify an employee to serve as a liaison with
1025 the community alliance and community-based and faith-based
1026 organizations interested in collaborating with the lead agency
1027 or offering services or other assistance on a volunteer basis to
1028 the children and families served by the lead agency. The lead
1029 agency shall ensure that appropriate lead agency staff and
1030 subcontractors, including, but not limited to, case managers,

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1031 are informed of the specific services or assistance available
1032 from community-based and faith-based organizations.

1033 Section 16. Section 409.996, Florida Statutes, is amended
1034 to read:

1035 409.996 Duties of the Department of Children and
1036 Families.— The department shall contract for the delivery,
1037 administration, or management of care for children in the child
1038 protection and child welfare system. In doing so, the department
1039 retains responsibility for the quality of contracted services
1040 and programs and shall ensure that, at a minimum, services are
1041 delivered in accordance with applicable federal and state
1042 statutes and regulations and performance standards and metrics
1043 specified in the strategic plan created under s. 20.19(1).

1044 (1) The department shall enter into contracts with lead
1045 agencies for the performance of the duties by the lead agencies
1046 pursuant to s. 409.988. At a minimum, the contracts must:

1047 (a) Provide for the services needed to accomplish the
1048 duties established in s. 409.988 and provide information to the
1049 department which is necessary to meet the requirements for a
1050 quality assurance program pursuant to subsection (19)~~(18)~~ and
1051 the child welfare results-oriented accountability system
1052 pursuant to s. 409.997.

1053 (b) Provide for tiered interventions and graduated
1054 penalties for failure to comply with contract terms or in the

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1055 event of performance deficiencies. Such interventions and
1056 penalties may include, but are not limited to:

1057 1. financial penalties, Enhanced monitoring and
1058 reporting.

1059 2. Corrective action plans. ~~and~~

1060 3. Requirements to accept technical assistance and
1061 consultation from the department under subsection (4).

1062 4. Financial penalties, which shall require a lead agency
1063 to reallocate funds from administrative costs to direct care for
1064 children.

1065 5. Early termination of contracts, as provided in s.
1066 402.1705(3)(f). ~~or other appropriate action to ensure contract~~
1067 ~~compliance. The financial penalties shall require a lead agency~~
1068 ~~to reallocate funds from administrative costs to direct care for~~
1069 ~~children.~~

1070 (c) Ensure that the lead agency shall furnish current and
1071 accurate information on its activities in all cases in client
1072 case records in the state's statewide automated child welfare
1073 information system.

1074 (d) Specify the procedures to be used by the parties to
1075 resolve differences in interpreting the contract or to resolve
1076 disputes as to the adequacy of the parties' compliance with
1077 their respective obligations under the contract.

1078 (2) The department must adopt written policies and
1079 procedures for monitoring the contract for delivery of services

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1080 by lead agencies which must be posted on the department's
1081 website. These policies and procedures must, at a minimum,
1082 address the evaluation of fiscal accountability and program
1083 operations, including provider achievement of performance
1084 standards, provider monitoring of subcontractors, and timely
1085 followup of corrective actions for significant monitoring
1086 findings related to providers and subcontractors. These policies
1087 and procedures must also include provisions for reducing the
1088 duplication of the department's program monitoring activities
1089 both internally and with other agencies, to the extent possible.
1090 The department's written procedures must ensure that the written
1091 findings, conclusions, and recommendations from monitoring the
1092 contract for services of lead agencies are communicated to the
1093 director of the provider agency and the community alliance as
1094 expeditiously as possible.

1095 (3) The department shall receive federal and state funds
1096 as appropriated for the operation of the child welfare system,
1097 transmit these funds to the lead agencies as agreed to in the
1098 contract, and provide information on its website of the
1099 distribution of the federal funds. The department retains
1100 responsibility for the appropriate spending of these funds. The
1101 department shall monitor lead agencies to assess compliance with
1102 the financial guidelines established pursuant to s. 409.992 and
1103 other applicable state and federal laws.

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1104 (4) The department may ~~shall~~ provide technical assistance and
1105 consultation to lead agencies as necessary for the achievement
1106 of performance standards, in the provision of care to children
1107 in the child protection and child welfare system., including,
1108 but not limited to, providing additional resources to assist the
1109 lead agencies to implement best practices or institute
1110 operational efficiencies.

1111 (5) The department retains the responsibility for the
1112 review, approval or denial, and issuances of all foster home
1113 licenses.

1114 (6) The department shall process all applications
1115 submitted by lead agencies for the Interstate Compact on the
1116 Placement of Children and the Interstate Compact on Adoption and
1117 Medical Assistance.

1118 (7) The department shall assist lead agencies with access
1119 to and coordination with other service programs within the
1120 department.

1121 (8) The department shall determine Medicaid eligibility
1122 for all referred children and shall coordinate services with the
1123 Agency for Health Care Administration.

1124 (9) The department shall develop, in cooperation with the
1125 lead agencies, a third-party credentialing entity approved
1126 pursuant to s. 402.40(3), and the Florida Institute for Child
1127 Welfare established pursuant to s. 1004.615, a standardized

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1128 competency-based curriculum for certification training for child
1129 protection staff.

1130 (10) The department shall maintain the statewide adoptions
1131 website and provide information and training to the lead
1132 agencies relating to the website.

1133 (11) The department shall provide training and assistance
1134 to lead agencies regarding the responsibility of lead agencies
1135 relating to children receiving supplemental security income,
1136 social security, railroad retirement, or veterans' benefits.

1137 (12) With the assistance of a lead agency, the department
1138 shall develop and implement statewide and local interagency
1139 agreements needed to coordinate services for children and
1140 parents involved in the child welfare system who are also
1141 involved with the Agency for Persons with Disabilities, the
1142 Department of Juvenile Justice, the Department of Education, the
1143 Department of Health, and other governmental organizations that
1144 share responsibilities for children or parents in the child
1145 welfare system.

1146 (13) With the assistance of a lead agency, the department
1147 shall develop and implement a working agreement between the lead
1148 agency and the substance abuse and mental health managing entity
1149 to integrate services and supports for children and parents
1150 serviced in the child welfare system.

1151 (14) The department shall work with the Agency for Health
1152 Care Administration to provide each Medicaid-eligible child with

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1153 early and periodic screening, diagnosis, and treatment,
1154 including 72-hour screening, periodic child health checkups, and
1155 prescribed followup for ordered services, including, but not
1156 limited to, medical, dental, and vision care.

1157 (15) The department shall assist lead agencies in
1158 developing an array of services in compliance with the Title IV-
1159 E waiver and shall monitor the provision of such services.

1160 (16) The department shall provide a mechanism to allow
1161 lead agencies to request a waiver of department policies and
1162 procedures that create inefficiencies or inhibit the performance
1163 of the lead agency's duties.

1164 (17) The department shall directly ~~or through contract~~
1165 provide attorneys to prepare and present cases in dependency
1166 court and shall ensure that the court is provided with adequate
1167 information for informed decisionmaking in dependency cases,
1168 including, at a minimum, a face sheet for each case which lists
1169 the names and contact information for any child protective
1170 investigator, child protective investigation supervisor, case
1171 manager, and case manager supervisor, and the regional
1172 department official responsible for the lead agency contract.
1173 The department shall provide to the court the case information
1174 and recommendations provided by the lead agency or
1175 subcontractor. ~~For the Sixth Judicial Circuit, the department~~
1176 ~~shall contract with the state attorney for the provision of~~
1177 ~~these services.~~

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1178 (18)(a) The department may contract for the provision of
1179 children's legal services to prepare and present cases in
1180 dependency court. The contracted attorneys shall ensure that the
1181 court is provided with adequate information for informed
1182 decisionmaking in dependency cases, including, at a minimum, a
1183 face sheet for each case which lists the names and contact
1184 information for any child protective investigator, child
1185 protective investigator supervisor, and the regional department
1186 official responsible for the lead agency contract. The
1187 contracted attorneys shall provide to the court the case
1188 information and recommendations provided by the lead agency or
1189 subcontractor. For the Sixth Judicial Circuit, the department
1190 shall contract with the state attorney for the provision of
1191 these services.

1192 (b) The contracted attorneys shall adopt the child welfare
1193 practice model, as periodically updated by the department, that
1194 is used by attorneys employed by the department. The contracted
1195 attorneys shall operate in accordance with the same federal and
1196 state performance standards and metrics imposed on children's
1197 legal services attorneys employed by the department.

1198 (c) The department and contracted attorneys providing
1199 children's legal services shall collaborate to monitor program
1200 performance on an ongoing basis. The department and contracted
1201 attorneys', or a representative from such contracted attorneys'

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1202 offices, shall meet at least quarterly to collaborate on federal
1203 and state quality assurance and quality improvement initiatives.

1204 (d) The department shall conduct an annual program
1205 performance evaluation which shall be based on the same child
1206 welfare practice model principles and federal and state
1207 performance standards that are imposed on children's legal
1208 services attorneys employed by the department. The program
1209 performance evaluation must be standardized statewide and the
1210 department shall select random cases for evaluation. The program
1211 performance evaluation shall be conducted by a team of peer
1212 reviewers from the respective contracted attorneys' offices that
1213 perform children's legal services and representatives from the
1214 department.

1215 (e) The department shall publish an annual report
1216 regarding, at a minimum, performance quality, outcome-measure
1217 attainment, and cost efficiency of the services provided by the
1218 contracted attorneys. The annual report must include data and
1219 information on the performance of both the contracted attorneys'
1220 and the department's attorneys. The department shall submit the
1221 annual report to the Governor, the President of the Senate, and
1222 the Speaker of the House of Representatives no later than
1223 November 1 of each year that the contracted attorneys are
1224 receiving appropriations to provide children's legal services
1225 for the department.

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1227 This subsection shall be repealed July 1, 2023, unless reviewed
1228 and saved from repeal by the Legislature.

1229 ~~(19)(18)~~ The department, in consultation with lead
1230 agencies, shall establish a quality assurance program for
1231 contracted services to dependent children. The quality assurance
1232 program shall, at a minimum, be based on standards established
1233 by federal and state law, ~~and~~ national accrediting
1234 organizations, and the Office of Quality established under s.
1235 402.715 and must be consistent with the child welfare results-
1236 oriented accountability system required by s. 409.997.

1237 (a) The department must evaluate each lead agency under
1238 contract at least annually. These evaluations shall cover the
1239 programmatic, operational, and fiscal operations of the lead
1240 agency ~~and must be consistent with the child welfare results-~~
1241 ~~oriented accountability system required by s. 409.997.~~ The
1242 department must consult with dependency judges in the circuit or
1243 circuits served by the lead agency on the performance of the
1244 lead agency.

1245 (b) The department and each lead agency shall monitor out-
1246 of-home placements, including the extent to which sibling groups
1247 are placed together or provisions to provide visitation and
1248 other contacts if siblings are separated. The data shall
1249 identify reasons for sibling separation. Information related to
1250 sibling placement shall be incorporated into the results-
1251 oriented accountability system required pursuant to s. 409.997

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1252 and into the evaluation of the outcome specified in s.
1253 409.986(2)(e). The information related to sibling placement
1254 shall also be made available to the institute established
1255 pursuant s. 1004.615 for use in assessing the performance of
1256 child welfare services in relation to the outcome specified in
1257 s. 409.986(2)(e).

1258 (c) The department shall, to the extent possible, use
1259 independent financial audits provided by the lead agency to
1260 eliminate or reduce the ongoing contract and administrative
1261 reviews conducted by the department. If the department
1262 determines that such independent financial audits are
1263 inadequate, other audits, as necessary, may be conducted by the
1264 department. This paragraph does not abrogate the requirements of
1265 s. 215.97.

1266 (d) The department may suggest additional items to be
1267 included in such independent financial audits to meet the
1268 department's needs.

1269 (e) The department may outsource programmatic,
1270 administrative, or fiscal monitoring oversight of lead agencies.

1271 (f) A lead agency must assure that all subcontractors are
1272 subject to the same quality assurance activities as the lead
1273 agency.

1274 ~~(20)(19)~~ The department and its attorneys have the
1275 responsibility to ensure that the court is fully informed about
1276 issues before it, to make recommendations to the court, and to

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1277 present competent evidence, including testimony by the
1278 department's employees, contractors, and subcontractors, as well
1279 as other individuals, to support all recommendations made to the
1280 court. The department's attorneys shall coordinate lead agency
1281 or subcontractor staff to ensure that dependency cases are
1282 presented appropriately to the court, giving consideration to
1283 the information developed by the case manager and direction to
1284 the case manager if more information is needed.

1285 ~~(21)~~(20) The department, in consultation with lead
1286 agencies, shall develop a dispute resolution process so that
1287 disagreements between legal staff, investigators, and case
1288 management staff can be resolved in the best interest of the
1289 child in question before court appearances regarding that child.

1290 ~~(22)~~(21) The department shall periodically, and before
1291 procuring a lead agency, solicit comments and recommendations
1292 from the community alliance established in s. 20.19(5), any
1293 other community groups, or public hearings. The recommendations
1294 must include, but are not limited to:

1295 (a) The current and past performance of a lead agency.

1296 (b) The relationship between a lead agency and its
1297 community partners.

1298 (c) Any local conditions or service needs in child
1299 protection and child welfare.

1300 ~~(23)~~(22) The department shall develop, in collaboration
1301 with the Florida Institute for Child Welfare, lead agencies,

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1302 service providers, current and former foster children placed in
1303 residential group care, and other community stakeholders, a
1304 statewide accountability system for residential group care
1305 providers based on measureable quality standards.

1306 (a) The accountability system must:

1307 1. Promote high quality in services and accommodations,
1308 differentiating between shift and family-style models and
1309 programs and services for children with specialized or
1310 extraordinary needs, such as pregnant teens and children with
1311 Department of Juvenile Justice involvement.

1312 2. Include a quality measurement system with domains and
1313 clearly defined levels of quality. The system must measure the
1314 level of quality for each domain, using criteria that
1315 residential group care providers must meet in order to achieve
1316 each level of quality. Domains may include, but are not limited
1317 to, admissions, service planning, treatment planning, living
1318 environment, and program and service requirements. The system
1319 may also consider outcomes 6 months and 12 months after a child
1320 leaves the provider's care. However, the system may not assign a
1321 single summary rating to residential group care providers.

1322 3. Consider the level of availability of trauma-informed
1323 care and mental health and physical health services, providers'
1324 engagement with the schools children in their care attend, and
1325 opportunities for children's involvement in extracurricular
1326 activities.

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1327 (b) After development and implementation of the
1328 accountability system in accordance with paragraph (a), the
1329 department and each lead agency shall use the information from
1330 the accountability system to promote enhanced quality in
1331 residential group care within their respective areas of
1332 responsibility. Such promotion may include, but is not limited
1333 to, the use of incentives and ongoing contract monitoring
1334 efforts.

1335 (c) The department shall submit a report to the Governor,
1336 the President of the Senate, and the Speaker of the House of
1337 Representatives by October 1 of each year, ~~with the first report~~
1338 ~~due October 1, 2017~~. The report must, at a minimum, include an
1339 update on the development of a statewide accountability system
1340 for residential group care providers and a plan for department
1341 oversight and implementation of the statewide accountability
1342 system. After implementation of the statewide accountability
1343 system, the report must also include a description of the
1344 system, including measures and any tools developed, a
1345 description of how the information is being used by the
1346 department and lead agencies, an assessment of placement of
1347 children in residential group care using data from the
1348 accountability system measures, and recommendations to further
1349 improve quality in residential group care.

1350 (d) The accountability system must be implemented by July
1351 1, 2022.

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1352 (e) Nothing in this subsection impairs the department's
1353 licensure authority under s. 409.175.

1354 (f) The department may adopt rules to administer this
1355 subsection.

1356 (24) Subject to an appropriation, for the 2020-2021 and
1357 2021-2022 fiscal years, the department shall implement a pilot
1358 project in the Sixth and Thirteenth Judicial Circuits,
1359 respectively, aimed at improving child welfare outcomes.

1360 (a) In implementing the pilot projects, the department
1361 shall establish performance metrics and performance standards to
1362 assess improvements in safety, permanency, and the well-being of
1363 children in the local system of care for the lead agencies in
1364 those judicial circuits. Such metrics and standards must be
1365 aligned with indicators used in the most recent federal Child
1366 and Family Services Reviews.

1367 (b) The lead agencies in the Sixth and Thirteenth Judicial
1368 Circuits shall provide performance data to the department each
1369 quarter. The department shall review the data for accuracy and
1370 completeness and then shall compare the actual performance of
1371 the lead agencies to the established performance metrics and
1372 standards. Each lead agency that exceeds performance metrics and
1373 standards is eligible for incentive funding.

1374 (c) For the first quarter of each fiscal year, the
1375 department may advance incentive funding to the lead agencies in
1376 an amount equal to one quarter of the total allocated to the

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1377 pilot project. After each quarter, the department shall assess
1378 the performance of the lead agencies for that quarter and adjust
1379 the subsequent quarter's incentive funding based on its actual
1380 prior quarter performance.

1381 (d) The department shall include the results of the pilot
1382 projects in the report required under s. 20.19(7). The report
1383 must include the department's findings and recommendations
1384 relating to the pilot projects.

1385 (e) This subsection expires July 1, 2022.

1386 ~~(23)(a) The department, in collaboration with the Florida~~
1387 ~~Institute for Child Welfare, shall convene a workgroup on foster~~
1388 ~~home quality. The workgroup, at a minimum, shall identify~~
1389 ~~measures of foster home quality, review current efforts by lead~~
1390 ~~agencies and subcontractors to enhance foster home quality,~~
1391 ~~identify barriers to the greater availability of high-quality~~
1392 ~~foster homes, and recommend additional strategies for assessing~~
1393 ~~the quality of foster homes and increasing the availability of~~
1394 ~~high-quality foster homes.~~

1395 ~~(b) The workgroup shall include representatives from the~~
1396 ~~department, the Florida Institute for Child Welfare, foster~~
1397 ~~parents, current and former foster children, foster parent~~
1398 ~~organizations, lead agencies, child-placing agencies, other~~
1399 ~~service providers, and others as determined by the department.~~

1400 ~~(c) The Florida Institute for Child Welfare shall provide~~
1401 ~~the workgroup with relevant research on, at a minimum, measures~~

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1402 ~~of quality of foster homes; evidence-supported strategies to~~
1403 ~~increase the availability of high-quality foster homes, such as~~
1404 ~~those regarding recruitment, screening, training, retention, and~~
1405 ~~child placement; descriptions and results of quality improvement~~
1406 ~~efforts in other jurisdictions; and the root causes of placement~~
1407 ~~disruption.~~

1408 ~~(d) The department shall submit a report to the Governor, the~~
1409 ~~President of the Senate, and the Speaker of the House of~~
1410 ~~Representatives by November 15, 2017. The report shall, at a~~
1411 ~~minimum:~~

1412 ~~1. Describe the important dimensions of quality for foster~~
1413 ~~homes;~~

1414 ~~2. Describe the foster home quality enhancement efforts in~~
1415 ~~the state, including, but not limited to, recruitment,~~
1416 ~~retention, placement procedures, systems change, and quality~~
1417 ~~measurement programs, and any positive or negative results;~~

1418 ~~3. Identify barriers to the greater availability of high-~~
1419 ~~quality foster homes;~~

1420 ~~4. Discuss available research regarding high-quality~~
1421 ~~foster homes; and~~

1422 ~~5. Present a plan for developing and implementing~~
1423 ~~strategies to increase the availability of high-quality foster~~
1424 ~~homes. The strategies shall address important elements of~~
1425 ~~quality, be based on available research, include both~~
1426 ~~qualitative and quantitative measures of quality, integrate with~~

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1427 ~~the community-based care model, and be respectful of the privacy~~
1428 ~~and needs of foster parents. The plan shall recommend possible~~
1429 ~~instruments and measures and identify any changes to general law~~
1430 ~~or rule necessary for implementation.~~

1431 Section 17. Section 409.997, Florida Statutes, is amended
1432 to read:

1433 409.997 Child welfare results-oriented accountability
1434 program.—

1435 (1) The department, the community-based care lead
1436 agencies, and the lead agencies' subcontractors share the
1437 responsibility for achieving the outcome goals specified in s.
1438 409.986(2).

1439 (2) The purpose of the results-oriented accountability
1440 program is to monitor and measure the use of resources, the
1441 quality and amount of services provided, and child and family
1442 outcomes. The program includes data analysis, research review,
1443 and evaluation. The program shall produce an assessment of
1444 individual entities' performance, as well as the performance of
1445 groups of entities working together on a local, judicial
1446 circuit, regional, and statewide basis to provide an integrated
1447 system of care. Data analyzed and communicated through the
1448 accountability program shall inform the department's development
1449 and maintenance of an inclusive, interactive, and evidence-
1450 supported program of quality improvement which promotes
1451 individual skill building as well as organizational learning.

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1452 ~~Additionally, outcome~~ The department may use data generated by
1453 the program regarding performance drivers, process improvements,
1454 short- and long-term outcomes, and quality improvement efforts
1455 ~~may be used to determine contract compliance and as the basis~~
1456 for payment of performance incentives if funds for such payments
1457 are made available through the General Appropriations Act. The
1458 information compiled and utilized in the accountability program
1459 must incorporate, at a minimum:

1460 (a) Valid and reliable outcome measures for each of the
1461 goals specified in this subsection. The outcome data set must
1462 consist of a limited number of understandable measures using
1463 available data to quantify outcomes as children move through the
1464 system of care. Such measures may aggregate multiple variables
1465 that affect the overall achievement of the outcome goals. Valid
1466 and reliable measures must be based on adequate sample sizes, be
1467 gathered over suitable time periods, and reflect authentic
1468 rather than spurious results, and may not be susceptible to
1469 manipulation.

1470 (b) Regular and periodic monitoring activities that track
1471 the identified outcome measures on a statewide, regional, and
1472 provider-specific basis. Monitoring reports must identify trends
1473 and chart progress toward achievement of the goals specified in
1474 this subsection. The accountability program may not rank or
1475 compare performance among community-based care regions unless
1476 adequate and specific adjustments are adopted which account for

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1477 the diversity in regions' demographics, resources, and other
1478 relevant characteristics. The requirements of the monitoring
1479 program may be incorporated into the department's quality
1480 assurance and contract management programs ~~program~~.

1481 (c) An analytical framework that builds on the results of
1482 the outcomes monitoring procedures and assesses the statistical
1483 validity of observed associations between child welfare
1484 interventions and the measured outcomes. The analysis must use
1485 quantitative methods to adjust for variations in demographic or
1486 other conditions. The analysis must include longitudinal studies
1487 to evaluate longer term outcomes, such as continued safety,
1488 family permanence, and transition to self-sufficiency. The
1489 analysis may also include qualitative research methods to
1490 provide insight into statistical patterns.

1491 (d) A program of research review to identify interventions
1492 that are supported by evidence as causally linked to improved
1493 outcomes.

1494 (e) An ongoing process of evaluation to determine the
1495 efficacy and effectiveness of various interventions. Efficacy
1496 evaluation is intended to determine the validity of a causal
1497 relationship between an intervention and an outcome.
1498 Effectiveness evaluation is intended to determine the extent to
1499 which the results can be generalized.

1500 (f) Procedures for making the results of the
1501 accountability program transparent for all parties involved in

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1502 the child welfare system as well as policymakers and the public,
1503 which shall be updated at least quarterly and published on the
1504 department's website in a manner that allows custom searches of
1505 the performance data. The presentation of the data shall provide
1506 a comprehensible, visual report card for the state and each
1507 community-based care region, indicating the current status of
1508 the outcomes relative to each goal and trends in that status
1509 over time. The presentation shall identify and report outcome
1510 measures that assess the performance of the department, the
1511 community-based care lead agencies, and their subcontractors
1512 working together to provide an integrated system of care.

1513 (g) An annual performance report that is provided to
1514 interested parties including the dependency judge or judges in
1515 the community-based care service area. The report shall be
1516 submitted to the Governor, the President of the Senate, and the
1517 Speaker of the House of Representatives by October 1 of each
1518 year.

1519 ~~(3) The department shall establish a technical advisory~~
1520 ~~panel consisting of representatives from the Florida Institute~~
1521 ~~for Child Welfare established pursuant to s. 1004.615, lead~~
1522 ~~agencies, community-based care providers, other contract~~
1523 ~~providers, community alliances, and family representatives. The~~
1524 ~~President of the Senate and the Speaker of the House of~~
1525 ~~Representatives shall each appoint a member to serve as a~~
1526 ~~legislative liaison to the panel. The technical advisory panel~~

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1527 ~~shall advise the department on the implementation of the~~
1528 ~~results-oriented accountability program.~~

1529
1530 -----

1531 **T I T L E A M E N D M E N T**

1532 Remove lines 3-70 and insert:

1533 title; amending s. 20.19, F.S.; requiring the Department of
1534 Children and Families to establish performance metrics;
1535 specifying goals that must be established; revising and
1536 providing duties of community alliances; revising membership of
1537 community alliances; creating s. 39.0143, F.S.; requiring the
1538 Department of Children and Families to establish and apply a
1539 methodology to rate performance of all entities working together
1540 as circuit-level child welfare systems; specifying requirements
1541 for such rating system; requiring reporting of ratings;
1542 permitting ratings to be used as the basis for the payment of
1543 performance incentives; amending s. 39.3065, F.S.; requiring
1544 sheriffs providing child protective investigative services to
1545 adopt the child welfare practice model; requiring the Department
1546 of Children and Families and certain sheriffs to monitor program
1547 performance and meet, at least quarterly, to collaborate on
1548 specified quality assurance and initiatives; requiring the
1549 department to conduct an annual evaluation of the sheriffs'
1550 program performance based on certain criteria; requiring the
1551 department to submit an annual report on certain information by

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 7063 (2020)

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1552 a specified date; providing report requirements; providing for
1553 future repeal; creating ss. 211.0252, 212.1833, 561.1212, and
1554 624.51056, F.S.; authorizing a tax credit for certain
1555 contributions made to an eligible charitable organization with
1556 certain restrictions; amending s. 220.02, F.S.; revising
1557 legislative intent; amending ss. 220.13 and 220.186, F.S.;
1558 conforming cross-references to changes made by the act; creating
1559 s. 220.1876, F.S.; authorizing a tax credit for certain
1560 contributions made to an eligible organization with certain
1561 restrictions; providing requirements for applying a credit when
1562 the taxpayer requests an extension; amending s. 402.402, F.S.;
1563 requiring the department to implement certain policies and
1564 programs; requiring the annual report to include information on
1565 professional advancement of child protective investigators and
1566 supervisors; requiring attorneys contracting with the department
1567 to receive certain training within a specified time; creating s.
1568 402.62, F.S.; creating the Children's Promise tax credit;
1569 providing definitions; providing requirements for designation as
1570 an eligible charitable organization; specifying certain
1571 organizations that may not be designated as an eligible
1572 charitable organization; providing responsibilities of eligible
1573 charitable organizations receiving contributions under the tax
1574 credit; providing responsibilities of the department related to
1575 the tax credit; providing guidelines for the application of,
1576 limitations to, and transfers of the tax credit; providing for

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1577 the preservation of the tax credit under certain circumstances;
1578 authorizing the Department of Revenue, the Division of Alcoholic
1579 Beverages and Tobacco of the Department of Business and
1580 Professional Regulation, and the department to develop a
1581 cooperative agreement to administer the tax credit; providing
1582 the Department of Revenue, the Division of Alcoholic Beverages
1583 and Tobacco of the Department of Business and Professional
1584 Regulation, and the department rulemaking authority; authorizing
1585 the Department of Revenue and the Division of Alcoholic
1586 Beverages and Tobacco of the Department of Business and
1587 Professional Regulation to share certain information as needed
1588 to administer the tax credit program; creating s. 402.715, F.S.;
1589 requiring the Department of Children and Families to establish
1590 an Office of Quality; providing duties of the office; amending
1591 s. 402.7305, F.S.; removing limitations on monitoring of child-
1592 caring or child-placing services providers; amending s. 409.988,
1593 F.S.; revising the duties of a lead agency; amending s. 409.996,
1594 F.S.; adding responsibilities to the Department of Children and
1595 Families for contracts regarding care for children in the child
1596 welfare system; specifying additional requirements for
1597 contracts; authorizing the department to provide technical
1598 assistance to lead agencies; authorizing the department to
1599 contract for the provision of children's legal services;
1600 requiring the contracted attorneys to adopt the child welfare
1601 practice model and operate in the same manner as attorneys

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 7063 (2020)

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1602 employed by the department; requiring the department and the
1603 contracted attorneys to monitor program performance; requiring
1604 the department to conduct an annual evaluation based on certain
1605 criteria; requiring the department to submit an annual report to
1606 the Governor and Legislature by a specified date; providing for
1607 future repeal; revising requirements regarding the quality
1608 assurance program for contracted services to dependent children;
1609 deleting obsolete language; requiring the department to
1610 implement pilot projects to improve child welfare outcomes in
1611 specified judicial circuits; requiring the department to
1612 establish performance metrics and standards to implement the
1613 pilot projects; requiring lead agencies in specified judicial
1614 circuits to provide certain data to the department each quarter;
1615 requiring the department to review such data; authorizing the
1616 department to advance incentive funding to certain lead agencies
1617 that meet specified requirements; requiring the Department of
1618 Children and Families to include certain results in a specified
1619 report; providing for future expiration; amending s. 409.997,
1620 F.S.; specifying types of data that may be used by the
1621 Department of Children and Families; adding contract compliance
1622 as a use of the data; allowing the requirements of the
1623 monitoring program to be incorporated into the contract
1624 management program of the department;

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COMMITTEE/SUBCOMMITTEE ACTION

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

1 Committee/Subcommittee hearing bill: Health & Human Services
2 Committee
3 Representative Ponder offered the following:

Amendment (with title amendment)

Remove lines 97-962 and insert:

Section 2. Paragraph (b) of subsection (1), and paragraphs (b), (d), and (e) of subsection (5), of section 20.19, Florida Statutes, are amended to read:

20.19 Department of Children and Families.—There is created a Department of Children and Families.

(1) MISSION AND PURPOSE.—

(b) The department shall develop a strategic plan for fulfilling its mission and establish a set of measurable goals, objectives, performance standards and metrics, and quality assurance requirements to ensure that the department is

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17 | accountable to the people of Florida. Such goals shall at a
18 | minimum include those specified in s. 409.986(2).

19 | (5) COMMUNITY ALLIANCES.—

20 | (b) The duties of the community alliance include, but are
21 | not limited to:

22 | 1. Joint planning for resource utilization in the
23 | community, including resources appropriated to the department
24 | and any funds that local funding sources choose to provide.

25 | 2. Needs assessment and establishment of community
26 | priorities for service delivery.

27 | 3. Determining community outcome goals to supplement
28 | state-required outcomes.

29 | 4. Serving as a catalyst for community resource
30 | development, including, but not limited to, identifying existing
31 | programs and services delivered by and assistance available from
32 | community-based and faith-based organizations, and encouraging
33 | the development and availability of such programs, services, and
34 | assistance by such organizations. The community alliance shall
35 | ensure that the community-based care lead agency is aware of
36 | such programs, services, and assistance and work to facilitate
37 | the lead agency's appropriate use of these resources.

38 | 5. Providing for community education and advocacy on
39 | issues related to delivery of services.

40 | 6. Promoting prevention and early intervention services.

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41 (d) The ~~initial~~ membership of the community alliance in a
42 county shall at a minimum be composed of the following:

- 43 1. A representative from the department.
- 44 2. A representative from county government.
- 45 3. A representative from the school district.
- 46 4. A representative from the county United Way.
- 47 5. A representative from the county sheriff's office.
- 48 6. A representative from the circuit court corresponding
49 to the county.
- 50 7. A representative from the county children's board, if
51 one exists.

52 8. A representative of a faith-based organization involved
53 in efforts to prevent child maltreatment, strengthen families,
54 or promote adoption.

55 ~~(e) At any time after the initial meeting of the community~~
56 ~~alliance,~~ The community alliance shall adopt bylaws and may
57 increase the membership of the alliance to include the state
58 attorney for the judicial circuit in which the community
59 alliance is located, or his or her designee, the public defender
60 for the judicial circuit in which the community alliance is
61 located, or his or her designee, and Other individuals and
62 organizations who represent funding organizations, are community
63 leaders, have knowledge of community-based service issues, or
64 otherwise represent perspectives that will enable them to
65 accomplish the duties listed in paragraph (b), if, in the

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66 judgment of the alliance, such change is necessary to adequately
67 represent the diversity of the population within the community
68 alliance service circuits.

69 Section 3. Section 39.0143, Florida Statutes, is created
70 to read:

71 39.0143 Evaluation of circuit child welfare system
72 performance.--To enhance accountability shared by the multiple
73 entities whose actions affect the performance of the state's
74 child welfare system, and to promote the achievement of the
75 highest levels of quality, in consultation with stakeholders, by
76 July 1, 2021, the department shall establish and apply a
77 methodology to rate the performance of all entities involved in
78 the child welfare system in a circuit working together as a
79 circuit-level child welfare system. This shall provide
80 communities concise indicators of their local child welfare
81 system performance.

82 (1) Such entities shall include but are not limited to the
83 department, community alliances under s. 20.19, community-based
84 care lead agencies, the Guardian ad Litem Program, school
85 districts, county governments, law enforcement agencies,
86 children's advocacy centers, child protection teams, contracted
87 attorneys providing children's legal services, the court system,
88 managing entities as defined in s. 394.9082, the Agency for
89 Health Care Administration, and Medicaid managed medical
90 assistance plans.

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91 (2) The department shall determine a single global rating
92 for each circuit. The department may also determine ratings for
93 individual domains.

94 (3) The department shall, at a minimum, use the results-
95 oriented accountability assessment conducted under s. 409.997 of
96 groups of entities working together on a circuit basis to
97 provide an integrated system of care in its methodology. The
98 department shall make any adjustments necessary for such an
99 evaluation as provided by that section.

100 (4) The department shall include ratings in the annual
101 performance report under s. 409.997 and provide the report to
102 the entities specified in subsection (1).

103 (5) The department may use such ratings as the basis for
104 payment of performance incentives recognizing circuit-level
105 child welfare system performance improvement. Such incentives
106 shall be used to fund multi-entity initiatives to further
107 enhance circuit-level child welfare system performance.

108 Section 4. Section 39.3065, Florida Statutes, is amended
109 to read:

110 39.3065 Sheriffs of certain counties to provide child
111 protective investigative services; procedures; funding.—

112 (1) As described in this section, the department ~~of~~
113 ~~Children and Families~~ shall, by the end of fiscal year 1999-
114 2000, transfer all responsibility for child protective
115 investigations for Pinellas County, Manatee County, Broward

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116 County, and Pasco County to the sheriff of that county in which
117 the child abuse, neglect, or abandonment is alleged to have
118 occurred. Each sheriff is responsible for the provision of all
119 child protective investigations in his or her county. Each
120 individual who provides these services must complete the
121 training provided to and required of protective investigators
122 employed by the department ~~of Children and Families~~.

123 (2) During fiscal year 1998-1999, the department ~~of~~
124 ~~Children and Families~~ and each sheriff's office shall enter into
125 a contract for the provision of these services. Funding for the
126 services will be appropriated to the department ~~of Children and~~
127 ~~Families~~, and the department shall transfer to the respective
128 sheriffs for the duration of fiscal year 1998-1999, funding for
129 the investigative responsibilities assumed by the sheriffs,
130 including federal funds that the provider is eligible for and
131 agrees to earn and that portion of general revenue funds which
132 is currently associated with the services that are being
133 furnished under contract, and including, but not limited to,
134 funding for all investigative, supervisory, and clerical
135 positions; training; all associated equipment; furnishings; and
136 other fixed capital items. The contract must specify whether the
137 department will continue to perform part or none of the child
138 protective investigations during the initial year. The sheriffs
139 may either conduct the investigations themselves or may, in
140 turn, subcontract with law enforcement officials or with

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141 properly trained employees of private agencies to conduct
142 investigations related to neglect cases only. If such a
143 subcontract is awarded, the sheriff must take full
144 responsibility for any safety decision made by the subcontractor
145 and must immediately respond with law enforcement staff to any
146 situation that requires removal of a child due to a condition
147 that poses an immediate threat to the child's life. The contract
148 must specify whether the services are to be performed by
149 departmental employees or by persons determined by the sheriff.
150 During this initial year, the department is responsible for
151 quality assurance, and the department retains the responsibility
152 for the performance of all child protective investigations. The
153 department must identify any barriers to transferring the entire
154 responsibility for child protective services to the sheriffs'
155 offices and must pursue avenues for removing any such barriers
156 by means including, but not limited to, applying for federal
157 waivers. By January 15, 1999, the department shall submit to the
158 President of the Senate, the Speaker of the House of
159 Representatives, and the chairs of the Senate and House
160 committees that oversee departmental activities a report that
161 describes any remaining barriers, including any that pertain to
162 funding and related administrative issues. Unless the
163 Legislature, on the basis of that report or other pertinent
164 information, acts to block a transfer of the entire
165 responsibility for child protective investigations to the

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166 sheriffs' offices, the sheriffs of Pasco County, Manatee County,
167 Broward County, and Pinellas County, beginning in fiscal year
168 1999-2000, shall assume the entire responsibility for such
169 services, as provided in subsection (3).

170 (3) (a) Beginning in fiscal year 1999-2000, the sheriffs of
171 Pasco County, Manatee County, Broward County, and Pinellas
172 County have the responsibility to provide all child protective
173 investigations in their respective counties. Beginning in fiscal
174 year 2000-2001, the department ~~of Children and Families~~ is
175 authorized to enter into grant agreements with sheriffs of other
176 counties to perform child protective investigations in their
177 respective counties. The sheriffs shall adopt the child welfare
178 practice model, as periodically modified by the department, that
179 is used by child protective investigators employed by the
180 department.

181 (b) The sheriffs providing child protective investigative
182 services shall operate, at a minimum, in accordance with the
183 same federal and state performance standards and metrics for
184 outcome measures established by the Legislature for protective
185 investigations imposed on conducted child protective
186 investigators employed by the department ~~of Children and~~
187 ~~Families~~. Each individual who provides these services must
188 complete, at a minimum, the training provided to and required of
189 protective investigators employed by the department ~~of Children~~
190 ~~and Families~~.

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191 (c) Funds for providing child protective investigations
192 must be identified in the annual appropriation made to the
193 department ~~of Children and Families~~, which shall award grants
194 for the full amount identified to the respective sheriffs'
195 offices. Notwithstanding ~~the provisions of~~ ss. 216.181(16) (b)
196 and 216.351, the department ~~of Children and Families~~ may advance
197 payments to the sheriffs for child protective investigations.
198 Funds for the child protective investigations may not be
199 integrated into the sheriffs' regular budgets. Budgetary data
200 and other data relating to the performance of child protective
201 investigations must be maintained separately from all other
202 records of the sheriffs' offices and reported to the department
203 ~~of Children and Families~~ as specified in the grant agreement.

204 (d) The department and sheriffs providing child protective
205 investigative services shall collaborate to monitor program
206 performance on an ongoing basis. The department and each
207 sheriff, or his or her designee, shall meet at least quarterly
208 to collaborate on federal and state quality assurance and
209 quality improvement initiatives.

210 (e) ~~(d)~~ The department shall conduct an annual evaluation of
211 the program performance of sheriffs providing child protective
212 investigative services which ~~evaluation~~ shall be based on the
213 same child welfare practice model principles, and federal and
214 state performance standards and metrics, that are imposed on
215 child protective investigators employed by ~~criteria mutually~~

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216 ~~agreed upon by the respective sheriffs and the department of~~
217 ~~Children and Families. The program performance evaluation must~~
218 ~~be standardized statewide and the department shall select random~~
219 ~~cases for evaluation. The program performance evaluation shall~~
220 ~~be conducted by a team of peer reviewers from the respective~~
221 ~~sheriffs' offices that perform child protective investigations~~
222 ~~and representatives from the department.~~

223 (f) The department of Children and Families shall produce
224 ~~submit~~ an annual report regarding, at a minimum, quality
225 performance quality, outcome-measure attainment, and cost
226 efficiency of the services provided by the sheriffs. The annual
227 report shall include data and information on both the sheriffs'
228 and the department's performance of protective investigations.
229 The department shall submit the annual report to the President
230 of the Senate, the Speaker of the House of Representatives, and
231 to the Governor no later than November 1 ~~January 31~~ of each year
232 the sheriffs are receiving general appropriations to provide
233 child protective investigations.

234
235 This section shall be repealed July 1, 2023, unless reviewed and
236 saved from repeal by the Legislature.

237 Section 5. Section 211.0252, Florida Statutes, is created
238 to read:

239 211.0252 Credit for contributions to eligible charitable
240 organizations.—Beginning July 1, 2021, there is allowed a credit

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241 of 100 percent of an eligible contribution made to an eligible
242 charitable organization under s. 402.62 against any tax due
243 under s. 211.02 or s. 211.025. However, the combined credit
244 allowed under this section and s. 211.0251 may not exceed 50
245 percent of the tax due on the return on which the credit is
246 taken. If the combined credit allowed under this section and s.
247 211.0251 exceeds 50 percent of the tax due on the return, the
248 credit must first be taken under s. 211.0251. Any remaining
249 liability, up to 50 percent of the tax due, shall be taken under
250 this section. For purposes of the distributions of tax revenue
251 under s. 211.06, the department shall disregard any tax credits
252 allowed under this section to ensure that any reduction in tax
253 revenue received which is attributable to the tax credits
254 results only in a reduction in distributions to the General
255 Revenue Fund. The provisions of s. 402.62 apply to the credit
256 authorized by this section.

257 Section 6. Section 212.1833, Florida Statutes, is created
258 to read:

259 212.1833 Credit for contributions to eligible charitable
260 organizations.—Beginning July 1, 2021, there is allowed a credit
261 of 100 percent of an eligible contribution made to an eligible
262 charitable organization under s. 402.62 against any tax imposed
263 by the state and due under this chapter from a direct pay permit
264 holder as a result of the direct pay permit held pursuant to s.
265 212.183. For purposes of the dealer's credit granted for keeping

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266 prescribed records, filing timely tax returns, and properly
267 accounting and remitting taxes under s. 212.12, the amount of
268 tax due used to calculate the credit shall include any eligible
269 contribution made to an eligible charitable organization from a
270 direct pay permit holder. For purposes of the distributions of
271 tax revenue under s. 212.20, the department shall disregard any
272 tax credits allowed under this section to ensure that any
273 reduction in tax revenue received that is attributable to the
274 tax credits results only in a reduction in distributions to the
275 General Revenue Fund. The provisions of s. 402.62 apply to the
276 credit authorized by this section. A dealer who claims a tax
277 credit under this section must file his or her tax returns and
278 pay his or her taxes by electronic means under s. 213.755.

279 Section 7. Subsection (8) of section 220.02, Florida
280 Statutes, is amended to read:

281 220.02 Legislative intent.—

282 (8) It is the intent of the Legislature that credits
283 against either the corporate income tax or the franchise tax be
284 applied in the following order: those enumerated in s. 631.828,
285 those enumerated in s. 220.191, those enumerated in s. 220.181,
286 those enumerated in s. 220.183, those enumerated in s. 220.182,
287 those enumerated in s. 220.1895, those enumerated in s. 220.195,
288 those enumerated in s. 220.184, those enumerated in s. 220.186,
289 those enumerated in s. 220.1845, those enumerated in s. 220.19,
290 those enumerated in s. 220.185, those enumerated in s. 220.1875,

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291 those enumerated in s. 220.1876, those enumerated in s. 220.192,
292 those enumerated in s. 220.193, those enumerated in s. 288.9916,
293 those enumerated in s. 220.1899, those enumerated in s. 220.194,
294 and those enumerated in s. 220.196.

295 Section 8. Paragraph (a) of subsection (1) of section
296 220.13, Florida Statutes, is amended to read:

297 220.13 "Adjusted federal income" defined.—

298 (1) The term "adjusted federal income" means an amount
299 equal to the taxpayer's taxable income as defined in subsection
300 (2), or such taxable income of more than one taxpayer as
301 provided in s. 220.131, for the taxable year, adjusted as
302 follows:

303 (a) Additions.—There shall be added to such taxable
304 income:

305 1.a. The amount of any tax upon or measured by income,
306 excluding taxes based on gross receipts or revenues, paid or
307 accrued as a liability to the District of Columbia or any state
308 of the United States which is deductible from gross income in
309 the computation of taxable income for the taxable year.

310 b. Notwithstanding sub-subparagraph a., if a credit taken
311 under s. 220.1875 or s. 220.1876 is added to taxable income in a
312 previous taxable year under subparagraph 11. and is taken as a
313 deduction for federal tax purposes in the current taxable year,
314 the amount of the deduction allowed shall not be added to
315 taxable income in the current year. The exception in this sub-

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316 subparagraph is intended to ensure that the credit under s.
317 220.1875 or s. 220.1876 is added in the applicable taxable year
318 and does not result in a duplicate addition in a subsequent
319 year.

320 2. The amount of interest which is excluded from taxable
321 income under s. 103(a) of the Internal Revenue Code or any other
322 federal law, less the associated expenses disallowed in the
323 computation of taxable income under s. 265 of the Internal
324 Revenue Code or any other law, excluding 60 percent of any
325 amounts included in alternative minimum taxable income, as
326 defined in s. 55(b)(2) of the Internal Revenue Code, if the
327 taxpayer pays tax under s. 220.11(3).

328 3. In the case of a regulated investment company or real
329 estate investment trust, an amount equal to the excess of the
330 net long-term capital gain for the taxable year over the amount
331 of the capital gain dividends attributable to the taxable year.

332 4. That portion of the wages or salaries paid or incurred
333 for the taxable year which is equal to the amount of the credit
334 allowable for the taxable year under s. 220.181. This
335 subparagraph shall expire on the date specified in s. 290.016
336 for the expiration of the Florida Enterprise Zone Act.

337 5. That portion of the ad valorem school taxes paid or
338 incurred for the taxable year which is equal to the amount of
339 the credit allowable for the taxable year under s. 220.182. This

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340 subparagraph shall expire on the date specified in s. 290.016
341 for the expiration of the Florida Enterprise Zone Act.

342 6. The amount taken as a credit under s. 220.195 which is
343 deductible from gross income in the computation of taxable
344 income for the taxable year.

345 7. That portion of assessments to fund a guaranty
346 association incurred for the taxable year which is equal to the
347 amount of the credit allowable for the taxable year.

348 8. In the case of a nonprofit corporation which holds a
349 pari-mutuel permit and which is exempt from federal income tax
350 as a farmers' cooperative, an amount equal to the excess of the
351 gross income attributable to the pari-mutuel operations over the
352 attributable expenses for the taxable year.

353 9. The amount taken as a credit for the taxable year under
354 s. 220.1895.

355 10. Up to nine percent of the eligible basis of any
356 designated project which is equal to the credit allowable for
357 the taxable year under s. 220.185.

358 11. Any ~~The~~ amount taken as a credit for the taxable year.
359 under s. 220.1875 or s. 220.1876. The addition in this
360 subparagraph is intended to ensure that the same amount is not
361 allowed for the tax purposes of this state as both a deduction
362 from income and a credit against the tax. This addition is not
363 intended to result in adding the same expense back to income
364 more than once.

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365 12. The amount taken as a credit for the taxable year
366 under s. 220.192.

367 13. The amount taken as a credit for the taxable year
368 under s. 220.193.

369 14. Any portion of a qualified investment, as defined in
370 s. 288.9913, which is claimed as a deduction by the taxpayer and
371 taken as a credit against income tax pursuant to s. 288.9916.

372 15. The costs to acquire a tax credit pursuant to s.
373 288.1254(5) that are deducted from or otherwise reduce federal
374 taxable income for the taxable year.

375 16. The amount taken as a credit for the taxable year
376 pursuant to s. 220.194.

377 17. The amount taken as a credit for the taxable year
378 under s. 220.196. The addition in this subparagraph is intended
379 to ensure that the same amount is not allowed for the tax
380 purposes of this state as both a deduction from income and a
381 credit against the tax. The addition is not intended to result
382 in adding the same expense back to income more than once.

383 Section 9. Subsection (2) of section 220.186, Florida
384 Statutes, is amended to read:

385 220.186 Credit for Florida alternative minimum tax.—

386 (2) The credit pursuant to this section shall be the
387 amount of the excess, if any, of the tax paid based upon taxable
388 income determined pursuant to s. 220.13(2)(k) over the amount of
389 tax which would have been due based upon taxable income without

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390 application of s. 220.13(2)(k), before application of this
391 credit without application of any credit under s. 220.1875 or s.
392 220.1876.

393 Section 10. Section 220.1876, Florida Statutes, is created
394 to read:

395 220.1876 Credit for contributions to eligible charitable
396 organizations.—

397 (1) Beginning January 1, 2021, there is allowed a credit
398 of 100 percent of an eligible contribution made to an eligible
399 charitable organization under s. 402.62 against any tax due for
400 a taxable year under this chapter after the application of any
401 other allowable credits by the taxpayer. An eligible
402 contribution must be made to an eligible charitable organization
403 on or before the date the taxpayer is required to file a return
404 pursuant to s. 220.222. The credit granted by this section shall
405 be reduced by the difference between the amount of federal
406 corporate income tax taking into account the credit granted by
407 this section and the amount of federal corporate income tax
408 without application of the credit granted by this section.

409 (2) A taxpayer who files a Florida consolidated return as
410 a member of an affiliated group pursuant to s. 220.131(1) may be
411 allowed the credit on a consolidated return basis; however, the
412 total credit taken by the affiliated group is subject to the
413 limitation established under subsection (1).

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414 (3) The provisions of s. 402.62 apply to the credit
415 authorized by this section.

416 (4) If a taxpayer applies and is approved for a credit
417 under s. 402.62 after timely requesting an extension to file
418 under s. 220.222(2):

419 (a) The credit does not reduce the amount of tax due for
420 purposes of the department's determination as to whether the
421 taxpayer was in compliance with the requirement to pay tentative
422 taxes under ss. 220.222 and 220.32.

423 (b) The taxpayer's noncompliance with the requirement to
424 pay tentative taxes shall result in the revocation and
425 rescindment of any such credit.

426 (c) The taxpayer shall be assessed for any taxes,
427 penalties, or interest due from the taxpayer's noncompliance
428 with the requirement to pay tentative taxes.

429 Section 11. Section 402.402, Florida Statutes, is amended
430 to read:

431 402.402 Child protection and child welfare personnel;
432 attorneys employed by the department.—

433 (1) CHILD PROTECTIVE INVESTIGATION PROFESSIONAL STAFF
434 REQUIREMENTS.—The department is responsible for recruitment of
435 qualified professional staff to serve as child protective
436 investigators and child protective investigation supervisors.
437 The department shall make every effort to recruit and hire
438 persons qualified by their education and experience to perform

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439 social work functions. The department's efforts shall be guided
440 by the goal that ~~by July 1, 2019,~~ at least half of all child
441 protective investigators and supervisors will have a bachelor's
442 degree or a master's degree in social work from a college or
443 university social work program accredited by the Council on
444 Social Work Education. The department, in collaboration with the
445 lead agencies, subcontracted provider organizations, the Florida
446 Institute for Child Welfare created pursuant to s. 1004.615, and
447 other partners in the child welfare system, shall develop a
448 protocol for screening candidates for child protective positions
449 which reflects the preferences specified in paragraphs (a)-(f).
450 The following persons shall be given preference in the
451 recruitment of qualified professional staff, but the preferences
452 serve only as guidance and do not limit the department's
453 discretion to select the best available candidates:

454 (a) Individuals with baccalaureate degrees in social work
455 and child protective investigation supervisors with master's
456 degrees in social work from a college or university social work
457 program accredited by the Council on Social Work Education.

458 (b) Individuals with baccalaureate or master's degrees in
459 psychology, sociology, counseling, special education, education,
460 human development, child development, family development,
461 marriage and family therapy, and nursing.

462 (c) Individuals with baccalaureate degrees who have a
463 combination of directly relevant work and volunteer experience,

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464 preferably in a public service field related to children's
465 services, demonstrating critical thinking skills, formal
466 assessment processes, communication skills, problem solving, and
467 empathy; a commitment to helping children and families; a
468 capacity to work as part of a team; an interest in continuous
469 development of skills and knowledge; and personal strength and
470 resilience to manage competing demands and handle workplace
471 stresses.

472 (2) SPECIALIZED TRAINING.—All child protective
473 investigators and child protective investigation supervisors
474 employed by the department or a sheriff's office must complete
475 specialized training either focused on serving a specific
476 population, including, but not limited to, medically fragile
477 children, sexually exploited children, children under 3 years of
478 age, or families with a history of domestic violence, mental
479 illness, or substance abuse, or focused on performing certain
480 aspects of child protection practice, including, but not limited
481 to, investigation techniques and analysis of family dynamics.
482 The specialized training may be used to fulfill continuing
483 education requirements under s. 402.40(3)(e). Individuals hired
484 ~~before July 1, 2014, shall complete the specialized training by~~
485 ~~June 30, 2016, and individuals~~ hired on or after July 1, 2014,
486 shall complete the specialized training within 2 years after
487 hire. An individual may receive specialized training in multiple
488 areas.

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489 (3) STAFF SUPPORT.—The department shall implement policies
490 and programs that mitigate and prevent the impact of secondary
491 traumatic stress and burnout among child protective
492 investigations staff, including, but not limited to:

493 (a) Initiatives to encourage and inspire child protective
494 investigations staff, including recognizing their achievements
495 on a recognition wall within their unit.

496 (b) Formal procedures for providing support to child
497 protective investigations staff after a critical incident such
498 as a child fatality.

499 (c) Initial training upon appointment to a supervisory
500 position and annual continuing education for all supervisors on
501 how to prevent secondary traumatic stress and burnout among the
502 employees they supervise.

503 (d) Monitoring levels of secondary traumatic stress and
504 burnout among individual employees and intervening as needed.
505 The department shall closely monitor and respond to levels of
506 secondary traumatic stress and burnout among employees during
507 the first 2 years after hire.

508 (e) Ongoing training in self-care for all child protective
509 investigations staff.

510
511 Such programs may also include, but are not limited, to formal
512 peer counseling and support programs.

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513 ~~(4)~~(3) REPORT.—By each October 1, the department shall
514 submit a report on the educational qualifications, turnover,
515 professional advancement, and working conditions of the child
516 protective investigators and supervisors to the Governor, the
517 President of the Senate, and the Speaker of the House of
518 Representatives.

519 ~~(5)~~(4) ATTORNEYS EMPLOYED BY OR CONTRACTING WITH THE
520 DEPARTMENT TO HANDLE CHILD WELFARE CASES.—Attorneys hired or
521 contracted with on or after July 1, 2014, whose primary
522 responsibility is representing the department in child welfare
523 cases shall, within the first 6 months of employment, receive
524 training in:

525 (a) The dependency court process, including the attorney's
526 role in preparing and reviewing documents prepared for
527 dependency court for accuracy and completeness.~~‡~~

528 (b) Preparing and presenting child welfare cases,
529 including at least 1 week shadowing an experienced children's
530 legal services attorney preparing and presenting cases.~~‡~~

531 (c) Safety assessment, safety decisionmaking tools, and
532 safety plans.~~‡~~

533 (d) Developing information presented by investigators and
534 case managers to support decisionmaking in the best interest of
535 children.~~‡~~ ~~and~~

536 (e) The experiences and techniques of case managers and
537 investigators, including shadowing an experienced child

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538 protective investigator and an experienced case manager for at
539 least 8 hours.

540 Section 12. Section 402.715, Florida Statutes, is created
541 to read:

542 402.715 Office of Quality.—The department shall establish
543 a department-wide Office of Quality to ensure that the
544 department and its contracted service providers achieve high
545 levels of performance. Duties of the office shall include, but
546 not be limited to:

547 (1) Identifying performance standards and metrics for the
548 department and all contracted service providers, including, but
549 not limited to, law enforcement agencies, managing entities,
550 lead agencies, and attorney services. Such performance standards
551 and metrics shall be reflected in the strategic plan required
552 under s. 20.19(1). Performance standards and metrics for the
553 child welfare system shall at a minimum incorporate measures
554 used in the results-oriented accountability system under s.
555 409.997.

556 (2) Strengthening the department's data and analytic
557 capabilities to identify systemic strengths and deficiencies.

558 (3) Recommending initiatives to correct programmatic and
559 systemic deficiencies, in consultation with the relevant program
560 office.

561 (4) Engaging and collaborating with contractors,
562 stakeholders, and other relevant entities to improve quality,

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563 efficiency, and effectiveness of department programs and
564 services.

565 (5) Reporting systemic or persistent failures to meet
566 performance standards to the secretary, and recommending
567 corrective action.

568 Section 13. Section 402.62, Florida Statutes, is created
569 to read:

570 402.62 Children's Promise Tax Credit.—

571 (1) DEFINITIONS.—As used in this section, the term:

572 (a) "Annual tax credit amount" means, for any state fiscal
573 year, the sum of the amount of tax credits approved under
574 paragraph (5)(b), including tax credits to be taken under s.
575 211.0252, s. 212.1833, s. 220.1876, s. 561.1212, or s.
576 624.51056, which are approved for taxpayers whose taxable years
577 begin on or after January 1 of the calendar year preceding the
578 start of the applicable state fiscal year.

579 (b) "Division" means the Division of Alcoholic Beverages
580 and Tobacco of the Department of Business and Professional
581 Regulation.

582 (c) "Eligible charitable organization" means an
583 organization designated by the department to be eligible to
584 receive funding under this section.

585 (d) "Eligible contribution" means a monetary contribution
586 from a taxpayer, subject to the restrictions provided in this
587 section, to an eligible charitable organization. The taxpayer

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588 making the contribution may not designate a specific child
589 assisted by the eligible charitable organization as the
590 beneficiary of the contribution.

591 (e) "Tax credit cap amount" means the maximum annual tax
592 credit amount that the Department of Revenue may approve for a
593 state fiscal year.

594 (2) CHILDREN'S PROMISE TAX CREDITS; ELIGIBILITY.--

595 (a) The department shall designate as an eligible
596 charitable organization an organization that:

597 1. Is exempt from federal income taxation under s.
598 501(c)(3) of the Internal Revenue Code.

599 2. Is a Florida entity formed under chapter 605, chapter
600 607, or chapter 617 and whose principal office is located in the
601 state.

602 3. Provides services to:

603 a. Prevent child abuse, neglect, abandonment, or
604 exploitation;

605 b. Enhance the safety, permanency, or well-being of
606 children with child welfare involvement;

607 c. Assist families with children who have a chronic
608 illness or physical, intellectual, developmental, or emotional
609 disability; or

610 d. Provide workforce development services to families of
611 children eligible for a federal free or reduced-price meals
612 program.

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613 4. Has a contract or written referral agreement with, or
614 reference from, the department, a community-based care lead
615 agency as defined in s. 409.986, a managing entity as defined in
616 s. 394.9082, or the Agency for Persons with Disabilities, for
617 services specified in subparagraph 3.

618 5. Provides to the department accurate information
619 including, at a minimum, a description of the services provided
620 by the organization that are eligible for funding under this
621 section; the number of individuals served through those services
622 during the last calendar year in total and the number served
623 during the last calendar year using funding under this section;
624 basic financial information regarding the organization and
625 services eligible for funding under this section; outcomes for
626 such services; and contact information for the organization.

627 6. Annually submits a statement signed by a current
628 officer of the organization, under penalty of perjury, that the
629 organization meets all criteria to qualify as an eligible
630 charitable organization, has fulfilled responsibilities under
631 this section for the previous fiscal year if the organization
632 received any funding through this credit during the previous
633 year, and intends to fulfill its responsibilities during the
634 upcoming year.

635 7. Provides any documentation requested by the department
636 to verify eligibility as an eligible charitable organization or
637 compliance with this section.

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638 (b) The department may not designate as an eligible
639 charitable organization an organization that:

640 1. Provides abortions, pays for or provides coverage of
641 abortions, or financially supports any other entity that
642 provides, pays for, or provides coverage of abortions; or

643 2. Has received more than 50 percent of its total annual
644 revenue from the department or the Agency for Persons with
645 Disabilities, either directly or via a contractor of the
646 department or agency, in the prior fiscal year.

647 (3) RESPONSIBILITIES OF ELIGIBLE CHARITABLE
648 ORGANIZATIONS.—An eligible charitable organization receiving
649 contributions under this section must:

650 (a) Conduct background screenings on all volunteers and
651 staff working directly with children in any programs funded
652 under this section. The background screening shall use level 2
653 screening standards pursuant to s. 435.04. The department shall
654 specify requirements for background screening in rule.

655 (b) Expend 100 percent of any contributions received under
656 this section for direct services to state residents for the
657 purposes specified in subparagraph (2)(a)3.

658 (c) Annually submit to the department:

659 1. An audit of the eligible charitable organization
660 conducted by an independent certified public accountant in
661 accordance with auditing standards generally accepted in the
662 United States, government auditing standards, and rules

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663 promulgated by the Auditor General. The audit report must
664 include a report on financial statements presented in accordance
665 with generally accepted accounting principles. The audit report
666 must be provided to the department within 180 days after
667 completion of the eligible charitable organization's fiscal
668 year.

669 2. A copy of the eligible charitable organization's most
670 recent federal Internal Revenue Service Return of Organization
671 Exempt from Income Tax form (Form 990).

672 (d) Notify the department within 5 business days after the
673 eligible charitable organization ceases to meet eligibility
674 requirements or fails to fulfill its responsibilities under this
675 section.

676 (e) Upon receipt of a contribution, the eligible
677 charitable organization shall provide the taxpayer that made the
678 contribution with a certificate of contribution. A certificate
679 of contribution must include the taxpayer's name and, if
680 available, federal employer identification number, the amount
681 contributed, the date of contribution, and the name of the
682 eligible charitable organization.

683 (4) RESPONSIBILITIES OF THE DEPARTMENT.—The department
684 shall:

685 (a) Annually redesignate eligible charitable organizations
686 that have complied with all requirements of this section.

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687 (b) Remove the designation of organizations that fail to
688 meet all requirements of this section. An organization that has
689 had its designation removed by the department may reapply for
690 designation as an eligible charitable organization, and the
691 department shall redesignate such organization if it meets the
692 requirements of this section and demonstrates through its
693 application that all factors leading to its previous failure to
694 meet requirements have been sufficiently addressed.

695 (c) Publish information about the tax credit program and
696 eligible charitable organizations on a department website. The
697 website shall, at a minimum, provide:

698 1. The requirements and process for becoming designated or
699 redesignated as an eligible charitable organization.

700 2. A list of the eligible charitable organizations that
701 are currently designated by the department and the information
702 provided under subparagraph (2)(a)5. regarding each eligible
703 charitable organization.

704 3. The process for a taxpayer to select an eligible
705 charitable organization as the recipient of funding through a
706 tax credit.

707 (d) Compel the return of funds that are provided to an
708 eligible charitable organization that fails to comply with the
709 requirements of this section. Eligible charitable organizations
710 that are subject to return of funds are ineligible to receive

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711 funding under this section for a period 10 years after final
712 agency action to compel the return of funding.

713 (5) CHILDREN'S PROMISE TAX CREDITS; APPLICATIONS,
714 TRANSFERS, AND LIMITATIONS.-

715 (a) The tax credit cap amount is \$5 million in each state
716 fiscal year.

717 (b) Beginning October 1, 2020, a taxpayer may submit an
718 application to the Department of Revenue for a tax credit or
719 credits to be taken under one or more of s. 211.0252, s.
720 212.1833, s. 220.1876, s. 561.1212, or s. 624.51056.

721 1. The taxpayer shall specify in the application each tax
722 for which the taxpayer requests a credit and the applicable
723 taxable year for a credit under s. 220.1876 or s. 624.51056 or
724 the applicable state fiscal year for a credit under s. 211.0252,
725 s. 212.1833, or s. 561.1212. For purposes of s. 220.1876, a
726 taxpayer may apply for a credit to be used for a prior taxable
727 year before the date the taxpayer is required to file a return
728 for that year pursuant to s. 220.222. For purposes of s.
729 624.51056, a taxpayer may apply for a credit to be used for a
730 prior taxable year before the date the taxpayer is required to
731 file a return for that prior taxable year pursuant to ss.
732 624.509 and 624.5092. The application must specify the eligible
733 charitable organization to which the proposed contribution will
734 be made. The Department of Revenue shall approve tax credits on

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735 a first-come, first-served basis and must obtain the division's
736 approval before approving a tax credit under s. 561.1212.

737 2. Within 10 days after approving or denying an
738 application, the Department of Revenue shall provide a copy of
739 its approval or denial letter to the eligible charitable
740 organization specified by the taxpayer in the application.

741 (c) If a tax credit approved under paragraph (b) is not
742 fully used within the specified state fiscal year for credits
743 under s. 211.0252, s. 212.1833, or s. 561.1212 or against taxes
744 due for the specified taxable year for credits under s. 220.1876
745 or s. 624.51056 because of insufficient tax liability on the
746 part of the taxpayer, the unused amount shall be carried forward
747 for a period not to exceed 10 years. For purposes of s.
748 220.1876, a credit carried forward may be used in a subsequent
749 year after applying the other credits and unused carryovers in
750 the order provided in s. 220.02(8).

751 (d) A taxpayer may not convey, assign, or transfer an
752 approved tax credit or a carryforward tax credit to another
753 entity unless all of the assets of the taxpayer are conveyed,
754 assigned, or transferred in the same transaction. However, a tax
755 credit under s. 211.0252, s. 212.1833, s. 220.1876, s. 561.1212,
756 or s. 624.51056 may be conveyed, transferred, or assigned
757 between members of an affiliated group of corporations if the
758 type of tax credit under s. 211.0252, s. 212.1833, s. 220.1876,
759 s. 561.1212, or s. 624.51056 remains the same. A taxpayer shall

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760 notify the Department of Revenue of its intent to convey,
761 transfer, or assign a tax credit to another member within an
762 affiliated group of corporations. The amount conveyed,
763 transferred, or assigned is available to another member of the
764 affiliated group of corporations upon approval by the Department
765 of Revenue. The Department of Revenue shall obtain the
766 division's approval before approving a conveyance, transfer, or
767 assignment of a tax credit under s. 561.1212.

768 (e) Within any state fiscal year, a taxpayer may rescind
769 all or part of a tax credit approved under paragraph (b). The
770 amount rescinded shall become available for that state fiscal
771 year to another eligible taxpayer as approved by the Department
772 of Revenue if the taxpayer receives notice from the Department
773 of Revenue that the rescindment has been accepted by the
774 Department of Revenue. The Department of Revenue must obtain the
775 division's approval before accepting the rescindment of a tax
776 credit under s. 561.1212. Any amount rescinded under this
777 paragraph shall become available to an eligible taxpayer on a
778 first-come, first-served basis based on tax credit applications
779 received after the date the rescindment is accepted by the
780 Department of Revenue.

781 (f) Within 10 days after approving or denying the
782 conveyance, transfer, or assignment of a tax credit under
783 paragraph (d), or the rescindment of a tax credit under
784 paragraph (e), the Department of Revenue shall provide a copy of

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785 its approval or denial letter to the eligible charitable
786 organization specified by the taxpayer. The Department of
787 Revenue shall also include the eligible charitable organization
788 specified by the taxpayer on all letters or correspondence of
789 acknowledgment for tax credits under s. 212.1833.

790 (g) For purposes of calculating the underpayment of
791 estimated corporate income taxes under s. 220.34 and tax
792 installment payments for taxes on insurance premiums or
793 assessments under s. 624.5092, the final amount due is the
794 amount after credits earned under s. 220.1876 or s. 624.51056
795 for contributions to eligible charitable organizations are
796 deducted.

797 1. For purposes of determining if a penalty or interest
798 under s. 220.34(2)(d)1. shall be imposed for underpayment of
799 estimated corporate income tax, a taxpayer may, after earning a
800 credit under s. 220.1876, reduce any estimated payment in that
801 taxable year by the amount of the credit.

802 2. For purposes of determining if a penalty under s.
803 624.5092 shall be imposed, an insurer, after earning a credit
804 under s. 624.51056 for a taxable year, may reduce any
805 installment payment for such taxable year of 27 percent of the
806 amount of the net tax due as reported on the return for the
807 preceding year under s. 624.5092(2)(b) by the amount of the
808 credit.

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809 (6) PRESERVATION OF CREDIT.—If any provision or portion of
810 this section, s. 211.0252, s. 212.1833, s. 220.1876, s.
811 561.1212, or s. 624.51056 or the application thereof to any
812 person or circumstance is held unconstitutional by any court or
813 is otherwise declared invalid, the unconstitutionality or
814 invalidity shall not affect any credit earned under s. 211.0252,
815 s. 212.1833, s. 220.1876, s. 561.1212, or s. 624.51056 by any
816 taxpayer with respect to any contribution paid to an eligible
817 charitable organization before the date of a determination of
818 unconstitutionality or invalidity. The credit shall be allowed
819 at such time and in such a manner as if a determination of
820 unconstitutionality or invalidity had not been made, provided
821 that nothing in this subsection by itself or in combination with
822 any other provision of law shall result in the allowance of any
823 credit to any taxpayer in excess of one dollar of credit for
824 each dollar paid to an eligible charitable organization.

825 (7) ADMINISTRATION; RULES.—

826 (a) The Department of Revenue, the division, and the
827 department may develop a cooperative agreement to assist in the
828 administration of this section, as needed.

829 (b) The Department of Revenue may adopt rules necessary to
830 administer this section and ss. 211.0252, 212.1833, 220.1876,
831 561.1212, and 624.51056, including rules establishing
832 application forms, procedures governing the approval of tax
833 credits and carryforward tax credits under subsection (5), and

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834 procedures to be followed by taxpayers when claiming approved
835 tax credits on their returns.

836 (c) The division may adopt rules necessary to administer
837 its responsibilities under this section and s. 561.1212.

838 (d) The department may adopt rules necessary to administer
839 this section, including, but not limited to, rules establishing
840 application forms for organizations seeking designation as
841 eligible charitable organizations under this act.

842 (e) Notwithstanding any provision of s. 213.053 to the
843 contrary, sharing information with the division related to this
844 tax credit is considered the conduct of the Department of
845 Revenue's official duties as contemplated in s. 213.053(8)(c),
846 and the Department of Revenue and the division are specifically
847 authorized to share information as needed to administer this
848 program.

849 Section 14. Section 402.7305, Florida Statutes, is amended
850 to read:

851 402.7305 Department of Children and Families; procurement
852 of contractual services; contract management.—

853 (1) DEFINITIONS.—As used in this section, the term:

854 (a) "Contract manager" means the department employee who
855 is responsible for enforcing the compliance with administrative
856 and programmatic terms and conditions of a contract. The
857 contract manager is the primary point of contact through which
858 all contracting information flows between the department and the

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859 contractor. The contract manager is responsible for day-to-day
860 contract oversight, including approval of contract deliverables
861 and invoices. All actions related to the contract shall be
862 initiated by or coordinated with the contract manager. The
863 contract manager maintains the official contract files.

864 (b) "Contract monitor" means the department employee who
865 is responsible for observing, recording, and reporting to the
866 contract manager and other designated entities the information
867 necessary to assist the contract manager and program management
868 in determining whether the contractor is in compliance with the
869 administrative and programmatic terms and conditions of the
870 contract.

871 (c) "Department" means the Department of Children and
872 Families.

873 (d) "Outsourcing" means the process of contracting with an
874 external service provider to provide a service, in whole or in
875 part, while the department retains the responsibility and
876 accountability for the service.

877 (2) PROCUREMENT OF COMMODITIES AND CONTRACTUAL SERVICES.-

878 (a) Notwithstanding s. 287.057(3)(e)12., if the department
879 intends to contract with a public postsecondary institution to
880 provide a service, the department must allow all public
881 postsecondary institutions in this state that are accredited by
882 the Southern Association of Colleges and Schools to bid on the
883 contract. Thereafter, notwithstanding any other provision of

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884 law, if a public postsecondary institution intends to
885 subcontract for any service awarded in the contract, the
886 subcontracted service must be procured by competitive
887 procedures.

888 (b) When it is in the best interest of a defined segment
889 of its consumer population, the department may competitively
890 procure and contract for systems of treatment or service that
891 involve multiple providers, rather than procuring and
892 contracting for treatment or services separately from each
893 participating provider. The department must ensure that all
894 providers that participate in the treatment or service system
895 meet all applicable statutory, regulatory, service quality, and
896 cost control requirements. If other governmental entities or
897 units of special purpose government contribute matching funds to
898 the support of a given system of treatment or service, the
899 department shall formally request information from those funding
900 entities in the procurement process and may take the information
901 received into account in the selection process. If a local
902 government contributes matching funds to support the system of
903 treatment or contracted service and if the match constitutes at
904 least 25 percent of the value of the contract, the department
905 shall afford the governmental match contributor an opportunity
906 to name an employee as one of the persons required by s.
907 287.057(16) to evaluate or negotiate certain contracts, unless
908 the department sets forth in writing the reason why the

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909 inclusion would be contrary to the best interest of the state.
910 Any employee so named by the governmental match contributor
911 shall qualify as one of the persons required by s. 287.057(16).
912 A governmental entity or unit of special purpose government may
913 not name an employee as one of the persons required by s.
914 287.057(16) if it, or any of its political subdivisions,
915 executive agencies, or special districts, intends to compete for
916 the contract to be awarded. The governmental funding entity or
917 contributor of matching funds must comply with all procurement
918 procedures set forth in s. 287.057 when appropriate and
919 required.

920 (c) The department may procure and contract for or provide
921 assessment and case management services independently from
922 treatment services.

923 (3) CONTRACT MANAGEMENT REQUIREMENTS AND PROCESS.—The
924 Department of Children and Families shall review the time period
925 for which the department executes contracts and shall execute
926 multiyear contracts to make the most efficient use of the
927 resources devoted to contract processing and execution. Whenever
928 the department chooses not to use a multiyear contract, a
929 justification for that decision must be contained in the
930 contract. Notwithstanding s. 287.057(14), the department is
931 responsible for establishing a contract management process that
932 requires a member of the department's Senior Management or
933 Selected Exempt Service to assign in writing the responsibility

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934 of a contract to a contract manager. The department shall
935 maintain a set of procedures describing its contract management
936 process which must minimally include the following requirements:

937 (a) The contract manager shall maintain the official
938 contract file throughout the duration of the contract and for a
939 period not less than 6 years after the termination of the
940 contract.

941 (b) The contract manager shall review all invoices for
942 compliance with the criteria and payment schedule provided for
943 in the contract and shall approve payment of all invoices before
944 their transmission to the Department of Financial Services for
945 payment.

946 (c) The contract manager shall maintain a schedule of
947 payments and total amounts disbursed and shall periodically
948 reconcile the records with the state's official accounting
949 records.

950 (d) For contracts involving the provision of direct client
951 services, the contract manager shall periodically visit the
952 physical location where the services are delivered and speak
953 directly to clients receiving the services and the staff
954 responsible for delivering the services.

955 (e) The contract manager shall meet at least once a month
956 directly with the contractor's representative and maintain
957 records of such meetings.

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958 (f) The contract manager shall periodically document any
959 differences between the required performance measures and the
960 actual performance measures. If a contractor fails to meet and
961 comply with the performance measures established in the
962 contract, the department may allow a reasonable period for the
963 contractor to correct performance deficiencies. If performance
964 deficiencies are not resolved to the satisfaction of the
965 department within the prescribed time, and if no extenuating
966 circumstances can be documented by the contractor to the
967 department's satisfaction, the department must terminate the
968 contract. The department may not enter into a new contract with
969 that same contractor for the services for which the contract was
970 previously terminated for a period of at least 24 months after
971 the date of termination. The contract manager shall obtain and
972 enforce corrective action plans, if appropriate, and maintain
973 records regarding the completion or failure to complete
974 corrective action items.

975 (g) The contract manager shall document any contract
976 modifications, which shall include recording any contract
977 amendments as provided for in this section.

978 (h) The contract manager shall be properly trained before
979 being assigned responsibility for any contract.

980 (4) CONTRACT MONITORING REQUIREMENTS AND PROCESS.—The
981 department shall establish contract monitoring units staffed by
982 career service employees who report to a member of the Selected

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983 Exempt Service or Senior Management Service and who have been
984 properly trained to perform contract monitoring. At least one
985 member of the contract monitoring unit must possess specific
986 knowledge and experience in the contract's program area. The
987 department shall establish a contract monitoring process that
988 includes, but is not limited to, the following requirements:

989 (a) Performing a risk assessment at the start of each
990 fiscal year and preparing an annual contract monitoring schedule
991 that considers the level of risk assigned. The department may
992 monitor any contract at any time regardless of whether such
993 monitoring was originally included in the annual contract
994 monitoring schedule.

995 (b) Preparing a contract monitoring plan, including
996 sampling procedures, before performing onsite monitoring at
997 external locations of a service provider. The plan must include
998 a description of the programmatic, fiscal, and administrative
999 components that will be monitored on site. If appropriate,
1000 clinical and therapeutic components may be included.

1001 (c) Conducting analyses of the performance and compliance
1002 of an external service provider by means of desk reviews if the
1003 external service provider will not be monitored on site during a
1004 fiscal year.

1005 (d) Unless the department sets forth in writing the need
1006 for an extension, providing a written report presenting the

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1007 results of the monitoring within 30 days after the completion of
1008 the onsite monitoring or desk review.

1009 (e) Developing and maintaining a set of procedures
1010 describing the contract monitoring process.

1011
1012 ~~Notwithstanding any other provision of this section, the~~
1013 ~~department shall limit monitoring of a child-caring or child-~~
1014 ~~placing services provider under this subsection to only once per~~
1015 ~~year. Such monitoring may not duplicate administrative~~
1016 ~~monitoring that is included in the survey of a child welfare~~
1017 ~~provider conducted by a national accreditation organization~~
1018 ~~specified under s. 402.7306(1).~~

1019 Section 15. Paragraph (1) is added to subsection (1) of
1020 section 409.988, Florida Statutes, to read:

1021 409.988 Lead agency duties; general provisions.-

1022 (1) DUTIES.-A lead agency:

1023 (1) Shall identify an employee to serve as a liaison with
1024 the community alliance and community-based and faith-based
1025 organizations interested in collaborating with the lead agency
1026 or offering services or other assistance on a volunteer basis to
1027 the children and families served by the lead agency. The lead
1028 agency shall ensure that appropriate lead agency staff and
1029 subcontractors, including, but not limited to, case managers,
1030 are informed of the specific services or assistance available
1031 from community-based and faith-based organizations.

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1032 Section 16. Section 409.996, Florida Statutes, is amended
1033 to read:

1034 409.996 Duties of the Department of Children and
1035 Families.— The department shall contract for the delivery,
1036 administration, or management of care for children in the child
1037 protection and child welfare system. In doing so, the department
1038 retains responsibility for the quality of contracted services
1039 and programs and shall ensure that, at a minimum, services are
1040 delivered in accordance with applicable federal and state
1041 statutes and regulations and performance standards and metrics
1042 specified in the strategic plan created under s. 20.19(1).

1043 (1) The department shall enter into contracts with lead
1044 agencies for the performance of the duties by the lead agencies
1045 pursuant to s. 409.988. At a minimum, the contracts must:

1046 (a) Provide for the services needed to accomplish the
1047 duties established in s. 409.988 and provide information to the
1048 department which is necessary to meet the requirements for a
1049 quality assurance program pursuant to subsection (19)~~(18)~~ and
1050 the child welfare results-oriented accountability system
1051 pursuant to s. 409.997.

1052 (b) Provide for tiered interventions and graduated
1053 penalties for failure to comply with contract terms or in the
1054 event of performance deficiencies. Such interventions and
1055 penalties may include, but are not limited to:

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1056 1. ~~financial penalties,~~ Enhanced monitoring and
1057 reporting.

1058 2. Corrective action plans. ~~and~~

1059 3. Requirements to accept technical assistance and
1060 consultation from the department under subsection (4).

1061 4. Financial penalties, which shall require a lead agency
1062 to reallocate funds from administrative costs to direct care for
1063 children.

1064 5. Early termination of contracts, as provided in s.
1065 402.1705(3)(f). ~~or other appropriate action to ensure contract~~
1066 ~~compliance. The financial penalties shall require a lead agency~~
1067 ~~to reallocate funds from administrative costs to direct care for~~
1068 ~~children.~~

1069 (c) Ensure that the lead agency shall furnish current and
1070 accurate information on its activities in all cases in client
1071 case records in the state's statewide automated child welfare
1072 information system.

1073 (d) Specify the procedures to be used by the parties to
1074 resolve differences in interpreting the contract or to resolve
1075 disputes as to the adequacy of the parties' compliance with
1076 their respective obligations under the contract.

1077 (2) The department must adopt written policies and
1078 procedures for monitoring the contract for delivery of services
1079 by lead agencies which must be posted on the department's
1080 website. These policies and procedures must, at a minimum,

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1081 address the evaluation of fiscal accountability and program
1082 operations, including provider achievement of performance
1083 standards, provider monitoring of subcontractors, and timely
1084 followup of corrective actions for significant monitoring
1085 findings related to providers and subcontractors. These policies
1086 and procedures must also include provisions for reducing the
1087 duplication of the department's program monitoring activities
1088 both internally and with other agencies, to the extent possible.
1089 The department's written procedures must ensure that the written
1090 findings, conclusions, and recommendations from monitoring the
1091 contract for services of lead agencies are communicated to the
1092 director of the provider agency and the community alliance as
1093 expeditiously as possible.

1094 (3) The department shall receive federal and state funds
1095 as appropriated for the operation of the child welfare system,
1096 transmit these funds to the lead agencies as agreed to in the
1097 contract, and provide information on its website of the
1098 distribution of the federal funds. The department retains
1099 responsibility for the appropriate spending of these funds. The
1100 department shall monitor lead agencies to assess compliance with
1101 the financial guidelines established pursuant to s. 409.992 and
1102 other applicable state and federal laws.

1103 (4) The department may ~~shall~~ provide technical assistance
1104 and consultation to lead agencies as necessary for the
1105 achievement of performance standards, ~~in the provision of care~~

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1106 ~~to children in the child protection and child welfare system.,~~
1107 including, but not limited to, providing additional resources to
1108 assist the lead agencies to implement best practices or
1109 institute operational efficiencies.

1110 (5) The department retains the responsibility for the
1111 review, approval or denial, and issuances of all foster home
1112 licenses.

1113 (6) The department shall process all applications
1114 submitted by lead agencies for the Interstate Compact on the
1115 Placement of Children and the Interstate Compact on Adoption and
1116 Medical Assistance.

1117 (7) The department shall assist lead agencies with access
1118 to and coordination with other service programs within the
1119 department.

1120 (8) The department shall determine Medicaid eligibility
1121 for all referred children and shall coordinate services with the
1122 Agency for Health Care Administration.

1123 (9) The department shall develop, in cooperation with the
1124 lead agencies, a third-party credentialing entity approved
1125 pursuant to s. 402.40(3), and the Florida Institute for Child
1126 Welfare established pursuant to s. 1004.615, a standardized
1127 competency-based curriculum for certification training for child
1128 protection staff.

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1129 (10) The department shall maintain the statewide adoptions
1130 website and provide information and training to the lead
1131 agencies relating to the website.

1132 (11) The department shall provide training and assistance
1133 to lead agencies regarding the responsibility of lead agencies
1134 relating to children receiving supplemental security income,
1135 social security, railroad retirement, or veterans' benefits.

1136 (12) With the assistance of a lead agency, the department
1137 shall develop and implement statewide and local interagency
1138 agreements needed to coordinate services for children and
1139 parents involved in the child welfare system who are also
1140 involved with the Agency for Persons with Disabilities, the
1141 Department of Juvenile Justice, the Department of Education, the
1142 Department of Health, and other governmental organizations that
1143 share responsibilities for children or parents in the child
1144 welfare system.

1145 (13) With the assistance of a lead agency, the department
1146 shall develop and implement a working agreement between the lead
1147 agency and the substance abuse and mental health managing entity
1148 to integrate services and supports for children and parents
1149 serviced in the child welfare system.

1150 (14) The department shall work with the Agency for Health
1151 Care Administration to provide each Medicaid-eligible child with
1152 early and periodic screening, diagnosis, and treatment,
1153 including 72-hour screening, periodic child health checkups, and

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1154 prescribed followup for ordered services, including, but not
1155 limited to, medical, dental, and vision care.

1156 (15) The department shall assist lead agencies in
1157 developing an array of services in compliance with the Title IV-
1158 E waiver and shall monitor the provision of such services.

1159 (16) The department shall provide a mechanism to allow
1160 lead agencies to request a waiver of department policies and
1161 procedures that create inefficiencies or inhibit the performance
1162 of the lead agency's duties.

1163 (17) The department shall directly ~~or through contract~~
1164 provide attorneys to prepare and present cases in dependency
1165 court and shall ensure that the court is provided with adequate
1166 information for informed decisionmaking in dependency cases,
1167 including, at a minimum, a face sheet for each case which lists
1168 the names and contact information for any child protective
1169 investigator, child protective investigation supervisor, case
1170 manager, and case manager supervisor, and the regional
1171 department official responsible for the lead agency contract.
1172 The department shall provide to the court the case information
1173 and recommendations provided by the lead agency or
1174 subcontractor. ~~For the Sixth Judicial Circuit, the department~~
1175 ~~shall contract with the state attorney for the provision of~~
1176 ~~these services.~~

1177 (18) (a) The department may contract for the provision of
1178 children's legal services to prepare and present cases in

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1179 dependency court. The contracted attorneys shall ensure that the
1180 court is provided with adequate information for informed
1181 decisionmaking in dependency cases, including, at a minimum, a
1182 face sheet for each case which lists the names and contact
1183 information for any child protective investigator, child
1184 protective investigator supervisor, and the regional department
1185 official responsible for the lead agency contract. The
1186 contracted attorneys shall provide to the court the case
1187 information and recommendations provided by the lead agency or
1188 subcontractor. For the Sixth Judicial Circuit, the department
1189 shall contract with the state attorney for the provision of
1190 these services.

1191 (b) The contracted attorneys shall adopt the child welfare
1192 practice model, as periodically updated by the department, that
1193 is used by attorneys employed by the department. The contracted
1194 attorneys shall operate in accordance with the same federal and
1195 state performance standards and metrics imposed on children's
1196 legal services attorneys employed by the department.

1197 (c) The department and contracted attorneys providing
1198 children's legal services shall collaborate to monitor program
1199 performance on an ongoing basis. The department and contracted
1200 attorneys', or a representative from such contracted attorneys'
1201 offices, shall meet at least quarterly to collaborate on federal
1202 and state quality assurance and quality improvement initiatives.

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1203 (d) The department shall conduct an annual program
1204 performance evaluation which shall be based on the same child
1205 welfare practice model principles and federal and state
1206 performance standards that are imposed on children's legal
1207 services attorneys employed by the department. The program
1208 performance evaluation must be standardized statewide and the
1209 department shall select random cases for evaluation. The program
1210 performance evaluation shall be conducted by a team of peer
1211 reviewers from the respective contracted attorneys' offices that
1212 perform children's legal services and representatives from the
1213 department.

1214 (e) The department shall publish an annual report
1215 regarding, at a minimum, performance quality, outcome-measure
1216 attainment, and cost efficiency of the services provided by the
1217 contracted attorneys. The annual report must include data and
1218 information on the performance of both the contracted attorneys'
1219 and the department's attorneys. The department shall submit the
1220 annual report to the Governor, the President of the Senate, and
1221 the Speaker of the House of Representatives no later than
1222 November 1 of each year that the contracted attorneys are
1223 receiving appropriations to provide children's legal services
1224 for the department.

1225
1226 This subsection shall be repealed July 1, 2023, unless reviewed
1227 and saved from repeal by the Legislature.

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1228 ~~(19)(18)~~ The department, in consultation with lead
1229 agencies, shall establish a quality assurance program for
1230 contracted services to dependent children. The quality assurance
1231 program shall, at a minimum, be based on standards established
1232 by federal and state law, ~~and~~ national accrediting
1233 organizations, and the Office of Quality established under s.
1234 402.715 and must be consistent with the child welfare results-
1235 oriented accountability system required by s. 409.997.

1236 (a) The department must evaluate each lead agency under
1237 contract at least annually. These evaluations shall cover the
1238 programmatic, operational, and fiscal operations of the lead
1239 agency ~~and must be consistent with the child welfare results-~~
1240 ~~oriented accountability system required by s. 409.997.~~ The
1241 department must consult with dependency judges in the circuit or
1242 circuits served by the lead agency on the performance of the
1243 lead agency.

1244 (b) The department and each lead agency shall monitor out-
1245 of-home placements, including the extent to which sibling groups
1246 are placed together or provisions to provide visitation and
1247 other contacts if siblings are separated. The data shall
1248 identify reasons for sibling separation. Information related to
1249 sibling placement shall be incorporated into the results-
1250 oriented accountability system required pursuant to s. 409.997
1251 and into the evaluation of the outcome specified in s.
1252 409.986(2)(e). The information related to sibling placement

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1253 shall also be made available to the institute established
1254 pursuant s. 1004.615 for use in assessing the performance of
1255 child welfare services in relation to the outcome specified in
1256 s. 409.986(2)(e).

1257 (c) The department shall, to the extent possible, use
1258 independent financial audits provided by the lead agency to
1259 eliminate or reduce the ongoing contract and administrative
1260 reviews conducted by the department. If the department
1261 determines that such independent financial audits are
1262 inadequate, other audits, as necessary, may be conducted by the
1263 department. This paragraph does not abrogate the requirements of
1264 s. 215.97.

1265 (d) The department may suggest additional items to be
1266 included in such independent financial audits to meet the
1267 department's needs.

1268 (e) The department may outsource programmatic,
1269 administrative, or fiscal monitoring oversight of lead agencies.

1270 (f) A lead agency must assure that all subcontractors are
1271 subject to the same quality assurance activities as the lead
1272 agency.

1273 ~~(20)(19)~~ The department and its attorneys have the
1274 responsibility to ensure that the court is fully informed about
1275 issues before it, to make recommendations to the court, and to
1276 present competent evidence, including testimony by the
1277 department's employees, contractors, and subcontractors, as well

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1278 as other individuals, to support all recommendations made to the
1279 court. The department's attorneys shall coordinate lead agency
1280 or subcontractor staff to ensure that dependency cases are
1281 presented appropriately to the court, giving consideration to
1282 the information developed by the case manager and direction to
1283 the case manager if more information is needed.

1284 ~~(21)~~~~(20)~~ The department, in consultation with lead
1285 agencies, shall develop a dispute resolution process so that
1286 disagreements between legal staff, investigators, and case
1287 management staff can be resolved in the best interest of the
1288 child in question before court appearances regarding that child.

1289 ~~(22)~~~~(21)~~ The department shall periodically, and before
1290 procuring a lead agency, solicit comments and recommendations
1291 from the community alliance established in s. 20.19(5), any
1292 other community groups, or public hearings. The recommendations
1293 must include, but are not limited to:

1294 (a) The current and past performance of a lead agency.

1295 (b) The relationship between a lead agency and its
1296 community partners.

1297 (c) Any local conditions or service needs in child
1298 protection and child welfare.

1299 ~~(23)~~~~(22)~~ The department shall develop, in collaboration
1300 with the Florida Institute for Child Welfare, lead agencies,
1301 service providers, current and former foster children placed in
1302 residential group care, and other community stakeholders, a

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1303 statewide accountability system for residential group care
1304 providers based on measureable quality standards.

1305 (a) The accountability system must:

1306 1. Promote high quality in services and accommodations,
1307 differentiating between shift and family-style models and
1308 programs and services for children with specialized or
1309 extraordinary needs, such as pregnant teens and children with
1310 Department of Juvenile Justice involvement.

1311 2. Include a quality measurement system with domains and
1312 clearly defined levels of quality. The system must measure the
1313 level of quality for each domain, using criteria that
1314 residential group care providers must meet in order to achieve
1315 each level of quality. Domains may include, but are not limited
1316 to, admissions, service planning, treatment planning, living
1317 environment, and program and service requirements. The system
1318 may also consider outcomes 6 months and 12 months after a child
1319 leaves the provider's care. However, the system may not assign a
1320 single summary rating to residential group care providers.

1321 3. Consider the level of availability of trauma-informed
1322 care and mental health and physical health services, providers'
1323 engagement with the schools children in their care attend, and
1324 opportunities for children's involvement in extracurricular
1325 activities.

1326 (b) After development and implementation of the
1327 accountability system in accordance with paragraph (a), the

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1328 department and each lead agency shall use the information from
1329 the accountability system to promote enhanced quality in
1330 residential group care within their respective areas of
1331 responsibility. Such promotion may include, but is not limited
1332 to, the use of incentives and ongoing contract monitoring
1333 efforts.

1334 (c) The department shall submit a report to the Governor,
1335 the President of the Senate, and the Speaker of the House of
1336 Representatives by October 1 of each year, ~~with the first report~~
1337 ~~due October 1, 2017~~. The report must, at a minimum, include an
1338 update on the development of a statewide accountability system
1339 for residential group care providers and a plan for department
1340 oversight and implementation of the statewide accountability
1341 system. After implementation of the statewide accountability
1342 system, the report must also include a description of the
1343 system, including measures and any tools developed, a
1344 description of how the information is being used by the
1345 department and lead agencies, an assessment of placement of
1346 children in residential group care using data from the
1347 accountability system measures, and recommendations to further
1348 improve quality in residential group care.

1349 (d) The accountability system must be implemented by July
1350 1, 2022.

1351 (e) Nothing in this subsection impairs the department's
1352 licensure authority under s. 409.175.

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1353 (f) The department may adopt rules to administer this
1354 subsection.

1355 (24) Subject to an appropriation, for the 2020-2021 and
1356 2021-2022 fiscal years, the department shall implement a pilot
1357 project in the Sixth and Thirteenth Judicial Circuits,
1358 respectively, aimed at improving child welfare outcomes.

1359 (a) In implementing the pilot projects, the department
1360 shall establish performance metrics and performance standards to
1361 assess improvements in safety, permanency, and the well-being of
1362 children in the local system of care for the lead agencies in
1363 those judicial circuits. Such metrics and standards must be
1364 aligned with indicators used in the most recent federal Child
1365 and Family Services Reviews.

1366 (b) The lead agencies in the Sixth and Thirteenth Judicial
1367 Circuits shall provide performance data to the department each
1368 quarter. The department shall review the data for accuracy and
1369 completeness and then shall compare the actual performance of
1370 the lead agencies to the established performance metrics and
1371 standards. Each lead agency that exceeds performance metrics and
1372 standards is eligible for incentive funding.

1373 (c) For the first quarter of each fiscal year, the
1374 department may advance incentive funding to the lead agencies in
1375 an amount equal to one quarter of the total allocated to the
1376 pilot project. After each quarter, the department shall assess
1377 the performance of the lead agencies for that quarter and adjust

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1378 the subsequent quarter's incentive funding based on its actual
1379 prior quarter performance.

1380 (d) The department shall include the results of the pilot
1381 projects in the report required under s. 20.19(7). The report
1382 must include the department's findings and recommendations
1383 relating to the pilot projects.

1384 (e) This subsection expires July 1, 2022.

1385 ~~(23)(a) The department, in collaboration with the Florida~~
1386 ~~Institute for Child Welfare, shall convene a workgroup on foster~~
1387 ~~home quality. The workgroup, at a minimum, shall identify~~
1388 ~~measures of foster home quality, review current efforts by lead~~
1389 ~~agencies and subcontractors to enhance foster home quality,~~
1390 ~~identify barriers to the greater availability of high-quality~~
1391 ~~foster homes, and recommend additional strategies for assessing~~
1392 ~~the quality of foster homes and increasing the availability of~~
1393 ~~high-quality foster homes.~~

1394 ~~(b) The workgroup shall include representatives from the~~
1395 ~~department, the Florida Institute for Child Welfare, foster~~
1396 ~~parents, current and former foster children, foster parent~~
1397 ~~organizations, lead agencies, child-placing agencies, other~~
1398 ~~service providers, and others as determined by the department.~~

1399 ~~(c) The Florida Institute for Child Welfare shall provide~~
1400 ~~the workgroup with relevant research on, at a minimum, measures~~
1401 ~~of quality of foster homes; evidence-supported strategies to~~
1402 ~~increase the availability of high-quality foster homes, such as~~

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1403 ~~those regarding recruitment, screening, training, retention, and~~
1404 ~~child placement; descriptions and results of quality improvement~~
1405 ~~efforts in other jurisdictions; and the root causes of placement~~
1406 ~~disruption.~~

1407 ~~(d) The department shall submit a report to the Governor,~~
1408 ~~the President of the Senate, and the Speaker of the House of~~
1409 ~~Representatives by November 15, 2017. The report shall, at a~~
1410 ~~minimum:~~

1411 ~~1. Describe the important dimensions of quality for foster~~
1412 ~~homes;~~

1413 ~~2. Describe the foster home quality enhancement efforts in~~
1414 ~~the state, including, but not limited to, recruitment,~~
1415 ~~retention, placement procedures, systems change, and quality~~
1416 ~~measurement programs, and any positive or negative results;~~

1417 ~~3. Identify barriers to the greater availability of high-~~
1418 ~~quality foster homes;~~

1419 ~~4. Discuss available research regarding high-quality~~
1420 ~~foster homes; and~~

1421 ~~5. Present a plan for developing and implementing~~
1422 ~~strategies to increase the availability of high-quality foster~~
1423 ~~homes. The strategies shall address important elements of~~
1424 ~~quality, be based on available research, include both~~
1425 ~~qualitative and quantitative measures of quality, integrate with~~
1426 ~~the community-based care model, and be respectful of the privacy~~
1427 ~~and needs of foster parents. The plan shall recommend possible~~

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1428 ~~instruments and measures and identify any changes to general law~~
1429 ~~or rule necessary for implementation.~~

1430 Section 17. Section 409.997, Florida Statutes, is amended
1431 to read:

1432 409.997 Child welfare results-oriented accountability
1433 program.—

1434 (1) The department, the community-based care lead
1435 agencies, and the lead agencies' subcontractors share the
1436 responsibility for achieving the outcome goals specified in s.
1437 409.986(2).

1438 (2) The purpose of the results-oriented accountability
1439 program is to monitor and measure the use of resources, the
1440 quality and amount of services provided, and child and family
1441 outcomes. The program includes data analysis, research review,
1442 and evaluation. The program shall produce an assessment of
1443 individual entities' performance, as well as the performance of
1444 groups of entities working together on a local, judicial
1445 circuit, regional, and statewide basis to provide an integrated
1446 system of care. Data analyzed and communicated through the
1447 accountability program shall inform the department's development
1448 and maintenance of an inclusive, interactive, and evidence-
1449 supported program of quality improvement which promotes
1450 individual skill building as well as organizational learning.
1451 ~~Additionally, outcome~~ The department may use data generated by
1452 the program regarding performance drivers, process improvements,

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1453 short- and long-term outcomes, and quality improvement efforts
1454 ~~may be used~~ to determine contract compliance and as the basis
1455 for payment of performance incentives if funds for such payments
1456 are made available through the General Appropriations Act. The
1457 information compiled and utilized in the accountability program
1458 must incorporate, at a minimum:

1459 (a) Valid and reliable outcome measures for each of the
1460 goals specified in this subsection. The outcome data set must
1461 consist of a limited number of understandable measures using
1462 available data to quantify outcomes as children move through the
1463 system of care. Such measures may aggregate multiple variables
1464 that affect the overall achievement of the outcome goals. Valid
1465 and reliable measures must be based on adequate sample sizes, be
1466 gathered over suitable time periods, and reflect authentic
1467 rather than spurious results, and may not be susceptible to
1468 manipulation.

1469 (b) Regular and periodic monitoring activities that track
1470 the identified outcome measures on a statewide, regional, and
1471 provider-specific basis. Monitoring reports must identify trends
1472 and chart progress toward achievement of the goals specified in
1473 this subsection. The accountability program may not rank or
1474 compare performance among community-based care regions unless
1475 adequate and specific adjustments are adopted which account for
1476 the diversity in regions' demographics, resources, and other
1477 relevant characteristics. The requirements of the monitoring

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1478 program may be incorporated into the department's quality
1479 assurance and contract management programs ~~program~~.

1480 (c) An analytical framework that builds on the results of
1481 the outcomes monitoring procedures and assesses the statistical
1482 validity of observed associations between child welfare
1483 interventions and the measured outcomes. The analysis must use
1484 quantitative methods to adjust for variations in demographic or
1485 other conditions. The analysis must include longitudinal studies
1486 to evaluate longer term outcomes, such as continued safety,
1487 family permanence, and transition to self-sufficiency. The
1488 analysis may also include qualitative research methods to
1489 provide insight into statistical patterns.

1490 (d) A program of research review to identify interventions
1491 that are supported by evidence as causally linked to improved
1492 outcomes.

1493 (e) An ongoing process of evaluation to determine the
1494 efficacy and effectiveness of various interventions. Efficacy
1495 evaluation is intended to determine the validity of a causal
1496 relationship between an intervention and an outcome.
1497 Effectiveness evaluation is intended to determine the extent to
1498 which the results can be generalized.

1499 (f) Procedures for making the results of the
1500 accountability program transparent for all parties involved in
1501 the child welfare system as well as policymakers and the public,
1502 which shall be updated at least quarterly and published on the

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1503 department's website in a manner that allows custom searches of
1504 the performance data. The presentation of the data shall provide
1505 a comprehensible, visual report card for the state and each
1506 community-based care region, indicating the current status of
1507 the outcomes relative to each goal and trends in that status
1508 over time. The presentation shall identify and report outcome
1509 measures that assess the performance of the department, the
1510 community-based care lead agencies, and their subcontractors
1511 working together to provide an integrated system of care.

1512 (g) An annual performance report that is provided to
1513 interested parties including the dependency judge or judges in
1514 the community-based care service area. The report shall be
1515 submitted to the Governor, the President of the Senate, and the
1516 Speaker of the House of Representatives by October 1 of each
1517 year.

1518 ~~(3) The department shall establish a technical advisory~~
1519 ~~panel consisting of representatives from the Florida Institute~~
1520 ~~for Child Welfare established pursuant to s. 1004.615, lead~~
1521 ~~agencies, community based care providers, other contract~~
1522 ~~providers, community alliances, and family representatives. The~~
1523 ~~President of the Senate and the Speaker of the House of~~
1524 ~~Representatives shall each appoint a member to serve as a~~
1525 ~~legislative liaison to the panel. The technical advisory panel~~
1526 ~~shall advise the department on the implementation of the~~
1527 ~~results-oriented accountability program.~~

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

Remove lines 3-70 and insert:

title; amending s. 20.19, F.S.; requiring the Department of Children and Families to establish performance metrics; specifying goals that must be established; revising and providing duties of community alliances; revising membership of community alliances; creating s. 39.0143, F.S.; requiring the Department of Children and Families to establish and apply a methodology to rate performance of all entities working together as circuit-level child welfare systems; specifying requirements for such rating system; requiring reporting of ratings; permitting ratings to be used as the basis for the payment of performance incentives; amending s. 39.3065, F.S.; requiring sheriffs providing child protective investigative services to adopt the child welfare practice model; requiring the Department of Children and Families and certain sheriffs to monitor program performance and meet, at least quarterly, to collaborate on specified quality assurance and initiatives; requiring the department to conduct an annual evaluation of the sheriffs' program performance based on certain criteria; requiring the department to submit an annual report on certain information by a specified date; providing report requirements; providing for future repeal; creating ss. 211.0252, 212.1833, 561.1212, and

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 7063 (2020)

Amendment No. 2

1553 624.51056, F.S.; authorizing a tax credit for certain
1554 contributions made to an eligible charitable organization with
1555 certain restrictions; amending s. 220.02, F.S.; revising
1556 legislative intent; amending ss. 220.13 and 220.186, F.S.;
1557 conforming cross-references to changes made by the act; creating
1558 s. 220.1876, F.S.; authorizing a tax credit for certain
1559 contributions made to an eligible organization with certain
1560 restrictions; providing requirements for applying a credit when
1561 the taxpayer requests an extension; amending s. 402.402, F.S.;
1562 requiring the department to implement certain policies and
1563 programs; requiring the annual report to include information on
1564 professional advancement of child protective investigators and
1565 supervisors; requiring attorneys contracting with the department
1566 to receive certain training within a specified time; creating s.
1567 402.62, F.S.; creating the Children's Promise tax credit;
1568 providing definitions; providing requirements for designation as
1569 an eligible charitable organization; specifying certain
1570 organizations that may not be designated as an eligible
1571 charitable organization; providing responsibilities of eligible
1572 charitable organizations receiving contributions under the tax
1573 credit; providing responsibilities of the department related to
1574 the tax credit; providing guidelines for the application of,
1575 limitations to, and transfers of the tax credit; providing for
1576 the preservation of the tax credit under certain circumstances;
1577 authorizing the Department of Revenue, the Division of Alcoholic

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 7063 (2020)

Amendment No. 2

1578 Beverages and Tobacco of the Department of Business and
1579 Professional Regulation, and the department to develop a
1580 cooperative agreement to administer the tax credit; providing
1581 the Department of Revenue, the Division of Alcoholic Beverages
1582 and Tobacco of the Department of Business and Professional
1583 Regulation, and the department rulemaking authority; authorizing
1584 the Department of Revenue and the Division of Alcoholic
1585 Beverages and Tobacco of the Department of Business and
1586 Professional Regulation to share certain information as needed
1587 to administer the tax credit program; creating s. 402.715, F.S.;
1588 requiring the Department of Children and Families to establish
1589 an Office of Quality; providing duties of the office; amending
1590 s. 402.7305, F.S.; removing limitations on monitoring of child-
1591 caring or child-placing services providers; amending s. 409.988,
1592 F.S.; revising the duties of a lead agency; amending s. 409.996,
1593 F.S.; adding responsibilities to the Department of Children and
1594 Families for contracts regarding care for children in the child
1595 welfare system; specifying additional requirements for
1596 contracts; authorizing the department to provide technical
1597 assistance to lead agencies; authorizing the department to
1598 contract for the provision of children's legal services;
1599 requiring the contracted attorneys to adopt the child welfare
1600 practice model and operate in the same manner as attorneys
1601 employed by the department; requiring the department and the
1602 contracted attorneys to monitor program performance; requiring

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1603 the department to conduct an annual evaluation based on certain
1604 criteria; requiring the department to submit an annual report to
1605 the Governor and Legislature by a specified date; providing for
1606 future repeal; revising requirements regarding the quality
1607 assurance program for contracted services to dependent children;
1608 deleting obsolete language; requiring the department to
1609 implement pilot projects to improve child welfare outcomes in
1610 specified judicial circuits; requiring the department to
1611 establish performance metrics and standards to implement the
1612 pilot projects; requiring lead agencies in specified judicial
1613 circuits to provide certain data to the department each quarter;
1614 requiring the department to review such data; authorizing the
1615 department to advance incentive funding to certain lead agencies
1616 that meet specified requirements; requiring the Department of
1617 Children and Families to include certain results in a specified
1618 report; providing for future expiration; amending s. 409.997,
1619 F.S.; specifying types of data that may be used by the
1620 Department of Children and Families; adding contract compliance
1621 as a use of the data; allowing the requirements of the
1622 monitoring program to be incorporated into the contract
1623 management program of the department;

COMMITTEE MEETING REPORT
Health & Human Services Committee

3/2/2020 1:00PM

AMENDED

Location: Morris Hall (17 HOB)

CS/HB 7063 : Child Welfare (continued)

Appearances: (continued)

Zepp, Victoria (Lobbyist) - Waive In Support

Florida Coalition for Children
Chief Policy & Research Officer
317 E Park Ave
Tallahassee FL 32301
Phone: (850) 561-1102

Akin, Jim (General Public) - Waive In Support

National Association of Social Workers - FI
Executive Director
1931 Dellwood Drive
Tallahassee FL 32303
Phone: (850) 224-2400

Bayliss, Slater (Lobbyist) - Waive In Support

Eckerd Connects
204 S Monroe St Ste 602
Tallahassee FL 32301
Phone: (850) 251-7710

Committee meeting was reported out: Monday, March 02, 2020 3:14PM



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WFS



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee administrative assistant at the meeting.

| |
|--|
| <input checked="" type="checkbox"/> Bill <input checked="" type="checkbox"/> Amendment Bill Number: CS/HB 1143 : Department of Health Amendment Barcode Number: 736867 |
|--|

Name: Messer, Shane

(1)

Representing: Florida Council for Behavioral Healthcare

Title: Legislative Affairs Director

Address: 316 E Park Ave

City: Tallahassee State/Zip: FL

Phone Number: (850) 224-6048 Meeting Date: March 02, 2020 1:00 PM

Committee/Subcommittee: Health & Human Services Committee

Presentation/Workshop Topic: mental health

- Registered Lobbyist
- State Employee
- I Wish To Speak
- Appearing in response to subpoena
- Appearing in response to an inquiry for information made by member, committee or staff
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance Form Submitted

| |
|-------------------------|
| <u>Bill</u> |
| Proponent |
| <u>Amendment</u> |
| Waive In Support |



24298633

W/S



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit two copies to the committee/subcommittee administrative assistant at the meeting.

| |
|--|
| <input checked="" type="checkbox"/> Bill <input type="checkbox"/> Amendment Bill Number: CS/HB 1143 : Department of Health Amendment Barcode Number: N/A |
|--|

Name: **Messer, Shane**

Representing: **Florida Council for Behavioral Healthcare**

Title: **Legislative Affairs Director**

Address: **316 E Park Ave**

City: **Tallahassee** State/Zip: **FL**

Phone Number: **(850) 224-6048** Meeting Date: **March 02, 2020 1:00 PM**

Committee/Subcommittee: **Health & Human Services Committee**

Presentation/Workshop Topic: **Dept of Health**

- Registered Lobbyist
- State Employee
- I Wish To Speak
- Appearing in response to subpoena
- Appearing in response to an inquiry for information made by member, committee or staff
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance Form Submitted

| |
|-------------------------|
| <u>Bill</u> |
| Waive In Support |
| <u>Amendment</u> |
| N/A |



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

W/S

| | |
|---|------------------------------------|
| Bill <input type="checkbox"/> | Amendment <input type="checkbox"/> |
| Bill/PCS/PCB Number: <u>1143</u> | |
| Amendment Barcode Number: <u>736867</u> | |

11

Name: Jan Harris Maurer

Representing: Equality Florida

Title: Public Policy Dir.

Address: 201 E Park Ave., Ste. 200

City: TLH State/Zip: FL 32301

Phone Number: _____ Meeting Date: 3/2/20

Committee/Subcommittee: HHS

Presentation/Workshop Topic: _____

Registered Lobbyist: YES NO

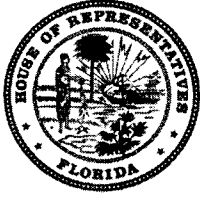
State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Waive in Support Waive in Opposition Info only

Amendment: Proponent Opponent Waive in Support Waive in Opposition Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

| | | | |
|----------------------|--------------------------|-----------|-------------------------------------|
| Bill | <input type="checkbox"/> | Amendment | <input checked="" type="checkbox"/> |
| Bill/PCS/PCB Number: | 1143 | | |
| Amendment Number: | 473851 | | |

3

Name: Joe Anne Hart

Representing: Florida Dental Association

Title: Chief Legislative officer

Address: 118 E. Jefferson St

City: Tallahassee State/Zip: FL 32301

Phone Number: 850.224.1089 Meeting Date: 3/2/20

Committee/Subcommittee: Health & Human Services

Presentation/Workshop Topic: Department of Health

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Waive in Support Waive in Opposition Info only

Amendment: Proponent Opponent Waive in Support Waive in Opposition Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

WKS

| | | | |
|---------------------------|--------------------------|-----------|-------------------------------------|
| Bill | <input type="checkbox"/> | Amendment | <input checked="" type="checkbox"/> |
| Bill/PCS/PCB Number: | | HB 1143 | |
| Amendment Barcode Number: | | # 6 | |

Name: Chris Scoonover

Representing: FL Dental Lab Association

Title:

Address: 124 W. Jefferson St

City: TLH State/Zip: FL 32301

Phone Number: 222-9075 Meeting Date: 3/2/20

Committee/Subcommittee: HHS

Presentation/Workshop Topic:

Registered Lobbyist: YES NO

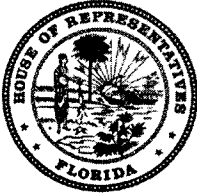
State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Waive in Support Waive in Opposition Info only

Amendment: Proponent Opponent Waive in Support Waive in Opposition Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

WJS

| | | | |
|----------------------|--------------------------|-----------|-------------------------------------|
| Bill | <input type="checkbox"/> | Amendment | <input checked="" type="checkbox"/> |
| Bill/PCS/PCB Number: | 1143 | | |
| Amendment Number: | 279341 | | |

10

Name: Joe Anne Hart

Representing: Florida Dental Association

Title: Chief Legislative Officer

Address: 118 E. Jefferson St.

City: Tallahassee State/Zip: FL 32301

Phone Number: 850.224.1089 Meeting Date: 3/2/20

Committee/Subcommittee: Health & Human Services

Presentation/Workshop Topic: Dept. of Health

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Waive in Support Waive in Opposition Info only

Amendment: Proponent Opponent Waive in Support Waive in Opposition Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

HHS

Bill Amendment

Bill/PCS/PCB Number: 1143

Amendment Barcode Number: _____

Name: Layne Smith

Representing: Mayo Clinic

Title: DIRECTOR, STATE GOV. RELATIONS

Address: 4500 SAN PABLO RD

City: Jacksonville State/Zip: FL 32224

Phone Number: 904-953-7334 Meeting Date: 3/2/2020

Committee/Subcommittee: HHS

Presentation/Workshop Topic: INTERSTATE COMPACT

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Waive in Support Waive in Opposition Info only

Amendment: Proponent Opponent Waive in Support Waive in Opposition Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

WFS

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

| | |
|--|------------------------------------|
| <input checked="" type="checkbox"/> Bill | <input type="checkbox"/> Amendment |
| Bill/PCS/PCB Number: <u>H1143</u> | |
| Amendment Number: _____ | |

Name: IVONNE FERNANDEZ

Representing: AARP

Title: ASSOCIATE STATE DIRECTOR

Address: 215 South Monroe Street

City: Tallahassee State/Zip: FLORIDA

Phone Number: 954-850-7262 Meeting Date: 3/2/2020

Committee/Subcommittee: HEALTH & HUMAN SERVICE COMM.

Presentation/Workshop Topic: DEPARTMENT OF HEALTH

Registered Lobbyist: YES NO

State Employee: YES NO

WAVE IN SUPPORT

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

| | | | |
|---------------------------------------|-------------------------------------|-----------|--------------------------|
| Bill | <input checked="" type="checkbox"/> | Amendment | <input type="checkbox"/> |
| Bill/PCS/PCB Number: <u>CSHB 1143</u> | | | |
| Amendment Barcode Number: _____ | | | |

W/S

Name: JIM ATKIN

Representing: NATIONAL ASSN. OF SOCIAL WORKERS

Title: EXECUTIVE DIRECTOR

Address: 1931 DELLWOOD DRIVE

City: TALLAHASSEE State/Zip: FL 32303

Phone Number: 850-224-2400 Meeting Date: 3-2-2020

Committee/Subcommittee: HEALTH & HUMAN SERVICES COMMITTEE

Presentation/Workshop Topic: _____

Registered Lobbyist: YES NO

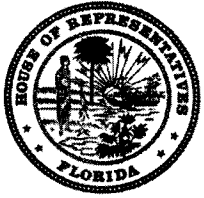
State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Waive in Support Waive in Opposition Info only

Amendment: Proponent Opponent Waive in Support Waive in Opposition Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill [checked] Amendment []
Bill/PCS/PCB Number: CS/HB 7003
Amendment Barcode Number: _____



Name: Chad Poppel

Representing: Department of children and families

Title: Secretary

Address: 1317 Winewood Blvd.

City: Tallahassee State/Zip: FL 32399

Phone Number: (850) 488-9410 Meeting Date: 3-2-20

Committee/Subcommittee: (H) Health and Human Services

Presentation/Workshop Topic: _____

Registered Lobbyist: YES [checked] NO []

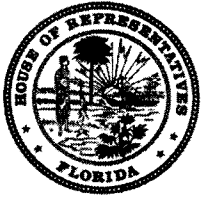
State Employee: YES [checked] NO []

- [checked] I wish to speak
[checked] Appearing in response to an inquiry for information made by member, committee, or staff
[] Appearing in response to subpoena
[] Appearing at the written request of the chair
[] Judge or elected officer appearing in official capacity
[] Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent [checked] Opponent [] Waive in Support [] Waive in Opposition [] Info only [checked]

Amendment: Proponent [] Opponent [] Waive in Support [] Waive in Opposition [] Info only []



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

W/S

| | | | |
|----------------------------------|-------------------------------------|-----------|--------------------------|
| Bill | <input checked="" type="checkbox"/> | Amendment | <input type="checkbox"/> |
| Bill/PCS/PCB Number: <u>7063</u> | | | |
| Amendment Barcode Number: _____ | | | |

Name: Kathleen Daly

Representing: Florida State University

Title: AVP ~~A~~ University Relations

Address: Westcott Bldg.

City: Tallahassee

State/Zip: FL 32306

Phone Number: 850 591-3920

Meeting Date: 03/03/20

Committee/Subcommittee: _____

Presentation/Workshop Topic: _____

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Waive in Support Waive in Opposition Info only

Amendment: Proponent Opponent Waive in Support Waive in Opposition Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

W/S

| | |
|--|------------------------------------|
| Bill <input checked="" type="checkbox"/> | Amendment <input type="checkbox"/> |
| Bill/PCS/PCB Number: <u>7063</u> | |
| Amendment Barcode Number: _____ | |

Name: Victoria Zepp

Representing: FCC

Title: Chief Policy & Research Officer

Address: 317 E Park Ave

City: Tallahassee State/Zip: 32301

Phone Number: 850/561-1102 Meeting Date: 3/2/20

Committee/Subcommittee: HHS

Presentation/Workshop Topic: Child Welfare

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Waive in Support Waive in Opposition Info only

Amendment: Proponent Opponent Waive in Support Waive in Opposition Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

| | | | |
|--|-------------------------------------|-----------|--------------------------|
| Bill | <input checked="" type="checkbox"/> | Amendment | <input type="checkbox"/> |
| Bill/PCS/PCB Number: <u>CS HB 7063</u> | | | |
| Amendment Barcode Number: _____ | | | |

WLS

Name: JIM AKIN

Representing: NATIONAL ASSN. OF SOCIAL WORKERS

Title: EXECUTIVE DIRECTOR

Address: 1931 DELLWOOD DRIVE

City: TALLAHASSEE State/Zip: FL 32303

Phone Number: 850-224-2400 Meeting Date: 3-2-2020

Committee/Subcommittee: HEALTH & HUMAN SERVICE

Presentation/Workshop Topic: _____

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Waive in Support Waive in Opposition Info only

Amendment: Proponent Opponent Waive in Support Waive in Opposition Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

w/s

Bill Amendment

Bill/PCS/PCB Number: 7063 AS AMENDED

Amendment Barcode Number: _____

Name: SLATER BAILISS

Representing: ECKERD CONNECTS

Title: _____

Address: 209 S. MONROE ST

City: TALLAHASSEE State/Zip: FL 32301

Phone Number: 850 251 7710 Meeting Date: 3/2/2020

Committee/Subcommittee: HHS

Presentation/Workshop Topic: CHILD WELFARE

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak / WAVE
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Waive in Support Waive in Opposition Info only

Amendment: Proponent Opponent Waive in Support Waive in Opposition Info only