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A bill to be entitled  
An act relating to the welfare of children; repealing  
s. 39.001(7), (8), (9), and (12), F.S., relating to  
the Office of Adoption and Child Protection within the  
Executive Office of the Governor; amending s. 39.001,  
F.S.; removing obsolete provisions relating to the  
Office of Adoption and Child Protection within the  
Executive Office of the Governor; amending s. 39.0014,  
F.S.; requiring all state, county, and local agencies  
to cooperate, assist, and provide information to the  
Department of Children and Family Services rather than  
the Office of Adoption and Child Protection; repealing  
s. 39.01(46), F.S., relating to the definition of the  
term "office" as it relates to the Office of Adoption  
and Child Protection; amending s. 39.302, F.S.;  
conforming a cross-reference; providing an effective  
date.

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

Section 1. Subsections (7), (8), (9), and (12) of section  
39.001, Florida Statutes, are repealed.

Section 2. Subsection (6) of section 39.001, Florida  
Statutes, is amended to read:

39.001 Purposes and intent; personnel standards and  
screening.—

(6) LEGISLATIVE INTENT FOR THE PREVENTION OF ABUSE,  
ABANDONMENT, AND NEGLECT OF CHILDREN.—The incidence of known  
child abuse, abandonment, and neglect has increased rapidly over

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the past 5 years. The impact that abuse, abandonment, or neglect has on the victimized child, siblings, family structure, and inevitably on all citizens of the state has caused the Legislature to determine that the prevention of child abuse, abandonment, and neglect shall be a priority of this state. ~~To further this end, it is the intent of the Legislature that an Office of Adoption and Child Protection be established.~~

Section 3. Section 39.0014, Florida Statutes, is amended to read:

39.0014 Responsibilities of public agencies.—All state, county, and local agencies shall cooperate, assist, and provide information to the ~~Office of Adoption and Child Protection and~~ the department as will enable them to fulfill their responsibilities under this chapter.

Section 4. Subsection (46) of section 39.01, Florida Statutes, is repealed.

Section 5. Subsection (1) of section 39.302, Florida Statutes, is amended to read:

39.302 Protective investigations of institutional child abuse, abandonment, or neglect.—

(1) The department shall conduct a child protective investigation of each report of institutional child abuse, abandonment, or neglect. Upon receipt of a report that alleges that an employee or agent of the department, or any other entity or person covered by s. 39.01(33) or (46)~~(47)~~, acting in an official capacity, has committed an act of child abuse, abandonment, or neglect, the department shall initiate a child protective investigation within the timeframe established under s. 39.201(5) and orally notify the appropriate state attorney,

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law enforcement agency, and licensing agency, which shall immediately conduct a joint investigation, unless independent investigations are more feasible. When conducting investigations onsite or having face-to-face interviews with the child, investigation visits shall be unannounced unless it is determined by the department or its agent that unannounced visits threaten the safety of the child. If a facility is exempt from licensing, the department shall inform the owner or operator of the facility of the report. Each agency conducting a joint investigation is entitled to full access to the information gathered by the department in the course of the investigation. A protective investigation must include an onsite visit of the child's place of residence. The department shall make a full written report to the state attorney within 3 working days after making the oral report. A criminal investigation shall be coordinated, whenever possible, with the child protective investigation of the department. Any interested person who has information regarding the offenses described in this subsection may forward a statement to the state attorney as to whether prosecution is warranted and appropriate. Within 15 days after the completion of the investigation, the state attorney shall report the findings to the department and shall include in the report a determination of whether or not prosecution is justified and appropriate in view of the circumstances of the specific case.

Section 6. This act shall take effect July 1, 2011.