

Amendment No.      (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

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Representative(s) Hart offered the following:

**Amendment (with title amendment)**

remove from the bill: everything after the enacting clause,  
and insert in lieu thereof:

Section 1. Section 445.001, Florida Statutes, is  
created to read:

445.001 Short title.--This chapter may be cited as the  
"Workforce Innovation Act of 2000."

Section 2. Section 445.002, Florida Statutes, is  
created to read:

445.002 Definitions.--As used in this chapter, the  
term:

(1) "Agency" means the Agency for Workforce  
Innovation.

(2) "Services and one-time payments" or "services,"  
when used in reference to individuals who are not receiving  
temporary cash assistance, means nonrecurrent, short-term  
benefits designed to deal with a specific crisis situation or  
episode of need and other services; work subsidies; supportive

1 services such as child care and transportation; services such  
2 as counseling, case management, peer support, and child care  
3 information and referral; transitional services, job  
4 retention, job advancement, and other employment-related  
5 services; nonmedical treatment for substance abuse or mental  
6 health problems; teen pregnancy prevention; two-parent family  
7 support, including noncustodial parent employment;  
8 court-ordered supervised visitation, and responsible  
9 fatherhood services; and any other services that are  
10 reasonably calculated to further the purposes of the welfare  
11 transition program. Such terms do not include assistance as  
12 defined in federal regulations at 45 C.F.R. s. 260.31(a).

13 (3) "Welfare transition services" means those  
14 workforce services provided to current or former recipients of  
15 temporary cash assistance under chapter 414.

16 Section 3. Section 288.9956, Florida Statutes, is  
17 transferred, renumbered as section 445.003, Florida Statutes,  
18 and amended to read:

19 445.003 ~~288.9956~~ Implementation of the federal  
20 Workforce Investment Act of 1998.--

21 (1) WORKFORCE INVESTMENT ACT PRINCIPLES.--The state's  
22 approach to implementing the federal Workforce Investment Act  
23 of 1998, Pub. L. No. 105-220, should have six elements:

24 (a) Streamlining Services.--Florida's employment and  
25 training programs must be coordinated and consolidated at  
26 locally managed one-stop delivery system ~~Career~~ centers.

27 (b) Empowering Individuals.--Eligible participants  
28 will make informed decisions, choosing the qualified training  
29 program that best meets their needs.

30 (c) Universal Access.--Through a one-stop delivery  
31 system ~~Career Centers~~, every Floridian will have access to

1 employment services.

2 (d) Increased Accountability.--The state, localities,  
3 and training providers will be held accountable for their  
4 performance.

5 (e) Local Board and Private Sector Leadership.--Local  
6 boards will focus on strategic planning, policy development,  
7 and oversight of the local system, choosing local managers to  
8 direct the operational details of their one-stop delivery  
9 system centers ~~Career Centers~~.

10 (f) Local Flexibility and Integration.--Localities  
11 will have exceptional flexibility to build on existing  
12 reforms. Unified planning will free local groups from  
13 conflicting micromanagement, while waivers and WorkFlex will  
14 allow local innovations.

15 (2) FIVE-YEAR PLAN.--~~The~~ Workforce Florida, Inc.,  
16 ~~Development Board~~ shall prepare and submit a 5-year plan,  
17 which includes secondary vocational education, to fulfill the  
18 early implementation requirements of Pub. L. No. 105-220 and  
19 applicable state statutes. Mandatory federal partners and  
20 optional federal partners, ~~including the WAGES Program State~~  
21 ~~Board of Directors~~, shall be fully involved in designing the  
22 plan's one-stop delivery ~~Career Center~~ system strategy. The  
23 plan shall detail a process to clearly define each program's  
24 statewide duties and role relating to the system. Any optional  
25 federal partner may immediately choose to fully integrate its  
26 program's plan with this plan, which shall, notwithstanding  
27 any other state provisions, fulfill all their state planning  
28 and reporting requirements as they relate to the one-stop  
29 delivery system ~~Career Centers~~. The plan shall detail a  
30 process that would fully integrate all federally mandated and  
31 optional partners by the second year of the plan. All optional

1 federal program partners in the planning process shall be  
2 mandatory participants in the second year of the plan.

3 (3) FUNDING.--

4 (a) Title I, Workforce Investment Act of 1998 funds;  
5 Wagner-Peyser funds; and NAFTA/Trade Act funds will be  
6 expended based on the ~~Workforce Development Board's~~ 5-year  
7 plan of Workforce Florida, Inc. The plan shall outline and  
8 direct the method used to administer and coordinate various  
9 funds and programs that are operated by various agencies. The  
10 following provisions shall also apply to these funds:

11 1. At least 50 percent of the Title I funds for Adults  
12 and Dislocated Workers that are passed through to regional  
13 workforce ~~development~~ boards shall be allocated to Individual  
14 Training Accounts unless a regional workforce ~~development~~  
15 board obtains a waiver from ~~the~~ Workforce Florida, Inc.  
16 ~~Development Board.~~ Tuition, fees, and performance-based  
17 incentive awards paid in compliance with Florida's  
18 Performance-Based Incentive Fund Program qualify as an  
19 Individual Training Account expenditure, as do other programs  
20 developed by regional workforce ~~development~~ boards in  
21 compliance with ~~the Workforce Development Board's~~ policies of  
22 Workforce Florida, Inc.

23 2. Fifteen percent of Title I funding shall be  
24 retained at the state level and shall be dedicated to state  
25 administration and used to design, develop, induce, and fund  
26 innovative Individual Training Account pilots, demonstrations,  
27 and programs. Of such funds retained at the state level, \$2  
28 million shall be reserved for the Incumbent Worker Training  
29 Program, created under subparagraph 3. Eligible state  
30 administration costs include the costs of: funding for ~~of~~ the  
31 ~~Workforce Development board and Workforce Development Board's~~

1 staff of Workforce Florida, Inc.; operating fiscal,  
2 compliance, and management accountability systems through ~~the~~  
3 Workforce Florida, Inc. ~~Development Board~~; conducting  
4 evaluation and research on workforce development activities;  
5 and providing technical and capacity building assistance to  
6 regions at the direction of ~~the~~ Workforce Florida, Inc.  
7 ~~Development Board~~. Notwithstanding s. 445.004 ~~288.9952~~, such  
8 administrative costs shall not exceed 25 percent of these  
9 funds. An amount not to exceed 75 ~~Seventy~~ percent of these  
10 funds shall be allocated to Individual Training Accounts and  
11 other workforce development strategies for: the Minority  
12 Teacher Education Scholars program, the Certified Teacher-Aide  
13 program, the Self-Employment Institute, and other training  
14 ~~Individual Training Accounts~~ designed and tailored by ~~the~~  
15 Workforce Florida, Inc. ~~Development Board~~, including, but not  
16 limited to, programs for incumbent workers, displaced  
17 homemakers, nontraditional employment, empowerment zones, and  
18 enterprise zones. ~~The~~ Workforce Florida, Inc., ~~Development~~  
19 ~~Board~~ shall design, adopt, and fund Individual Training  
20 Accounts for distressed urban and rural communities. ~~The~~  
21 ~~remaining 5 percent shall be reserved for the Incumbent Worker~~  
22 ~~Training Program.~~

23 3. The Incumbent Worker Training Program is created  
24 for the purpose of providing grant funding for continuing  
25 education and training of incumbent employees at existing  
26 Florida businesses. The program will provide reimbursement  
27 grants to businesses that pay for preapproved, direct,  
28 training-related costs.

29 a. The Incumbent Worker Training Program will be  
30 administered by ~~a private business organization, known as the~~  
31 ~~grant administrator, under contract with the~~ Workforce

1 Florida, Inc.~~Development Board.~~Workforce Florida, Inc., at  
2 its discretion, may contract with a private business  
3 organization to serve as grant administrator.

4 b. To be eligible for the program's grant funding, a  
5 business must have been in operation in Florida for a minimum  
6 of 1 year prior to the application for grant funding; have at  
7 least one full-time employee; demonstrate financial viability;  
8 and be current on all state tax obligations. Priority for  
9 funding shall be given to businesses with 25 employees or  
10 fewer, businesses in rural areas, businesses in distressed  
11 inner-city areas, businesses in a qualified targeted industry,  
12 ~~or~~ businesses whose grant proposals represent a significant  
13 upgrade in employee skills, or businesses whose grant  
14 proposals represent a significant layoff avoidance strategy.

15 c. All costs reimbursed by the program must be  
16 preapproved by Workforce Florida, Inc., or the grant  
17 administrator. The program will not reimburse businesses for  
18 trainee wages, the purchase of capital equipment, or the  
19 purchase of any item or service that may possibly be used  
20 outside the training project. A business approved for a grant  
21 may be reimbursed for preapproved, direct, training-related  
22 costs including tuition and fees; books and classroom  
23 materials; and overhead or indirect ~~administrative~~ costs not  
24 to exceed 5 percent of the grant amount.

25 d. A business that is selected to receive grant  
26 funding must provide a matching contribution to the training  
27 project, including, but not limited to, wages paid to trainees  
28 or the purchase of capital equipment used in the training  
29 project; must sign an agreement with Workforce Florida, Inc.,  
30 or the grant administrator to complete the training project as  
31 proposed in the application; must keep accurate records of the

1 project's implementation process; and must submit monthly or  
2 quarterly reimbursement requests with required documentation.

3 e. All Incumbent Worker Training Program grant  
4 projects shall be performance-based with specific measurable  
5 performance outcomes, including completion of the training  
6 project and job retention. Workforce Florida, Inc., or the  
7 grant administrator shall withhold the final payment to the  
8 grantee until a final grant report is submitted and all  
9 performance criteria specified in the grant contract have been  
10 achieved.

11 f. ~~The~~ Workforce Florida, Inc., may ~~Development Board~~  
12 ~~is authorized to~~ establish guidelines necessary to implement  
13 the Incumbent Worker Training Program.

14 g. No more than 10 percent of the Incumbent Worker  
15 Training Program's total appropriation may be used for  
16 overhead or indirect ~~administrative~~ purposes.

17 h. Workforce Florida, Inc., shall ~~The grant~~  
18 ~~administrator is required to~~ submit a report to the ~~Workforce~~  
19 ~~Development Board and~~ the Legislature on the financial and  
20 general operations of the Incumbent Worker Training Program.  
21 Such report will be due before October ~~December~~ 1 of any  
22 fiscal year for which the program is funded by the  
23 Legislature.

24 4. At least 50 percent of Rapid Response funding shall  
25 be dedicated to Intensive Services Accounts and Individual  
26 Training Accounts for dislocated workers and incumbent workers  
27 who are at risk of dislocation. ~~The~~ Workforce Florida, Inc.,  
28 ~~Development Board~~ shall also maintain an Emergency  
29 Preparedness Fund from Rapid Response funds which will  
30 immediately issue Intensive Service Accounts and Individual  
31 Training Accounts as well as other federally authorized

1 assistance to eligible victims of natural or other disasters.  
2 At the direction of the Governor, for events that qualify  
3 under federal law, these Rapid Response funds shall be  
4 released to regional workforce ~~development~~ boards for  
5 immediate use. Funding shall also be dedicated to maintain a  
6 unit at the state level to respond to Rapid Response  
7 emergencies around the state, to work with state emergency  
8 management officials, and to work with regional workforce  
9 ~~development~~ boards. All Rapid Response funds must be expended  
10 based on a plan developed by the Workforce Florida, Inc.,  
11 ~~Development Board~~ and approved by the Governor.

12 (b) The administrative entity for Title I, Workforce  
13 Investment Act of 1998 funds, and Rapid Response activities,  
14 shall will be the Agency for Workforce Innovation, which shall  
15 provide determined by the Workforce Development Board, except  
16 that the administrative entity for Rapid Response for fiscal  
17 year 1999-2000 must be the Department of Labor and Employment  
18 Security. The administrative entity will provide services  
19 through a contractual agreement with the Workforce Development  
20 Board. The terms and conditions of the agreement may include,  
21 but are not limited to, the following:

22 1. ~~All policy direction to regional workforce~~  
23 ~~development boards regarding Title I programs and Rapid~~  
24 ~~Response activities pursuant to the direction of shall emanate~~  
25 ~~from the Workforce Florida, Inc Development Board.~~

26 2. ~~Any policies by a state agency acting as an~~  
27 ~~administrative entity which may materially impact local~~  
28 ~~workforce boards, local governments, or educational~~  
29 ~~institutions must be promulgated under chapter 120.~~

30 3. ~~The administrative entity will operate under a~~  
31 ~~procedures manual, approved by the Workforce Development~~

1 ~~Board, addressing: financial services including cash~~  
2 ~~management, accounting, and auditing; procurement; management~~  
3 ~~information system services; and federal and state compliance~~  
4 ~~monitoring, including quality control.~~

5 ~~4. State Career Service employees in the Department of~~  
6 ~~Labor and Employment Security may be leased or assigned to the~~  
7 ~~administrative entity to provide administrative and~~  
8 ~~professional functions.~~

9 (4) FEDERAL REQUIREMENTS, EXCEPTIONS AND REQUIRED  
10 MODIFICATIONS.--

11 (a) ~~The Workforce Florida, Inc., Development Board~~ may  
12 provide indemnification from audit liabilities to regional  
13 workforce ~~development~~ boards that act in full compliance with  
14 state law and the board's policies.

15 (b) ~~The Workforce Florida, Inc., Development Board~~ may  
16 negotiate and settle all outstanding issues with the United  
17 States Department of Labor relating to decisions made by ~~the~~  
18 Workforce Florida, Inc., any predecessor workforce  
19 organization, Development Board and the Legislature with  
20 regard to the Job Training Partnership Act, making settlements  
21 and closing out all JTPA program year grants ~~before the repeal~~  
22 ~~of the act June 30, 2000.~~

23 (c) ~~The Workforce Florida, Inc., Development Board~~ may  
24 make modifications to the state's plan, policies, and  
25 procedures to comply with federally mandated requirements that  
26 in its judgment must be complied with to maintain funding  
27 provided pursuant to Pub. L. No. 105-220. The board shall  
28 notify in writing the Governor, the President of the Senate,  
29 and the Speaker of the House of Representatives within 30 days  
30 after ~~of~~ any such changes or modifications.

31 (5) The Department of Labor and Employment Security

1 shall phase-down JTPA duties before the federal program is  
2 abolished July 1, 2000. Outstanding accounts and issues shall  
3 be completed prior to transfer to the Agency for Workforce  
4 Innovation promptly closed out after this date.

5 (6) LONG-TERM CONSOLIDATION OF WORKFORCE  
6 DEVELOPMENT.--

7 (a) ~~The Workforce Florida, Inc., Development Board~~ may  
8 recommend workforce-related divisions, bureaus, units,  
9 programs, duties, commissions, boards, and councils that can  
10 be eliminated, consolidated, or privatized.

11 (b) ~~By December 31, 1999,~~ The Office of Program Policy  
12 Analysis and Government Accountability shall review the  
13 workforce development system, as established by this act  
14 ~~identifying divisions, bureaus, units, programs, duties,~~  
15 ~~commissions, boards, and councils that could be eliminated,~~  
16 ~~consolidated, or privatized.~~ The office shall submit  
17 ~~preliminary findings by December 31, 1999,~~ and its final  
18 report and recommendations by December January 31, 2002 2000,  
19 to the President of the Senate and the Speaker of the House of  
20 Representatives. ~~As part of the report, the Office of Program~~  
21 ~~Policy Analysis and Government Accountability shall~~  
22 ~~specifically identify, by funding stream, indirect,~~  
23 ~~administrative, management information system, and overhead~~  
24 ~~costs of the Department of Labor and Employment Security.~~

25 ~~(7) TERMINATION OF SET-ASIDE.--For those state and~~  
26 ~~federal set-asides terminated by the federal Workforce~~  
27 ~~Investment Act of 1998, the Department of Education, the~~  
28 ~~Office of Tourism, Trade, and Economic Development within the~~  
29 ~~Executive Office of the Governor, and the Department of Elder~~  
30 ~~Affairs shall keep all unexpended JTPA 123 (Education~~  
31 ~~Coordination), JTPA III (Dislocated Workers), or JTPA IIA~~

1 ~~(Services for Older Adults) funds to closeout their education~~  
2 ~~and coordination activities. The Workforce Development Board~~  
3 ~~shall develop guidelines under which the departments may~~  
4 ~~negotiate with the regional workforce development boards to~~  
5 ~~provide continuation of activities and services currently~~  
6 ~~conducted with the JTPA Section 123 or JTPA IIA funds.~~

7 Section 4. Section 288.9952, Florida Statutes, is  
8 transferred, renumbered as section 445.004, Florida Statutes,  
9 and amended to read:

10 445.004 288.9952 Workforce Florida, Inc.; creation;  
11 purpose; membership; duties and powers Development Board.--

12 (1) There is created ~~within the not-for-profit~~  
13 ~~corporate structure of Enterprise Florida, Inc., a~~  
14 not-for-profit corporation, to be known as "Workforce Florida,  
15 Inc.," which shall be registered, incorporated, organized, and  
16 operated in compliance with chapter 617, and which shall not  
17 be a unit or entity of state government. Workforce Florida,  
18 Inc., shall be administratively housed within the Agency for  
19 Workforce Innovation; however, Workforce Florida, Inc., shall  
20 not be subject to control, supervision, or direction by the  
21 Agency for Workforce Innovation in any manner. The Legislature  
22 determines, however, that public policy dictates that  
23 Workforce Florida, Inc., operate in the most open and  
24 accessible manner consistent with its public purpose. To this  
25 end, the Legislature specifically declares that Workforce  
26 Florida, Inc., its board, councils, and any advisory  
27 committees or similar groups created by Workforce Florida,  
28 Inc., are subject to the provisions of chapter 119 relating to  
29 public records, and those provisions of chapter 286 relating  
30 to public meetings public-private Workforce Development Board.  
31 No officer, director, employee, or consultant of such

1 corporation shall be or shall have been for the two years  
2 immediately preceding his or her appointment, election,  
3 selection, or retention, a member of the Legislature,  
4 appointed state officer, statewide elected officer, or  
5 employee as defined in s. 112.3145.

6 (2) Workforce Florida, Inc., is the principal  
7 workforce policy organization for the state.The purpose of  
8 the Workforce Florida, Inc., ~~Development Board~~ is to design  
9 and implement strategies that help Floridians enter, remain  
10 in, and advance in the workplace, becoming more highly skilled  
11 and successful, benefiting these Floridians, Florida  
12 businesses, and the entire state, and to assist in developing  
13 the state's business climate.

14 (3)(2)(a) The Workforce Florida, Inc., ~~Development~~  
15 Board shall be governed by a ~~25-voting-member~~ board of  
16 directors, the number of directors to be determined by the  
17 Governor, whose membership and appointment must be consistent  
18 with Pub. L. No. 105-220, Title I, s. 111(b), and contain one  
19 member representing the licensed nonpublic postsecondary  
20 educational institutions authorized as individual training  
21 account providers, one member from the staffing service  
22 industry, and two ~~three~~ representatives of organized labor who  
23 shall be appointed by the Governor. Notwithstanding s.  
24 114.05(1)(f) ~~s. 114.05(f)~~, the Governor may appoint remaining  
25 members to Workforce Florida, Inc., from ~~of~~ the current  
26 Workforce Development Board and the WAGES Program State Board  
27 of Directors, established pursuant to chapter 96-175, Laws of  
28 Florida, to serve on the reconstituted board ~~as required by~~  
29 this section. By July 1, 2000 ~~June 1, 1999~~, the Workforce  
30 Development Board will provide to the Governor a transition  
31 plan to incorporate the changes required by this act and Pub.

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1 L. No. 105-220, specifying the ~~timeframe~~ and manner of changes  
2 to the board. This plan shall govern the transition, unless  
3 otherwise notified by the Governor. The importance of  
4 minority, ~~and~~ gender, and geographic representation shall be  
5 considered when making appointments to the board. ~~Additional~~  
6 ~~members may be appointed when necessary to conform to the~~  
7 ~~requirements of Pub. L. No. 105-220.~~

8 (b) The board of directors of ~~the~~ Workforce Florida,  
9 Inc., ~~Development Board~~ shall be chaired by a board member  
10 designated by the Governor pursuant to Pub. L. No. 105-220.

11 (c) ~~Private-sector~~ Members appointed by the Governor  
12 must be appointed for 2-year ~~4-year, staggered~~ terms.  
13 ~~Public-sector members appointed by the Governor must be~~  
14 ~~appointed to 4-year terms.~~ Private sector representatives of  
15 businesses, appointed by the Governor pursuant to Pub. L. No.  
16 105-220, shall constitute a majority of the membership of the  
17 board. Private sector representatives shall be appointed from  
18 nominations received by the Governor from any member of the  
19 Legislature. A member of the Legislature may submit more than  
20 one board nomination to the Governor. Private sector  
21 appointments to the board shall be representative of the  
22 business community of this state and no less than one-half of  
23 the appointments to the board must be representative of small  
24 businesses. Members appointed by the Governor serve at the  
25 pleasure of the Governor and are eligible for reappointment.

26 (d) The Governor shall appoint members to the board of  
27 directors of ~~the~~ Workforce Florida, Inc., ~~Development Board~~  
28 within 30 days after the receipt of a sufficient number of  
29 nominations.

30 (e) A member of the board of directors of ~~the~~  
31 Workforce Florida, Inc., ~~Development Board~~ may be removed by

1 the Governor for cause. Absence from three consecutive  
2 meetings results in automatic removal. The chair of ~~the~~  
3 Workforce Florida, Inc., Development Board shall notify the  
4 Governor of such absences.

5 (f) Representatives of businesses appointed to the  
6 board of directors may not include providers of workforce  
7 services.

8 (4)(3)(a) The president of ~~the~~ Workforce Florida,  
9 Inc., Development Board shall be hired by the board of  
10 directors of Workforce ~~president of Enterprise Florida, Inc.,~~  
11 and shall serve at the pleasure of the Governor in the  
12 capacity of an executive director and secretary of ~~the~~  
13 Workforce Florida, Inc. Development Board.

14 (b) The board of directors of ~~the~~ Workforce Florida,  
15 Inc., Development Board shall meet at least quarterly and at  
16 other times upon call of its chair.

17 (c) A majority of the total current membership of the  
18 board of directors of ~~the~~ Workforce Florida, Inc., Development  
19 Board comprises a quorum of the board.

20 (d) A majority of those voting is required to organize  
21 and conduct the business of the ~~Workforce Development~~ board,  
22 except that a majority of the entire board of directors ~~of the~~  
23 ~~Workforce Development Board~~ is required to adopt or amend the  
24 operational plan.

25 (e) Except as delegated or authorized by the board of  
26 directors of ~~the~~ Workforce Florida, Inc. Development Board,  
27 individual members have no authority to control or direct the  
28 operations of ~~the~~ Workforce Florida, Inc., Development Board  
29 or the actions of its officers and employees, including the  
30 president.

31 ~~(f) The board of directors of the Workforce~~

1 ~~Development Board may delegate to its president those powers~~  
2 ~~and responsibilities it deems appropriate.~~

3 ~~(f)(g)~~ Members of the board of directors of ~~the~~  
4 Workforce Florida, Inc., Development Board and its committees  
5 shall serve without compensation, but these members, the  
6 president, and all employees of ~~the~~ Workforce Florida, Inc.,  
7 ~~Development Board~~ may be reimbursed for all reasonable,  
8 necessary, and actual expenses pursuant to s. 112.061, ~~as~~  
9 ~~determined by the board of directors of Enterprise Florida,~~  
10 ~~inc.~~

11 ~~(g)(h)~~ The board of directors of ~~the~~ Workforce  
12 Florida, Inc., Development Board may establish an executive  
13 committee consisting of the chair and at least ~~six~~ two  
14 additional board members selected by the board of directors,  
15 one of whom must be a representative of organized labor. The  
16 executive committee and the president shall have such  
17 authority as the board ~~of directors of the Workforce~~  
18 ~~Development Board~~ delegates to it, except that the board of  
19 directors may not delegate to the executive committee  
20 authority to take action that requires approval by a majority  
21 of the entire board of directors.

22 ~~(h)(i)~~ The chair ~~board of directors of the Workforce~~  
23 ~~Development Board~~ may appoint committees to fulfill its  
24 responsibilities, to comply with federal requirements, or to  
25 obtain technical assistance, and must incorporate members of  
26 regional workforce development boards into its structure. At a  
27 minimum, the chair shall establish the following standing  
28 councils: the First Jobs/First Wages Council, the Better  
29 Jobs/Better Wages Council, and the High Skills/High Wages  
30 Council. For purposes of Pub. L. No. 105-220, the First  
31 Jobs/First Wages Council shall serve as the state's youth

1 council.

2 (i)(j) Each member of the board of directors ~~of the~~  
3 ~~Workforce Development Board~~ who is not otherwise required to  
4 file a financial disclosure pursuant to s. 8, Art. II of the  
5 State Constitution or s. 112.3144 must file disclosure of  
6 financial interests pursuant to s. 112.3145.

7 (5)(4) ~~The Workforce Florida, Inc., Development Board~~  
8 shall have all the powers and authority, not explicitly  
9 prohibited by statute, necessary or convenient to carry out  
10 and effectuate the purposes as determined by statute, Pub. L.  
11 No. 105-220, and the Governor, as well as its functions,  
12 duties, and responsibilities, including, but not limited to,  
13 the following:

14 (a) Serving as the state's Workforce Investment Board  
15 pursuant to Pub. L. No. 105-220. Unless otherwise required by  
16 federal law, at least 90 percent of the workforce development  
17 funding must go into direct customer service costs. ~~Of the~~  
18 ~~allowable administrative overhead, appropriate amounts shall~~  
19 ~~be expended to procure independent job-placement evaluations.~~

20 (b) Providing oversight and policy direction to ensure  
21 that the following programs are administered by the Agency for  
22 Workforce Innovation in compliance with approved plans and  
23 under contract with Workforce Florida, Inc.:

24 1. Programs authorized under Title I of the Workforce  
25 Investment Act of 1998, Pub. L. No. 105-220, with the  
26 exception of programs funded directly by the United States  
27 Department of Labor under Title I, s. 167.

28 2. Programs authorized under the Wagner-Peyser Act of  
29 1933, as amended, 29 U.S.C. ss. 49 et seq.

30 3. Welfare-to-work grants administered by the United  
31 States Department of Labor under Title IV, s. 403, of the

1 Social Security Act, as amended.

2 4. Activities authorized under Title II of the Trade  
3 Act of 1974, as amended, 2 U.S.C. ss. 2271 et seq., and the  
4 Trade Adjustment Assistance Program.

5 5. Activities authorized under 38 U.S.C., chapter 41,  
6 including job counseling, training, and placement for  
7 veterans.

8 6. Employment and training activities carried out  
9 under the Community Services Block Grant Act, 42 U.S.C. ss.  
10 9901 et seq.

11 7. Employment and training activities carried out  
12 under funds awarded to this state by the United States  
13 Department of Housing and Urban Development.

14 8. Welfare transition services funded by the Temporary  
15 Assistance for Needy Families Program, created under the  
16 Personal Responsibility and Work Opportunity Reconciliation  
17 Act of 1996, as amended, Pub. L. No. 104-193, and Title IV, s.  
18 403, of the Social Security Act, as amended.

19 9. Displaced homemaker programs, provided under s.  
20 446.50.

21 10. The Florida Bonding Program, provided under Pub.  
22 L. No. 97-300, s. 164(a)(1).

23 11. The Food Stamp Employment and Training Program,  
24 provided under the Food Stamp Act of 1977, U.S.C. ss.  
25 2011-2032, the Food Security Act of 1988, Pub. L. No. 99-198,  
26 and the Hunger Prevention Act, Pub. L. No. 100-435.

27 12. The Quick-Response Training Program, provided  
28 under ss. 288.046-288.047. Matching funds and in-kind  
29 contributions that are provided by clients of the  
30 Quick-Response Training Program shall count toward the  
31 requirements of s. 288.90151(5)(d), pertaining to the return

1 on investment from activities of Enterprise Florida, Inc.

2 13. The Work Opportunity Tax Credit, provided under  
3 the Tax and Trade Relief Extension Act of 1998, Pub. L. No.  
4 105-277, and the Taxpayer Relief Act of 1997, Pub. L. 105-34.

5 14. Offender placement services, provided under ss.  
6 944.707-944.708.

7 15. Programs authorized under the National and  
8 Community Service Act of 1990, 42 U.S.C. ss. 12501 et seq.,  
9 and the Service-America programs, the National Service Trust  
10 programs, the Civilian Community Corps, the Corporation for  
11 National and Community Service, the American Conservation and  
12 Youth Service Corps, and the Points of Light Foundation  
13 programs, if such programs are awarded to the state.

14 (c)(b) Contracting with public and private entities as  
15 necessary to further the directives of this section. All  
16 contracts executed by Workforce Florida, Inc., must include  
17 specific performance expectations and deliverables., except  
18 ~~that any contract made with an organization represented on the~~  
19 ~~board of directors of Enterprise Florida, Inc., or on the~~  
20 ~~board of directors of the Workforce Development Board must be~~  
21 ~~approved by a two-thirds vote of the entire board of directors~~  
22 ~~of the Workforce Development Board, and, if applicable, the~~  
23 ~~board member representing such organization shall abstain from~~  
24 ~~voting. No more than 65 percent of the dollar value of all~~  
25 ~~contracts or other agreements entered into in any fiscal year,~~  
26 ~~exclusive of grant programs, shall be made with an~~  
27 ~~organization represented on the board of directors of~~  
28 ~~Enterprise Florida, Inc., or the board of directors of the~~  
29 ~~Workforce Development Board. An organization represented on~~  
30 ~~the board of directors of the Workforce Development Board or~~  
31 ~~on the board of directors of Enterprise Florida, Inc., may not~~

1 ~~enter into a contract to receive a state-funded economic~~  
2 ~~development incentive or similar grant unless such incentive~~  
3 ~~award is specifically endorsed by a two-thirds vote of the~~  
4 ~~entire board of directors of the Workforce Development Board.~~  
5 ~~The member of the board of directors of the Workforce~~  
6 ~~Development Board representing such organization, if~~  
7 ~~applicable, shall abstain from voting and refrain from~~  
8 ~~discussing the issue with other members of the board. No more~~  
9 ~~than 50 percent of the dollar value of grants issued by the~~  
10 ~~board in any fiscal year may go to businesses associated with~~  
11 ~~members of the board of directors of the Workforce Development~~  
12 ~~Board.~~

13 ~~(c) Providing an annual report to the board of~~  
14 ~~directors of Enterprise Florida, Inc., by November 1 that~~  
15 ~~includes a copy of an annual financial and compliance audit of~~  
16 ~~its accounts and records conducted by an independent certified~~  
17 ~~public accountant and performed in accordance with rules~~  
18 ~~adopted by the Auditor General.~~

19 (d) Notifying the Governor, the President of the  
20 Senate, and the Speaker of the House of Representatives of  
21 noncompliance by the Agency for Workforce Innovation or other  
22 agencies or obstruction of the board's efforts by such  
23 agencies. Upon such notification, the Executive Office of the  
24 Governor shall assist agencies to bring them into compliance  
25 with board objectives.

26 (e) Ensuring that the state does not waste valuable  
27 training resources. Thus, the board shall direct that all  
28 resources, including equipment purchased for training  
29 Workforce Investment Act clients, be available for use at all  
30 times by eligible populations as first priority users. At  
31 times when eligible populations are not available, such

1 resources shall be used for any other state authorized  
2 education and training purpose.

3 (f) Archiving records with the Bureau of Archives and  
4 Records Management of the Division of Library and Information  
5 Services of the Department of State.

6 ~~(5) Notwithstanding s. 216.351, to allow time for~~  
7 ~~documenting program performance, funds allocated for the~~  
8 ~~incentives in s. 239.249 must be carried forward to the next~~  
9 ~~fiscal year and must be awarded for the current year's~~  
10 ~~performance, unless federal law requires the funds to revert~~  
11 ~~at the year's end.~~

12 (6) ~~The Workforce Florida, Inc., Development Board may~~  
13 ~~take action that it deems necessary to achieve the purposes of~~  
14 ~~this section, including, but not limited to: and consistent~~  
15 ~~with the policies of the board of directors of Enterprise~~  
16 ~~Florida, Inc., in partnership with private enterprises, public~~  
17 ~~agencies, and other organizations. The Workforce Development~~  
18 ~~Board shall advise and make recommendations to the board of~~  
19 ~~directors of Enterprise Florida, Inc., and through that board~~  
20 ~~of directors to the State Board of Education and the~~  
21 ~~Legislature concerning action needed to bring about the~~  
22 ~~following benefits to the state's social and economic~~  
23 ~~resources.~~

24 (a) Creating a state employment, education, and  
25 training policy that ensures that programs to prepare workers  
26 are responsive to present and future business and industry  
27 needs and complement the initiatives of Enterprise Florida,  
28 Inc.

29 (b) Establishing policy direction for a funding system  
30 that provides incentives to improve the outcomes of vocational  
31 education programs, and of registered apprenticeship and

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1 work-based learning programs, and that focuses resources on  
2 occupations related to new or emerging industries that add  
3 greatly to the value of the state's economy.

4 (c) Establishing a comprehensive policy related  
5 ~~approach~~ to the education and training of target populations  
6 such as those who have disabilities, are economically  
7 disadvantaged, receive public assistance, are not proficient  
8 in English, or are dislocated workers. This approach should  
9 ensure the effective use of federal, state, local, and private  
10 resources in reducing the need for public assistance.

11 (d) Designating ~~The designation of~~ Institutes of  
12 Applied Technology composed of public and private  
13 postsecondary institutions working together with business and  
14 industry to ensure that technical and vocational education  
15 programs use the most advanced technology and instructional  
16 methods available and respond to the changing needs of  
17 business and industry. ~~Of the funds reserved for activities of~~  
18 ~~the Workforce Investment Act at the state level, \$500,000~~  
19 ~~shall be reserved for an institute of applied technology in~~  
20 ~~construction excellence, which shall be a demonstration~~  
21 ~~project on the development of such institutes. The institute,~~  
22 ~~once established, shall contract with the Workforce~~  
23 ~~Development Board to provide a coordinated approach to~~  
24 ~~workforce development in this industry.~~

25 (e) Providing policy direction for a system to project  
26 and evaluate labor market supply and demand using the results  
27 of the Workforce Estimating Occupational Forecasting  
28 Conference created in s. 216.136 and the career education  
29 performance standards identified under s. 239.233.

30 (f) Reviewing ~~A review of~~ the performance of public  
31 programs that are responsible for economic development,

1 education, employment, and training. The review must include  
2 an analysis of the return on investment of these programs.

3 (g) Expanding the occupations identified by the  
4 Workforce Estimating Conference to meet needs created by local  
5 emergencies or plant closings or to capture occupations within  
6 emerging industries.

7 (7) By December 1 of each year, Workforce Enterprise  
8 Florida, Inc., shall submit to the Governor, the President of  
9 the Senate, the Speaker of the House of Representatives, the  
10 Senate Minority Leader, and the House Minority Leader a  
11 complete and detailed annual report ~~by the Workforce~~  
12 ~~Development Board~~ setting forth:

13 (a) All audits, including the audit in subsection (8),  
14 if conducted.

15 (b) The operations and accomplishments of the  
16 partnership including the programs or entities listed in  
17 subsection (6).

18 (8) The Auditor General may, pursuant to his or her  
19 own authority or at the direction of the Legislative Auditing  
20 Committee, conduct an audit of ~~the Workforce Florida, Inc.,~~  
21 ~~Development Board~~ or the programs or entities created by ~~the~~  
22 Workforce Florida, Inc. Development Board. The Office of  
23 Program Policy Analysis and Government Accountability,  
24 pursuant to its authority or at the direction of the  
25 Legislative Auditing Committee, may review the systems and  
26 controls related to performance outcomes and quality of  
27 services of Workforce Florida, Inc.

28 (9) ~~The Workforce Florida, Inc. Development Board,~~ in  
29 collaboration with the regional workforce ~~development~~ boards  
30 and appropriate state agencies and local public and private  
31 service providers, and in consultation with the Office of

1 Program Policy Analysis and Government Accountability, shall  
2 establish uniform measures and standards to gauge the  
3 performance of the workforce development strategy. These  
4 measures and standards must be organized into three outcome  
5 tiers.

6 (a) The first tier of measures must be organized to  
7 provide benchmarks for systemwide outcomes. ~~The Workforce~~  
8 ~~Florida, Inc., Development Board~~ must, in collaboration with  
9 the Office of Program Policy Analysis and Government  
10 Accountability, establish goals for the tier-one outcomes.  
11 Systemwide outcomes may include employment in occupations  
12 demonstrating continued growth in wages; continued employment  
13 after 3, 6, 12, and 24 months; reduction in and elimination of  
14 public assistance reliance; job placement; employer  
15 satisfaction; and positive return on investment of public  
16 resources.

17 (b) The second tier of measures must be organized to  
18 provide a set of benchmark outcomes for the initiatives of the  
19 First Jobs/First Wages Council, the Better Jobs/Better Wages  
20 Council, and the High Skills/High Wages Council ~~one-stop~~  
21 ~~Career Centers~~ and for each of the strategic components of the  
22 workforce development strategy. ~~A set of standards and~~  
23 ~~measures must be developed for one-stop Career Centers, youth~~  
24 ~~employment activities, WAGES, and High Skills/High Wages,~~  
25 ~~targeting the specific goals of each particular strategic~~  
26 ~~component.~~ Cost per entered employment, earnings at placement,  
27 retention in employment, job placement, and entered employment  
28 rate must be included among the performance outcome measures.

29 ~~1. Appropriate measures for one-stop Career Centers~~  
30 ~~may include direct job placements at minimum wage, at a wage~~  
31 ~~level established by the Occupational Forecasting Conference,~~

1 ~~and at a wage level above the level established by the~~  
2 ~~Occupational Forecasting Conference.~~

3 ~~2. Appropriate measures for youth employment~~  
4 ~~activities may include the number of students enrolling in and~~  
5 ~~completing work-based programs, including apprenticeship~~  
6 ~~programs; job placement rate; job retention rate; wage at~~  
7 ~~placement; and wage growth.~~

8 ~~3. WAGES measures may include job placement rate, job~~  
9 ~~retention rate, wage at placement, wage growth, reduction and~~  
10 ~~elimination of reliance on public assistance, and savings~~  
11 ~~resulting from reduced reliance on public assistance.~~

12 ~~4. High Skills/High Wages measures may include job~~  
13 ~~placement rate, job retention rate, wage at placement, and~~  
14 ~~wage growth.~~

15 (c) The third tier of measures must be the operational  
16 output measures to be used by the agency implementing  
17 programs, and it may be specific to federal requirements. The  
18 tier-three measures must be developed by the agencies  
19 implementing programs, and ~~the~~ Workforce Florida, Inc.,  
20 ~~Development Board~~ may be consulted in this effort. Such  
21 measures must be reported to ~~the~~ Workforce Florida, Inc.,  
22 ~~Development Board~~ by the appropriate implementing agency.

23 (d) Regional differences must be reflected in the  
24 establishment of performance goals and may include job  
25 availability, unemployment rates, average worker wage, and  
26 available employable population. ~~All performance goals must be~~  
27 ~~derived from the goals, principles, and strategies established~~  
28 ~~in the Workforce Florida Act of 1996.~~

29 (e) Job placement must be reported pursuant to s.  
30 229.8075. Positive outcomes for providers of education and  
31 training must be consistent with ss. 239.233 and 239.245.

1 (f) The uniform measures of success that are adopted  
2 by ~~the Workforce Florida, Inc., Development Board~~ or the  
3 regional workforce ~~development~~ boards must be developed in a  
4 manner that provides for an equitable comparison of the  
5 relative success or failure of any service provider in terms  
6 of positive outcomes.

7 (g) By December 1 ~~October 15~~ of each year, ~~the~~  
8 Workforce Florida, Inc., Development Board shall provide the  
9 Legislature with a report detailing the performance of  
10 Florida's workforce development system, as reflected in the  
11 three-tier measurement system. Additionally, this report must  
12 benchmark Florida outcomes, at all tiers, against other states  
13 that collect data similarly.

14 (10) The workforce development strategy for the state  
15 shall be designed by Workforce Florida, Inc., and shall be  
16 centered around the strategies of First Jobs/First Wages,  
17 Better Jobs/Better Wages, and High Skills/High Wages.

18 (a) First Jobs/First Wages is the state's strategy to  
19 promote successful entry into the workforce through education  
20 and workplace experience that lead to self-sufficiency and  
21 career advancement. The components of the strategy include  
22 efforts that enlist business, education, and community support  
23 for students to achieve long-term career goals, ensuring that  
24 young people have the academic and occupational skills  
25 required to succeed in the workplace.

26 (b) Better Jobs/Better Wages is the state's strategy  
27 for assisting employers in upgrading or updating the skills of  
28 their employees and for assisting incumbent workers in  
29 improving their performance in their current jobs or acquiring  
30 the education or training needed to secure a better job with  
31 better wages.

1           (c) High Skills/High Wages is the state's strategy for  
2 aligning education and training programs with high-paying,  
3 high-demand occupations that advance individuals' careers,  
4 build a more skilled workforce, and enhance Florida's efforts  
5 to attract and expand job-creating businesses.

6           (11) The workforce development system shall use a  
7 charter-process approach aimed at encouraging local design and  
8 control of service delivery and targeted activities. Workforce  
9 Florida, Inc., shall be responsible for granting charters to  
10 regional workforce boards that have a membership consistent  
11 with the requirements of federal and state law and that have  
12 developed a plan consistent with the state's workforce  
13 development strategy. The plan must specify methods for  
14 allocating the resources and programs in a manner that  
15 eliminates unwarranted duplication, minimizes administrative  
16 costs, meets the existing job market demands and the job  
17 market demands resulting from successful economic development  
18 activities, ensures access to quality workforce development  
19 services for all Floridians, allows for pro rata or partial  
20 distribution of benefits and services, prohibits the creation  
21 of a waiting list or other indication of an unserved  
22 population, serves as many individuals as possible within  
23 available resources, and maximizes successful outcomes. As  
24 part of the charter process, Workforce Florida, Inc., shall  
25 establish incentives for effective coordination of federal and  
26 state programs, outline rewards for successful job placements,  
27 and institute collaborative approaches among local service  
28 providers. Local decisionmaking and control shall be important  
29 components for inclusion in this charter application.

30           Section 5. Section 445.005, Florida Statutes, is  
31 created to read:

1           445.005 First Jobs/First Wages, Better Jobs/Better  
2 Wages, and High Skills/High Wages Councils of Workforce  
3 Florida, Inc.--

4           (1) The chair of Workforce Florida, Inc., shall  
5 establish by October 1, 2000, three standing councils, which  
6 shall be known as the First Jobs/First Wages Council, the  
7 Better Jobs/Better Wages Council, and the High Skills/High  
8 Wages Council.

9           (a) The chair of Workforce Florida, Inc., shall  
10 determine the number of members to serve on each council.

11           (b) Each council shall be composed of individuals  
12 appointed by the chair of Workforce Florida, Inc., from the  
13 membership of the board of directors and individuals from  
14 outside Workforce Florida, Inc., who possess relevant  
15 experience or expertise in the subject area of the council. A  
16 majority of the membership of each council must be members of  
17 the board of directors of Workforce Florida, Inc.

18           (c) The chair of Workforce Florida, Inc., shall name a  
19 chair for each council from among the members of the council  
20 who are also members of the board of directors.

21           (d) Each council may meet at the call of its chair or  
22 at the direction of the board of directors of Workforce  
23 Florida, Inc., but shall meet at least quarterly.

24           (2) The First Jobs/First Wages Council shall develop  
25 strategies for approval by the board of directors of Workforce  
26 Florida, Inc., which promote the successful entry of  
27 individuals, including young people and adults working for the  
28 first time, into the workforce. The council shall advise the  
29 board of directors and make recommendations on implementing  
30 programs and expending funds in support of the First  
31 Jobs/First Wages Program's strategies. The council shall serve

1 as the state's youth council for purposes of Pub. L. No.  
2 105-220.

3 (3) The Better Jobs/Better Wages Council shall develop  
4 strategies for approval by the board of directors of Workforce  
5 Florida, Inc., which promote the ability of adult workers to  
6 build careers by obtaining and retaining jobs with potential  
7 for advancement. The mission of the council includes  
8 developing strategies that promote the ability of participants  
9 in the welfare transition program to succeed in the workforce  
10 and avoid a return to dependence upon cash assistance from the  
11 government. The council shall advise the board of directors  
12 and make recommendations on implementing programs and  
13 expending funds in support of the Better Jobs/Better Wages  
14 Program's strategies.

15 (4) The High Skills/High Wages Council shall develop  
16 strategies for approval by the board of directors of Workforce  
17 Florida, Inc., which align the education and training programs  
18 with high-paying, high-demand occupations that advance  
19 individuals' careers, build a more skilled workforce, and  
20 enhance the state's efforts to attract and expand job-creating  
21 businesses. The council shall advise the board of directors  
22 and make recommendations on implementing programs and  
23 expending funds in support of the High-Skills/High-Wages  
24 Program's strategies.

25 Section 6. Section 445.006, Florida Statutes, is  
26 created to read:

27 445.006 Strategic plan for workforce development.--

28 (1) Workforce Florida, Inc., in conjunction with state  
29 and local partners in the workforce system, shall develop a  
30 strategic plan for workforce, with the goal of producing  
31 skilled employees for employers in the state. The strategic

1 plan shall be submitted to the Governor, the President of the  
2 Senate, and the Speaker of the House of Representatives by  
3 February 1, 2001. The strategic plan shall be updated or  
4 modified by January 1 of each year thereafter. The plan must  
5 include, but need not be limited to, strategies for:

6 (a) Fulfilling the workforce system goals and  
7 strategies prescribed in s. 445.004;

8 (b) Aggregating, integrating, and leveraging workforce  
9 system resources;

10 (c) Coordinating the activities of federal, state, and  
11 local workforce system partners;

12 (d) Addressing the workforce needs of small  
13 businesses; and

14 (e) Fostering the participation of rural communities  
15 and distressed urban cores in the workforce system.

16 (2) As a component of the strategic plan required  
17 under this section, Workforce Florida, Inc., shall develop a  
18 workforce marketing plan, with the goal of educating  
19 individuals inside and outside the state about the employment  
20 market and employment conditions in the state. The marketing  
21 plan must include, but need not be limited to, strategies for:

22 (a) Distributing information to secondary and  
23 postsecondary education institutions about the diversity of  
24 businesses in the state, specific clusters of businesses or  
25 business sectors in the state, and occupations by industry  
26 which are in demand by employers in the state;

27 (b) Distributing information about and promoting use  
28 of the Internet-based job matching and labor market  
29 information system authorized under s. 445.011; and

30 (c) Coordinating with Enterprise Florida, Inc., to  
31 ensure that workforce marketing efforts complement the

1 economic development marketing efforts of the state.  
2 (3) The strategic plan must include performance  
3 measures, standards, measurement criteria, and contract  
4 guidelines in the following areas with respect to participants  
5 in the welfare transition program:  
6 (a) Work participation rates, by type of activity;  
7 (b) Caseload trends;  
8 (c) Recidivism;  
9 (d) Participation in diversion and relocation  
10 assistance programs;  
11 (e) Employment retention;  
12 (f) Wage growth; and  
13 (g) Other issues identified by the board of directors  
14 of Workforce Florida, Inc.  
15 (4) The strategic plan must include criteria for  
16 allocating workforce resources to regional workforce boards.  
17 With respect to allocating funds to serve customers of the  
18 welfare transition program, such criteria may include  
19 weighting factors that indicate the relative degree of  
20 difficulty associated with securing and retaining employment  
21 placements for specific subsets of the welfare transition  
22 caseload.  
23 (5)(a) The strategic plan must include a  
24 performance-based payment structure to be used for all welfare  
25 transition program customers which takes into account:  
26 1. The degree of difficulty associated with placement  
27 and retention;  
28 2. The quality of the placement with respect to  
29 salary, benefits, and opportunities for advancement; and  
30 3. The employee's retention in the placement.  
31 (b) The payment structure must provide for bonus

1 payments of up to 10 percent of the contract amount to  
2 providers that achieve notable success in achieving contract  
3 objectives, including, but not limited to, success in  
4 diverting families in which there is an adult who is subject  
5 to work requirements from receiving cash assistance and in  
6 achieving long-term job retention and wage growth with respect  
7 to welfare transition program customers. A service provider  
8 shall be paid a maximum of one payment per service for each  
9 participant during any given 6-month period.

10 (6)(a) The strategic plan must include strategies that  
11 are designed to prevent or reduce the need for a person to  
12 receive public assistance. These strategies must include:

13 1. A teen pregnancy prevention component that  
14 includes, but is not limited to, a plan for implementing the  
15 Florida Education Now and Babies Later (ENABL) program under  
16 s. 411.242 and the Teen Pregnancy Prevention Community  
17 Initiative within each county of the services area in which  
18 the teen birth rate is higher than the state average;

19 2. A component that encourages creation of  
20 community-based welfare prevention and reduction initiatives  
21 that increase support provided by noncustodial parents to  
22 their welfare-dependent children and are consistent with  
23 program and financial guidelines developed by Workforce  
24 Florida, Inc., and the Commission on Responsible Fatherhood.  
25 These initiatives may include, but are not limited to,  
26 improved paternity establishment, work activities for  
27 noncustodial parents, programs aimed at decreasing  
28 out-of-wedlock pregnancies, encouraging involvement of fathers  
29 with their children including court-ordered supervised  
30 visitation, and increasing child support payments;

31 3. A component that encourages formation and

1 maintenance of two-parent families through, among other  
2 things, court-ordered supervised visitation;

3 4. A component that fosters responsible fatherhood in  
4 families receiving assistance; and

5 5. A component that fosters provision of services that  
6 reduce the incidence and effects of domestic violence on women  
7 and children in families receiving assistance.

8 (b) Specifications for welfare transition program  
9 services that are to be delivered include, but are not limited  
10 to:

11 1. Initial assessment services prior to an individual  
12 being placed in an employment service, to determine whether  
13 the individual should be referred for relocation, up-front  
14 diversion, education, or employment placement. Assessment  
15 services shall be paid on a fixed unit rate and may not  
16 provide educational or employment placement services.

17 2. Referral of participants to diversion and  
18 relocation programs.

19 3. Preplacement services, including assessment,  
20 staffing, career plan development, work orientation, and  
21 employability skills enhancement.

22 4. Services necessary to secure employment for a  
23 welfare transition program participant.

24 5. Services necessary to assist participants in  
25 retaining employment, including, but not limited to, remedial  
26 education, language skills, and personal and family  
27 counseling.

28 6. Desired quality of job placements with regard to  
29 salary, benefits, and opportunities for advancement.

30 7. Expectations regarding job retention.

31 8. Strategies to ensure that transition services are

1 provided to participants for the mandated period of  
2 eligibility.

3 9. Services that must be provided to the participant  
4 throughout an education or training program, such as  
5 monitoring attendance and progress in the program.

6 10. Services that must be delivered to welfare  
7 transition program participants who have a deferral from work  
8 requirements but wish to participate in activities that meet  
9 federal participation requirements.

10 11. Expectations regarding continued participant  
11 awareness of available services and benefits.

12 Section 7. Section 288.9953, Florida Statutes, is  
13 transferred, renumbered as section 445.007, Florida Statutes,  
14 and amended to read:

15 445.007 ~~288.9953~~ Regional Workforce ~~Development~~  
16 Boards.--

17 (1) One regional workforce ~~development~~ board shall be  
18 appointed in each designated service delivery area and shall  
19 serve as the local workforce investment board pursuant to Pub.  
20 L. No. 105-220. The membership of the board shall be  
21 consistent with Pub. L. No. 105-220, Title I, s. 117(b), and  
22 contain one representative from a nonpublic postsecondary  
23 educational institution that is an authorized individual  
24 training account provider within the region and confers  
25 certificates and diplomas, one representative from a nonpublic  
26 postsecondary educational institution that is an authorized  
27 individual training account provider within the region and  
28 confers degrees, and three representatives of organized labor.  
29 Individuals serving as members of regional workforce  
30 development boards or local WAGES coalitions, as of June 30,  
31 2000, are eligible for appointment to regional workforce

1 boards, pursuant to this section. The importance of minority  
2 and gender representation shall be considered when making  
3 appointments to the board. If the regional workforce board  
4 enters into a contract with an organization or individual  
5 represented on the board of directors, the contract must be  
6 approved by a two-thirds vote of the entire board, and the  
7 board member who could benefit financially from the  
8 transaction must abstain from voting on the contract. A board  
9 member must disclose any such conflict in a manner that is  
10 consistent with the procedures outlined in s. 112.3143.A  
11 ~~member of a regional workforce development board may not vote~~  
12 ~~on a matter under consideration by the board regarding the~~  
13 ~~provision of services by such member, or by an entity that~~  
14 ~~such member represents; vote on a matter that would provide~~  
15 ~~direct financial benefit to such member or the immediate~~  
16 ~~family of such member; or engage in any other activity~~  
17 ~~determined by the Governor to constitute a conflict of~~  
18 ~~interest as specified in the state plan.~~

19           (2) ~~The Workforce Florida, Inc., Development Board~~  
20 will determine the timeframe and manner of changes to the  
21 regional workforce ~~development~~ boards as required by this  
22 chapter act and Pub. L. No. 105-220.

23           (3) ~~The Workforce Florida, Inc., Development Board~~  
24 shall assign staff to meet with each regional workforce  
25 ~~development~~ board annually to review the board's performance  
26 and to certify that the board is in compliance with applicable  
27 state and federal law.

28           (4) In addition to the duties and functions specified  
29 by ~~the Workforce Florida, Inc., Development Board~~ and by the  
30 interlocal agreement approved by the local county or city  
31 governing bodies, the regional workforce ~~development~~ board

1 shall have the following responsibilities:

2 (a) Develop, submit, ratify, or amend the local plan  
3 pursuant to Pub. L. No. 105-220, Title I, s. 118 and the  
4 provisions of this act.

5 (b) Conclude agreements necessary to designate the  
6 fiscal agent and administrative entity. A public or private  
7 entity, including an entity established pursuant to s. 163.01,  
8 which makes a majority of the appointments to a regional  
9 workforce board may serve as the board's administrative entity  
10 if approved by Workforce Florida, Inc. The fiscal agent or  
11 administrative entity shall administer funds according to  
12 specifications in the agreement with Workforce Florida, Inc.

13 (c) Complete assurances required for the ~~Workforce~~  
14 ~~Development Board~~ charter process of Workforce Florida, Inc.,  
15 and provide ongoing oversight related to administrative costs,  
16 duplicated services, career counseling, economic development,  
17 equal access, compliance and accountability, and performance  
18 outcomes.

19 (d) Oversee the one-stop delivery system ~~Career~~  
20 ~~Centers~~ in its local area.

21 (5) ~~The Workforce Florida, Inc., Development Board~~  
22 shall implement a training program for the regional workforce  
23 ~~development~~ boards to familiarize board members with the  
24 state's workforce development goals and strategies. The  
25 regional workforce ~~development~~ board shall designate all local  
26 service providers and shall not transfer this authority to a  
27 third party. In order to exercise independent oversight, the  
28 regional workforce ~~development~~ board shall not be a direct  
29 provider of intake, assessment, eligibility determinations, or  
30 other direct provider services.

31 (6) Regional workforce ~~development~~ boards may appoint

1 local committees to obtain technical assistance on issues of  
2 importance, including those issues affecting older workers.  
3 (7) Each regional workforce ~~development~~ board shall  
4 establish by October 1, 2000, a High Skills/High Wages  
5 committee consisting of at least five private-sector business  
6 representatives appointed in consultation with local chambers  
7 of commerce by the primary county economic development  
8 organization within the region, as identified by Enterprise  
9 Florida, Inc.; a representative of each primary county  
10 economic development organization within the region;  
11 ~~including~~ the regional workforce ~~development~~ board chair; the  
12 presidents of all community colleges within the board's  
13 region; those district school superintendents with authority  
14 for conducting postsecondary educational programs within the  
15 region; and two representatives ~~a representative~~ from a  
16 nonpublic postsecondary educational institutions ~~institution~~  
17 that are ~~is an~~ authorized individual training account  
18 providers ~~provider~~ within the region, appointed by the chair  
19 of the regional workforce board. If possible, one of the  
20 nonpublic educational institutions represented must be  
21 accredited by the Southern Association of Colleges and  
22 Schools.The business representatives appointed by the primary  
23 county economic development organizations ~~other than the board~~  
24 ~~chair~~ need not be members of the regional workforce  
25 ~~development~~ board and shall represent those industries that  
26 are of primary importance to the region's current and future  
27 economy. In a multicounty region, each primary county economic  
28 development organization within the region shall appoint at  
29 least one business representative and shall consult with the  
30 other primary county economic development organizations within  
31 the region to make joint appointments when necessary.

1           (a) At least annually ~~During fiscal year 1999-2000,~~  
2 each High Skills/High Wages committee shall submit, ~~quarterly,~~  
3 recommendations to ~~the~~ Workforce Florida, Inc., Development  
4 ~~Board~~ related to:

5           1. Policies to enhance the responsiveness of High  
6 Skills/High Wages programs in its region to business and  
7 economic development opportunities.

8           2. Integrated use of state education and federal  
9 workforce development funds to enhance the training and  
10 placement of designated population individuals with local  
11 businesses and industries.

12           (b) The committees shall also make reports to  
13 Workforce Florida, Inc., annually, on dates specified by  
14 Workforce Florida, Inc., that identify occupations in the  
15 region deemed critical to business retention, expansion, and  
16 recruitment activities, based on guidelines set by Workforce  
17 Florida, Inc. Such guidelines shall include research of the  
18 workforce needs of private employers in the region, in  
19 consultation with local chambers of commerce and economic  
20 development organizations. Occupations identified pursuant to  
21 this paragraph shall be considered by Workforce Florida, Inc.,  
22 for inclusion in the region's targeted occupation list. ~~After~~  
23 ~~fiscal year 1999-2000, the Workforce Development Board has the~~  
24 ~~discretion to decrease the frequency of reporting by the High~~  
25 ~~Skills/High Wages committees, but the committees shall meet~~  
26 ~~and submit any recommendations at least annually.~~

27           (c) ~~Annually, the Workforce Development Board shall~~  
28 ~~compile all the recommendations of the High Skills/High Wages~~  
29 ~~committees, research their feasibility, and make~~  
30 ~~recommendations to the Governor, the President of the Senate,~~  
31 ~~and the Speaker of the House of Representatives.~~

1           (8) Each regional workforce board shall establish a  
2 Better Jobs/Better Wages committee consisting of at least five  
3 members. Initial appointments to this committee shall include  
4 at least three members of the local WAGES coalition,  
5 established pursuant to chapter 96-175, Laws of Florida.

6           (9) Each regional workforce board shall establish a  
7 First Jobs/First Wages committee consisting of at least five  
8 members. This committee shall serve as the youth council for  
9 purposes of Pub. L. No. 105-220.

10           (10) The importance of minority and gender  
11 representation shall be considered when appointments are made  
12 to any committee established by the regional workforce board.

13           (11) For purposes of procurement, regional workforce  
14 boards and their administrative entities are not state  
15 agencies, but the boards and their administrative entities  
16 must comply with state procurement laws and procedures until  
17 Workforce Florida, Inc., adopts the provisions or alternative  
18 procurement procedures that meet the requirements of federal  
19 law. All contracts executed by regional workforce boards must  
20 include specific performance expectations and deliverables.

21           Section 8. Section 445.008, Florida Statutes, is  
22 created to read:

23           445.008 Workforce Training Institute.--

24           (1) Workforce Florida, Inc., may create the Workforce  
25 Training Institute, which shall be a comprehensive program of  
26 workforce training courses designed to meet the unique needs  
27 of and shall include Internet-based training modules suitable  
28 for, and made available to, professionals integral to the  
29 workforce system, including advisors and counselors in  
30 educational institutions.

31           (2) Workforce Florida, Inc., may enter into a contract

1 for the provision of administrative support services for the  
2 institute. Workforce Florida, Inc., shall adopt policies for  
3 the administration and operation of the institute and  
4 establish admission fees in an amount which, in the aggregate,  
5 does not exceed the cost of the program. Workforce Florida,  
6 Inc., may accept donations or grants of any type for any  
7 function or purpose of the institute.

8 (3) All moneys, fees, donations, or grants collected  
9 by Workforce Florida, Inc., under this section shall be  
10 applied to cover all costs incurred in establishing and  
11 conducting the workforce training programs authorized under  
12 this section, including, but not limited to, salaries for  
13 instructors and costs of materials connected to such programs.

14 Section 9. Section 288.9951, Florida Statutes, is  
15 transferred, renumbered as section 445.009, Florida Statutes,  
16 and amended to read:

17 445.009 ~~288.9951~~ One-stop delivery system Career  
18 Centers.--

19 (1) The one-stop delivery system is Career Centers  
20 ~~comprise~~ the state's primary initial customer-service strategy  
21 ~~delivery system~~ for offering every Floridian access, through  
22 service sites or telephone or computer networks, to the  
23 following services:

- 24 (a) Job search, referral, and placement assistance.  
25 (b) Career counseling and educational planning.  
26 (c) Consumer reports on service providers.  
27 (d) Recruitment and eligibility determination.  
28 (e) Support services, including child care and  
29 transportation assistance to gain employment.  
30 (f) Employability skills training.  
31 (g) Adult education and basic skills training.

1           (h) Technical training leading to a certification and  
2 degree.

3           (i) Claim filing for unemployment compensation  
4 services.

5           (j) Temporary income, health, nutritional, and housing  
6 assistance.

7           (k) Other appropriate and available workforce  
8 development services.

9           ~~(2) In addition to the mandatory partners identified  
10 in Pub. L. No. 105-220, Food Stamp Employment and Training,  
11 Food Stamp work programs, and WAGES/TANF programs shall, upon  
12 approval by the Governor of a transition plan prepared by the  
13 Workforce Development Board in collaboration with the WAGES  
14 Program State Board of Directors, participate as partners in  
15 each one-stop Career Center. Based on this plan, each partner  
16 is prohibited from operating independently from a One-Stop  
17 Career Center unless approved by the regional workforce  
18 development board. Services provided by partners who are not  
19 physically located in a One-Stop Career Center must be  
20 approved by the regional workforce development board.~~

21           (2)(a)(3) Subject to a process designed by the  
22 Workforce Florida, Inc. ~~Development Board~~, and in compliance  
23 with Pub. L. No. 105-220, regional workforce ~~development~~  
24 boards shall designate one-stop delivery system ~~Career Center~~  
25 operators.

26           (b) A regional workforce board may designate as its  
27 one-stop delivery system operator any public or private entity  
28 that is eligible to provide services under any state or  
29 federal workforce program that is a mandatory or discretionary  
30 partner in the region's one-stop delivery system if approved  
31 by Workforce Florida, Inc., upon a showing by the regional

1 workforce board that a fair and competitive process was used  
2 in the selection. As a condition of authorizing a regional  
3 workforce board to designate such an entity as its one-stop  
4 delivery system operator, Workforce Florida, Inc., must  
5 require the regional workforce board to demonstrate that  
6 safeguards are in place to ensure that the one-stop delivery  
7 system operator will not exercise an unfair competitive  
8 advantage or unfairly refer or direct customers of the  
9 one-stop delivery system to services provided by that one-stop  
10 delivery system operator. A regional workforce development  
11 board may retain its current One-Stop Career Center operator  
12 without further procurement action where the board has  
13 established a One-Stop Career Center that has complied with  
14 federal and state law.

15 (3)(4) Notwithstanding any other provision of law, any  
16 memorandum of understanding in effect on June 30, 2000,  
17 between a regional workforce board and the Department of Labor  
18 and Employment Security governing the delivery of workforce  
19 services shall remain in effect until September 30, 2000.  
20 Beginning October 1, 2000, regional workforce boards shall  
21 enter into a memorandum of understanding with the Agency for  
22 Workforce Innovation for the delivery of employment services  
23 authorized by the federal Wagner-Peyser Act. This memorandum  
24 of understanding must be performance based.~~effective July 1,~~  
25 ~~1999, regional workforce development boards shall enter into a~~  
26 ~~memorandum of understanding with the Department of Labor and~~  
27 ~~Employment Security for the delivery of employment services~~  
28 ~~authorized by Wagner-Peyser. For fiscal year 1999-2000, the~~  
29 ~~memorandum of understanding with the Department of Labor and~~  
30 ~~Employment Security must be performance based, dedicating 15~~  
31 ~~percent of the funds to performance payments. Performance~~

1 ~~payments shall be based on performance measures developed by~~  
2 ~~the Workforce Development Board.~~

3 (a) Unless otherwise required by federal law, at least  
4 90 percent of the Wagner-Peyser funding must go into direct  
5 customer service costs.

6 (b) Employment services must be provided through the  
7 one-stop delivery system ~~Career Centers~~, under the guidance of  
8 one-stop delivery system ~~Career Center~~ operators. One-stop  
9 delivery system operators shall have overall authority for  
10 directing the staff of the workforce system. Personnel matters  
11 shall remain under the ultimate authority of the Agency for  
12 Workforce Innovation. However, the one-stop delivery system  
13 operator shall submit to the agency information concerning the  
14 job performance of agency employees who deliver employment  
15 services. The agency shall consider any such information  
16 submitted by the one-stop delivery system operator in  
17 conducting performance appraisals of the employees.

18 (c) The agency shall retain fiscal responsibility and  
19 accountability for the administration of funds allocated to  
20 the state under the Wagner-Peyser Act. An agency employee who  
21 is providing services authorized under the Wagner-Peyser Act  
22 shall be paid using Wagner-Peyser Act funds.

23 (d) The Office of Program Policy Analysis and  
24 Government Accountability, in consultation with Workforce  
25 Florida, Inc., shall review the delivery of employment  
26 services under the Wagner-Peyser Act and the integration of  
27 those services with other activities performed through the  
28 one-stop delivery system and shall provide recommendations to  
29 the Legislature for improving the effectiveness of the  
30 delivery of employment services in this state. The Office of  
31 Program Policy Analysis and Government Accountability shall

1 submit a report and recommendations to the Governor, the  
2 President of the Senate, and the Speaker of the House of  
3 Representatives by December 31, 2002.

4 (4)(5) One-stop delivery system Career Center partners  
5 identified in subsection (2) shall enter into a memorandum of  
6 understanding pursuant to Pub. L. No. 105-220, Title I, s.  
7 121, with the regional workforce ~~development~~ board. Failure of  
8 a local partner to participate cannot unilaterally block the  
9 majority of partners from moving forward with their one-stop  
10 delivery system Career Centers, and the Workforce Florida,  
11 Inc. Development Board, pursuant to s. 445.004(5)(d)s-  
12 288.9952(4)(d), may make notification of a local partner that  
13 fails to participate.

14 (5)(a)(6) To the extent possible, core services, as  
15 defined by Pub. L. No. 105-220, shall be provided  
16 electronically, using utilizing existing systems and public  
17 libraries. These electronic systems shall be linked and  
18 integrated into a comprehensive service system to simplify  
19 access to core services by:

20 1. Maintaining staff to serve as the first point of  
21 contact with the public seeking access to employment services  
22 who are knowledgeable about each program located in each  
23 one-stop delivery system center as well as related services.  
24 An initial determination of the programs for which a customer  
25 is likely to be eligible and any referral for a more thorough  
26 eligibility determination must be made at this first point of  
27 contact; and

28 2. Establishing an automated, integrated intake  
29 screening and eligibility process where customers will provide  
30 information through a self-service intake process that may be  
31 accessed by staff from any participating program.

1           **(b)** To expand electronic capabilities, ~~the~~ Workforce  
2 Florida, Inc. Development Board, working with regional  
3 workforce ~~development~~ boards, shall develop a centralized help  
4 center to assist regional workforce ~~development~~ boards in  
5 fulfilling core services, minimizing the need for fixed-site  
6 one-stop delivery system Career centers.

7           **(c)** To the extent feasible, core services shall be  
8 accessible through the Internet. Through this technology, core  
9 services shall be made available at public libraries, public  
10 and private educational institutions, community centers,  
11 kiosks, neighborhood facilities, and satellite one-stop  
12 delivery system sites. Each regional workforce board's web  
13 page shall serve as a portal for contacting potential  
14 employees by integrating the placement efforts of universities  
15 and private companies, including staffing services firms, into  
16 the existing one-stop delivery system.

17           **(6)(7)** Intensive services and training provided  
18 pursuant to Pub. L. No. 105-220, shall be provided to  
19 individuals through Intensive Service Accounts and Individual  
20 Training Accounts. ~~The~~ Workforce Florida, Inc., Development  
21 ~~Board~~ shall develop, ~~by July 1, 1999,~~ an implementation plan,  
22 including identification of initially eligible training  
23 providers, transition guidelines, and criteria for use of  
24 these accounts. Individual Training Accounts must be  
25 compatible with Individual Development Accounts for education  
26 allowed in federal and state welfare reform statutes.

27           **(7)(8)(a)** Individual Training Accounts must be  
28 expended on programs that prepare people to enter high-wage  
29 occupations identified by the Workforce Estimating  
30 ~~Occupational Forecasting~~ Conference created by s. 216.136, and  
31 on other programs as approved by ~~the~~ Workforce Florida, Inc.

1 ~~Development Board.~~

2 (b) For each approved training program, regional  
3 workforce ~~development~~ boards, in consultation with training  
4 providers, shall establish a fair-market purchase price to be  
5 paid through an Individual Training Account. The purchase  
6 price must be based on prevailing costs and reflect local  
7 economic factors, program complexity, and program benefits,  
8 including time to beginning of training and time to  
9 completion. The price shall ensure the fair participation of  
10 public and nonpublic postsecondary educational institutions as  
11 authorized service providers and shall prohibit the use of  
12 unlawful remuneration to the student in return for attending  
13 an institution. Unlawful remuneration does not include student  
14 financial assistance programs.

15 (c) ~~The Workforce Florida, Inc., Development Board~~  
16 shall periodically review Individual Training Account pricing  
17 schedules developed by regional workforce ~~development~~ boards  
18 and present findings and recommendations for process  
19 improvement to the President of the Senate and the Speaker of  
20 the House of Representatives ~~by January 1, 2000.~~

21 (d) To the maximum extent possible, training providers  
22 shall use funding sources other than the funding provided  
23 under Pub. L. No. 105-220. A performance outcome related to  
24 alternative financing obtained by the training provider shall  
25 be established by ~~the Workforce Florida, Inc., Development~~  
26 ~~Board~~ and used for performance evaluation purposes. The  
27 performance evaluation must take into consideration the number  
28 of alternative funding sources.

29 (e) Training services provided through Individual  
30 Training Accounts must be performance-based, with successful  
31 job placement triggering full payment.

1 (f) The accountability measures to be used in  
2 documenting competencies acquired by the participant during  
3 training shall be literacy completion points and occupational  
4 completion points. Literacy completion points refers to the  
5 academic or workforce readiness competencies that qualify a  
6 person for further basic education, vocational education, or  
7 for employment. Occupational completion points refers to the  
8 vocational competencies that qualify a person to enter an  
9 occupation that is linked to a vocational program.

10 ~~(8)(9)~~(a) Workforce Florida, Inc.~~The Department of~~  
11 ~~Management Services~~, working with the Agency for Workforce  
12 Innovation Workforce Development Board, shall coordinate among  
13 the agencies a plan for a One-Stop ~~Career Center~~ Electronic  
14 Network made up of one-stop delivery system ~~Career~~ centers and  
15 other partner agencies that are operated by authorized public  
16 or private for-profit or not-for-profit agents. The plan shall  
17 identify resources within existing revenues to establish and  
18 support this electronic network for service delivery that  
19 includes Government Services Direct. If necessary, the plan  
20 shall identify additional funding needed to achieve the  
21 provisions of this subsection.

22 (b) The network shall assure that a uniform method is  
23 used to determine eligibility for and management of services  
24 provided by agencies that conduct workforce development  
25 activities. The Department of Management Services shall  
26 develop strategies to allow access to the databases and  
27 information management systems of the following systems in  
28 order to link information in those databases with the one-stop  
29 delivery system ~~Career Centers~~:

30 1. The Unemployment Compensation System of the  
31 Department of Labor and Employment Security.

1           2. The Job Service System of the Department of Labor  
2 and Employment Security.

3           3. The FLORIDA System and the components related to  
4 WAGES, food stamps, and Medicaid eligibility.

5           4. The Workers' Compensation System of the Department  
6 of Labor and Employment Security.

7           5. The Student Financial Assistance System of the  
8 Department of Education.

9           6. Enrollment in the public postsecondary education  
10 system.

11           7. Other information systems determined appropriate by  
12 Workforce Florida, Inc.

13  
14 The systems shall be fully coordinated at both the state and  
15 local levels by July ~~January~~ 1, 2001 ~~2000~~.

16           (9) To the maximum extent feasible, the one-stop  
17 delivery system may use private sector staffing services firms  
18 in the provision of workforce services to individuals and  
19 employers in the state. Regional workforce boards may  
20 collaborate with staffing services firms in order to  
21 facilitate the provision of workforce services. Regional  
22 workforce boards may contract with private sector staffing  
23 services firms to design programs that meet the employment  
24 needs of the region. All such contracts must be  
25 performance-based and require a specific period of job tenure  
26 prior to payment.

27           (10) To avoid any delay or disruption of services, a  
28 participant or an individual redirected through up-front  
29 diversion is presumed to be eligible for transitional services  
30 except transitional Medicaid, which must be determined in  
31 accordance with federal policy. Upon notification that a

1 participant or diverted individual has obtained employment,  
2 the regional workforce board shall provide all transitional  
3 benefits and services until the designated administering  
4 department or entity confirms eligibility or advises the  
5 regional workforce board that the individual does not meet the  
6 eligibility requirements. Regardless, the regional workforce  
7 board is responsible for payment of any child care  
8 registration fees and sick child care for all eligible  
9 participants or redirected individuals.

10 Section 10. (1) It is the intent of the Legislature  
11 that the changes to the workforce system made by this act,  
12 including, but not limited to, the transfer of any workforce  
13 policy, program, or administrative responsibility to Workforce  
14 Florida, Inc., or to the Agency for Workforce Innovation, be  
15 accomplished with minimal disruption of services provided to  
16 the public and with minimal disruption to employees of any  
17 organization in the workforce system. To that end, the  
18 Legislature directs all applicable units of state government  
19 to contribute to the successful implementation of this act,  
20 and the Legislature believes that a transition period between  
21 the effective date of this act and October 1, 2000, is  
22 appropriate and warranted.

23 (2) Workforce Florida, Inc., shall coordinate the  
24 development and implementation of a transition plan that  
25 supports the implementation of this act. The Department of  
26 Management Services, the Department of Labor and Employment  
27 Security, and all other state agencies identified by Workforce  
28 Florida, Inc., shall cooperate fully in developing and  
29 implementing the plan and shall dedicate the financial and  
30 staff resources that are necessary to implement the plan.

31 (3) The Governor shall designate a staff member of the

1 Office of Planning and Budgeting to serve as the Governor's  
2 primary representative on matters related to implementing this  
3 act and the transition plan required under this section. The  
4 representative shall report to the Governor, the President of  
5 the Senate, and the Speaker of the House of Representatives on  
6 the progress being made in implementing this act and the  
7 transition plan, including, but not limited to, the adverse  
8 impact on workforce services provided to the public, or any  
9 other negative consequence, of meeting any deadline imposed by  
10 this act, any difficulties experienced by Workforce Florida,  
11 Inc., in securing the full participation and cooperation of  
12 applicable state agencies. The representative shall also  
13 coordinate the submission of any budget amendments, in  
14 accordance with chapter 216, Florida Statutes, that may be  
15 necessary to implement this act.

16 (4) Upon the recommendation and guidance from  
17 Workforce Florida, Inc., in order to carry out the changes  
18 made by this act to the workforce system, the Governor shall  
19 submit in a timely manner to the applicable departments or  
20 agencies of the Federal Government any necessary amendments or  
21 supplemental information concerning plans that the state is  
22 required to submit to the Federal Government in connection  
23 with any federal or state workforce program. The Governor  
24 shall seek any waivers from the requirements of federal law or  
25 rules which may be necessary to administer the provisions of  
26 this act.

27 (5) The transfer of any program, activity, or function  
28 under this act includes the transfer of any records and  
29 unexpended balances of appropriations, allocations, or other  
30 funds related to such program, activity, or function. Unless  
31 otherwise provided, the successor organization to any program,

1 activity, or function transferred under this act shall become  
2 the custodian of any property of the organization that was  
3 responsible for the program, activity, or function immediately  
4 prior to the transfer.

5 (6) Workforce Florida, Inc., may contract with the  
6 Office of Tourism, Trade, and Economic Development within the  
7 Executive Office of the Governor to take any necessary initial  
8 steps in preparing to become the state's principal workforce  
9 policy organization on October 1, 2000, consistent with the  
10 provisions of this act.

11 Section 11. (1) Effective July 1, 2000, the following  
12 programs and functions are assigned and transferred to  
13 Workforce Florida, Inc.:

14 (a) The WAGES Program State Board of Directors data,  
15 records, property, support staff, contract personnel, and  
16 unexpended balances of appropriations, allocations, and other  
17 funds from the Executive Office of the Governor.

18 (b) The programs, activities, and functions of the  
19 Workforce Development Board of Enterprise Florida, Inc.,  
20 including records, personnel, property, and unexpended  
21 balances of funds. To reduce administrative costs, Workforce  
22 Florida, Inc., may contract with Enterprise Florida, Inc.,  
23 for the provision of personnel, property management, and other  
24 support services.

25 (2) Effective July 1, 2000, the Bureau of  
26 Apprenticeship of the Division of Jobs and Benefits is  
27 transferred by a type two transfer, as defined in s. 20.06(2),  
28 Florida Statutes, from the Department of Labor and Employment  
29 Security to the Division of Workforce Development in the  
30 Department of Education.

31 (3) Effective October 1, 2000, employees of the

1 Workforce Development Board of Enterprise Florida, Inc., who  
2 are leased from the Department of Management Services are  
3 transferred by a type two transfer, as defined in s. 20.06(2),  
4 Florida Statutes, to the Agency for Workforce Innovation.  
5 State employees leased to the Workforce Development Board as  
6 of June 30, 2000, may be leased to Workforce Florida, Inc., as  
7 of the same date to perform administrative and professional  
8 services. Additional state employees in the Agency for  
9 Workforce Innovation may be assigned to Workforce Florida,  
10 Inc.

11 (4) Effective October 1, 2000, the following programs  
12 and functions are transferred to the Agency for Workforce  
13 Innovation:

14 (a) The Division of Workforce and Employment  
15 Opportunities and the Office of Labor Market Statistics are  
16 transferred by a type two transfer, as defined in s. 20.06(2),  
17 Florida Statutes, from the Department of Labor and Employment  
18 Security. Employees who are responsible for information  
19 technology within the Division of Workforce and Employment  
20 Opportunities, employees who are responsible for licensing and  
21 permitting business agents and labor organizations under  
22 chapter 447, Florida Statutes, and employees who are  
23 responsible for regulations relating to minority labor groups  
24 under chapter 450, Florida Statutes, are not included in this  
25 transfer. The Agency for Workforce Innovation, in consultation  
26 with the Department of Labor and Employment Security, shall  
27 determine the number of positions needed for administrative  
28 support of the programs within the Division of Workforce and  
29 Employment Opportunities as transferred to the agency. The  
30 number of administrative support positions the agency  
31 determines are needed shall not exceed the number of

1 administrative support positions that prior to the transfer  
2 were authorized to the Department of Labor and Employment  
3 Security for this purpose. Upon transfer of the Division of  
4 Workforce and Employment Opportunities, the number of required  
5 administrative support positions as determined by the agency  
6 shall be authorized within the agency.

7 (b) The resources, data, records, property, and  
8 unexpended balances of appropriations, allocations, and other  
9 funds within the Office of the Secretary or any other  
10 division, office, bureau, or unit within the Department of  
11 Labor and Employment Security that support the Division of  
12 Workforce and Employment Opportunities are transferred by a  
13 type two transfer, as defined in s. 20.06(2), Florida  
14 Statutes, from the Department of Labor and Employment  
15 Security.

16 (c) Staff of the displaced homemaker program are  
17 transferred by a type two transfer, as defined in s. 20.06(2),  
18 Florida Statutes, from the Department of Education.

19 (d) The Agency for Workforce Innovation, in  
20 consultation with the Department of Management Services, shall  
21 determine the number of positions needed to perform the WAGES  
22 contracting function within the agency. The number of  
23 positions the agency determines are needed shall not exceed  
24 the number of positions that prior to the transfer were  
25 authorized to the WAGES Contracting Division within the  
26 Department of Management Services for this purpose. Upon  
27 transfer of the WAGES Contracting Division, the number of  
28 required positions as determined by the agency shall be  
29 authorized within the agency.

30 (e) The resources, data, records, property, and  
31 unexpended balances of appropriations, allocations, and other

1 funds within the WAGES Contracting Division are transferred by  
2 a type two transfer, as defined in s. 20.06 (2), Florida  
3 Statutes, from the Department of Management Services to the  
4 Agency for Workforce Innovation.

5 (f) The Division of Unemployment Compensation is  
6 transferred by a type two transfer, as defined in section  
7 20.06(2), Florida Statutes, from the Department of Labor and  
8 Employment Security to the Agency for Workforce Innovation.

9 The resources, data, records, property, and unexpended  
10 balances of appropriations, allocations, and other funds  
11 within the Office of the Secretary or any other division,  
12 office, bureau, or unit within the Department of Labor and  
13 Employment Security that support the Division of Unemployment  
14 Compensation are transferred by a type two transfer, as  
15 defined in section 20.06(2), Florida Statutes, from the  
16 Department of Labor and Employment Security. By January 1,  
17 2001, the Agency for Workforce Innovation shall enter into a  
18 contract with the Department of Revenue which shall provide  
19 for the Department of Revenue to provide unemployment tax  
20 collection services. The Department of Revenue, in  
21 consultation with the Department of Labor and Employment  
22 Security, shall determine the number of positions needed to  
23 provide unemployment tax collection services within the  
24 Department of Revenue. The number of unemployment tax  
25 collection service positions the Department of Revenue  
26 determines are needed shall not exceed the number of positions  
27 that, prior to the contract, were authorized to the Department  
28 of Labor and Employment Security for this purpose. Upon  
29 entering into the contract with the Agency for Workforce  
30 Innovation to provide unemployment tax collection services,  
31 the number of required positions, as determined by the

1 Department of Revenue, shall be authorized within the  
2 Department of Revenue. Beginning January 1, 2002, the Office  
3 of Program Policy Analysis and Government Accountability shall  
4 conduct a feasibility study regarding privatization of  
5 unemployment tax collection services. A report on the  
6 conclusions of this study shall be submitted to the Governor,  
7 the President of the Senate, and the Speaker of the House of  
8 Representatives.

9 (5) Unless already met or exceeded by reductions  
10 required by the General Appropriations Act to division  
11 positions authorized on June 30, 2000, prior to effecting the  
12 transfer of staff required by paragraph (4)(a), the Department  
13 of Labor and Employment Security shall reduce by 25 percent  
14 within the Division of Workforce and Employment Opportunities  
15 the number of positions not engaged in directly providing  
16 workforce development services to customers or in supervising  
17 the direct provision of workforce development services. Prior  
18 to January 1, 2001, Workforce Florida, Inc., in cooperation  
19 with the Agency for Workforce Innovation, shall submit to the  
20 Governor, the President of the Senate, and the Speaker of the  
21 House of Representatives a plan for reorganizing and further  
22 reducing the number of staff members transferred pursuant to  
23 paragraph (4)(a).

24 (6) The Department of Labor and Employment Security  
25 shall develop a plan to reduce the department's existing  
26 full-time positions to reflect the remaining mission of the  
27 department. The department shall submit a budget amendment  
28 for legislative notice and review under s. 216.177, Florida  
29 Statutes, to implement the plan by October 1, 2000.

30 Section 12. Section 445.010, Florida Statutes, is  
31 created to read:

1           445.010 Workforce system information technology;  
2 principles and information sharing.--

3           (1) The following principles shall guide the  
4 development and management of workforce system information  
5 resources:

6           (a) Workforce system entities should be committed to  
7 information sharing.

8           (b) Cooperative planning by workforce system entities  
9 is a prerequisite for the effective development of systems to  
10 enable the sharing of data.

11           (c) Workforce system entities should maximize public  
12 access to data, while complying with legitimate security,  
13 privacy, and confidentiality requirements.

14           (d) When the capture of data for the mutual benefit of  
15 workforce system entities can be accomplished, the costs for  
16 capturing, managing, and disseminating those data should be  
17 shared.

18           (e) The redundant capture of data should, insofar as  
19 possible, be eliminated.

20           (f) Only data that are auditable, or that otherwise  
21 can be determined to be accurate, valid, and reliable, should  
22 be maintained in workforce information systems.

23           (g) The design of workforce information systems should  
24 support technological flexibility for users without  
25 compromising system integration or data integrity, be based  
26 upon open standards, and use platform-independent technologies  
27 to the fullest extent possible.

28           (2) Information that is essential to the integrated  
29 delivery of services through the one-stop delivery system must  
30 be shared between partner agencies within the workforce system  
31 to the full extent permitted under state and federal law. In

1 order to enable the full integration of services for a  
2 specific workforce system customer, that customer must be  
3 offered the opportunity to provide written consent prior to  
4 sharing any information concerning that customer between the  
5 workforce system partners which is subject to confidentiality  
6 under state or federal law.

7 Section 13. Section 445.011, Florida Statutes, is  
8 created to read:

9 445.011 Workforce information systems.--

10 (1) Workforce Florida, Inc., shall implement, subject  
11 to legislative appropriation, automated information systems  
12 that are necessary for the efficient and effective operation  
13 and management of the workforce development system. These  
14 information systems shall include, but need not be limited to,  
15 the following:

16 (a) An integrated management system for the one-stop  
17 service delivery system, which includes, at a minimum, common  
18 registration and intake, screening for needs and benefits,  
19 case planning and tracking, training benefits management,  
20 service and training provider management, performance  
21 reporting, executive information and reporting, and  
22 customer-satisfaction tracking and reporting.

23 1. The system should report current budgeting,  
24 expenditure, and performance information for assessing  
25 performance related to outcomes, service delivery, and  
26 financial administration for workforce programs pursuant to  
27 ss. 445.004(5) and 445.004(9).

28 2. The information system should include auditable  
29 systems and controls to ensure financial integrity and valid  
30 and reliable performance information.

31 3. The system should support service integration and

1 case management by providing for case tracking for  
2 participants in welfare transition programs.

3 (b) An automated job-matching information system that  
4 is accessible to employers, job seekers, and other users via  
5 the Internet, and that includes, at a minimum:

6 1. Skill match information, including skill gap  
7 analysis; resume creation; job order creation; skill tests;  
8 job search by area, employer type, and employer name; and  
9 training provider linkage;

10 2. Job market information based on surveys, including  
11 local, state, regional, national, and international  
12 occupational and job availability information; and

13 3. Service provider information, including education  
14 and training providers, child care facilities and related  
15 information, health and social service agencies, and other  
16 providers of services that would be useful to job seekers.

17 (2) In procuring workforce information systems,  
18 Workforce Florida, Inc., shall employ competitive processes,  
19 including requests for proposals, competitive negotiation, and  
20 other competitive processes to ensure that the procurement  
21 results in the most cost-effective investment of state funds.

22 (3) Workforce Florida, Inc., may procure independent  
23 verification and validation services associated with  
24 developing and implementing any workforce information system.

25 (4) Workforce Florida, Inc., shall coordinate  
26 development and implementation of workforce information  
27 systems with the state's Chief Information Officer in the  
28 State Technology Office to ensure compatibility with the  
29 state's information system strategy and enterprise  
30 architecture.

31 Section 14. (1) By December 15, 2000, the

1 Postsecondary Education Planning Commission, in close  
2 consultation with Workforce Florida, Inc., and in consultation  
3 with the Division of Community Colleges and the Division of  
4 Workforce Development in the Department of Education, the  
5 State Board of Independent Colleges and Universities, and the  
6 State Board of Nonpublic Career Education, shall submit a  
7 report to the Governor, the President of the Senate, and the  
8 Speaker of the House of Representatives, recommending  
9 strategies to expand access to and production of certificates  
10 and degrees in programs that provide the skilled workforce  
11 needed for Florida's economy.

12 (2) The report shall address the following issues and  
13 options:

14 (a) New and innovative targeted financial aid  
15 programs.

16 (b) Initiatives to encourage the restructuring of  
17 curriculum to provide a better response to the needs of  
18 Florida's businesses and industries.

19 (c) Performance-based incentive funding to state  
20 universities for increased production of graduates from  
21 targeted programs.

22 (d) Performance-based incentive funding to state  
23 universities and other initiatives for providing accelerated  
24 articulation options to students awarded an Associate of  
25 Science degree.

26 (e) Innovative uses of federal Workforce Investment  
27 Act and Welfare to Work funds to provide the broadest  
28 eligibility for and promote access to targeted high priority  
29 educational programs.

30 Section 15. Section 445.013, Florida Statutes, is  
31 created to read:

1           445.013 Challenge grants in support of welfare-to-work  
2 initiatives.--

3           (1) Workforce Florida, Inc., shall establish a  
4 "Step-Up Challenge Grant Program" designed to maximize the use  
5 of federal welfare-to-work funds that are available to the  
6 state. The purpose of this challenge grant program is to  
7 ensure that needy Floridians obtain training and education to  
8 support retention of employment and achievement of  
9 self-sufficiency through career advancement.

10           (2) Workforce Florida, Inc., shall solicit the  
11 participation of not-for-profit organizations, for-profit  
12 organizations, educational institutions, and units of  
13 government in this program. Eligible organizations include,  
14 but are not limited to:

15           (a) Public and private educational institutions, as  
16 well as their associations and scholarship funds;

17           (b) Faith-based organizations;

18           (c) Community development or community improvement  
19 organizations;

20           (d) College or university alumni organizations or  
21 fraternities or sororities;

22           (e) Community-based organizations dedicated to  
23 addressing the challenges of inner city, rural, or minority  
24 youth;

25           (f) Chambers of commerce or similar business or civic  
26 organizations;

27           (g) Neighborhood groups or associations, including  
28 communities receiving a "Front Porch Florida" designation;

29           (h) Municipalities, counties, or other units of  
30 government;

31           (i) Private businesses; and

1           (j) Other organizations deemed appropriate by  
2 Workforce Florida, Inc.

3           (3) If an eligible organization pledges to sponsor an  
4 individual in postemployment education or training approved by  
5 Workforce Florida, Inc., by providing the match of nonfederal  
6 funds required under the federal welfare-to-work grant  
7 program, Workforce Florida, Inc., shall earmark  
8 welfare-to-work funds in support of the sponsored individual  
9 and the designated training or education project. Workforce  
10 Florida, Inc., and the eligible organization shall enter into  
11 an agreement governing the disbursement of funds which  
12 specifies the services to be provided for the benefit of the  
13 eligible participant. Individuals receiving training or  
14 education under this program must meet the eligibility  
15 criteria of the federal welfare-to-work grant program, and  
16 Workforce Florida, Inc., must disperse funds in compliance  
17 with regulations or other requirements of the federal  
18 welfare-to-work grant program.

19           (4) Workforce Florida, Inc., shall establish  
20 guidelines governing the administration of the program  
21 provided under this section and shall establish criteria to be  
22 used in evaluating funding proposals. One of the evaluation  
23 criteria must be a determination that the education or  
24 training provided under the grant will enhance the ability of  
25 the individual to retain employment and achieve  
26 self-sufficiency through career advancement.

27           (5) Federal welfare-to-work funds appropriated by the  
28 Legislature which are not fully expended in support of this  
29 program may be used by Workforce Florida, Inc., in support of  
30 other activities authorized under the welfare-to-work grant.

31           Section 16. Section 288.9955, Florida Statutes, is

1 transferred, renumbered as section 445.016, Florida Statutes,  
2 and amended to read:

3 445.016 ~~288.9955~~ Untried Worker Placement and  
4 Employment Incentive Act.--

5 (1) This section may be cited as the "Untried Worker  
6 Placement and Employment Incentive Act."

7 (2) For purposes of this section, the term "untried  
8 worker" means a person who is a hard-to-place participant in  
9 the welfare transition program ~~Work and Gain Economic~~  
10 ~~Self-sufficiency Program (WAGES)~~ because he or she has  
11 limitations associated with the long-term receipt of welfare  
12 and difficulty in sustaining employment, particularly because  
13 of physical or mental disabilities.

14 (3) Incentive payments may be made to for-profit or  
15 not-for-profit agents selected by regional workforce boards  
16 ~~local WAGES coalitions~~ who successfully place untried workers  
17 in full-time employment for 6 months with an employer after  
18 the employee successfully completes a probationary placement  
19 of no more than 6 months with that employer. Full-time  
20 employment that includes health care benefits will receive an  
21 additional incentive payment.

22 (4) The for-profit and not-for-profit agents shall  
23 contract to provide services for no more than 1 year.  
24 Contracts may be renewed upon successful review by the  
25 contracting agent.

26 (5) Incentives must be paid according to the incentive  
27 schedule developed by Workforce Florida, Inc., the Agency for  
28 Workforce Development, ~~the Department of Labor and Employment~~  
29 ~~Security~~ and the Department of Children and Family Services  
30 which costs the state less per placement than the state's  
31 12-month expenditure on a welfare recipient.

1           (6) During an untried worker's probationary placement,  
2 the for-profit or not-for-profit agent shall be the employer  
3 of record of that untried worker, and shall provide workers'  
4 compensation and unemployment compensation coverage as  
5 provided by law. The business employing the untried worker  
6 through the agent may be eligible to apply for any tax  
7 credits, wage supplementation, wage subsidy, or employer  
8 payment for that employee that are authorized in law or by  
9 agreement with the employer. After satisfactory completion of  
10 such a probationary period, an untried worker shall not be  
11 considered an untried worker.

12           (7) This section shall not be used for the purpose of  
13 displacing or replacing an employer's regular employees, and  
14 shall not interfere with executed collective bargaining  
15 agreements. Untried workers shall be paid by the employer at  
16 the same rate as similarly situated and assessed workers in  
17 the same place of employment.

18           (8) An employer that demonstrates a pattern of  
19 unsuccessful placements shall be disqualified from  
20 participation in these pilots because of poor return on the  
21 public's investment.

22           (9) Any employer that chooses to employ untried  
23 workers is eligible to receive such incentives and benefits  
24 that are available and provided in law, as long as the  
25 long-term, cost savings can be quantified with each such  
26 additional inducement.

27           Section 17. Section 414.15, Florida Statutes, is  
28 transferred, renumbered as section 445.017, Florida Statutes,  
29 and amended to read:

30           445.017 ~~414.15~~ Diversion.--

31           (1) Many customers of the one-stop delivery system A

1 ~~segment of applicants~~ do not need ongoing temporary cash  
2 assistance, but, due to an unexpected circumstance or  
3 emergency situation, require some immediate assistance to  
4 secure or retain in meeting a financial obligation while they  
5 ~~are securing~~ employment or child support. These immediate  
6 obligations may include a shelter or utility payment, a car  
7 repair to continue employment, or other services that  
8 ~~assistance which~~ will alleviate the applicant's emergency  
9 financial need and allow the person to focus on obtaining or  
10 continuing employment.

11 (2) Up-front diversion shall involve four steps:

12 (a) Linking applicants with job opportunities as the  
13 first option ~~to meet the assistance group's need.~~

14 (b) ~~Where possible,~~ Offering services, such as child  
15 care or transportation, one-time help as an alternative to  
16 welfare.

17 (c) Screening applicants to respond to emergency  
18 needs.

19 (d) Offering a one-time payment of up to \$1,000 per  
20 family. ~~Performing up-front fraud prevention investigations,~~  
21 ~~if appropriate.~~

22 (3) Before finding an applicant family eligible for  
23 up-front diversion services funds, the regional workforce  
24 board department must determine that all requirements of  
25 eligibility for diversion services would likely be met.

26 (4) The regional workforce board department shall  
27 screen each ~~applicant~~ family on a case-by-case basis for  
28 barriers to obtaining or retaining employment. The screening  
29 shall identify barriers that, if corrected, may prevent the  
30 family from receiving temporary cash assistance on a regular  
31 basis. Assistance to overcome a barrier to employment is not

1 limited to cash, but may include vouchers or other in-kind  
2 benefits.

3 ~~(5) The diversion payment shall be limited to an~~  
4 ~~amount not to exceed 2 months' temporary cash assistance,~~  
5 ~~based on family size.~~

6 (5)(6) The family receiving up-front diversion must  
7 sign an agreement restricting the family from applying for  
8 temporary cash assistance for 3 months, unless an emergency is  
9 demonstrated to the regional workforce board department. If a  
10 demonstrated emergency forces the family to reapply for  
11 temporary cash assistance within 3 months after receiving a  
12 diversion payment, the diversion payment shall be prorated  
13 over an 8-month ~~the 2-month~~ period and deducted ~~subtracted~~  
14 from any ~~regular payment of~~ temporary cash assistance for  
15 which the family is applicant ~~may be~~ eligible.

16 Section 18. Section 445.018, Florida Statutes, is  
17 created to read:

18 445.018 Diversion program to strengthen Florida's  
19 families.--

20 (1) The diversion program to strengthen families in  
21 this state is intended to provide services that assist  
22 families in avoiding welfare dependency by gaining and  
23 retaining employment.

24 (2) Before finding a family eligible for the diversion  
25 program created under this section, a determination must be  
26 made that:

27 (a) The family includes a pregnant woman or a parent  
28 with one or more minor children or a caretaker relative with  
29 one or more minor children.

30 (b) The family is at risk of welfare dependency  
31 because the family's income does not exceed 200 percent of the

1 federal poverty level.

2 (c) The provision of services related to employment,  
3 including assessment, service planning and coordination, job  
4 placement, employment-related education or training, child  
5 care services, transportation services, relocation services,  
6 workplace employment support services, individual or family  
7 counseling, or a Retention Incentive Training Account (RITA),  
8 are likely to prevent the family from becoming dependent on  
9 welfare by enabling employable adults in the family to become  
10 employed, remain employed, or pursue career advancement.

11 (3) The services provided under this section are not  
12 considered assistance under federal law or guidelines.

13 (4) Each family that receives services under this  
14 section must sign an agreement not to apply for temporary cash  
15 assistance for 6 months following the receipt of services,  
16 unless an unanticipated emergency situation arises. If a  
17 family applies for temporary cash assistance without a  
18 documented emergency, the family must repay the value of the  
19 diversion services provided. Repayment may be prorated over 8  
20 months and shall be paid through a reduction in the amount of  
21 any monthly temporary cash assistance payment received by the  
22 family.

23 (5) Notwithstanding any provision to the contrary, a  
24 family that meets the requirements of subsection (2) is  
25 considered a needy family and is eligible for services under  
26 this section.

27 Section 19. Section 414.159, Florida Statutes, is  
28 transferred, renumbered as section 445.019, Florida Statutes,  
29 and amended to read:

30 445.019 ~~414.159~~ Teen parent and pregnancy prevention  
31 diversion program; eligibility for services.--The Legislature

1 recognizes that teen pregnancy is a major cause of dependency  
2 on government assistance that often extends through more than  
3 one generation. The purpose of the teen parent and pregnancy  
4 prevention diversion program is to provide services to reduce  
5 and avoid welfare dependency by reducing teen pregnancy,  
6 reducing the incidence of multiple pregnancies to teens, and  
7 by assisting teens in completing educational programs.

8 (1) Notwithstanding any provision to the contrary in  
9 ss. 414.075, 414.085, and 414.095, a teen who is determined to  
10 be at risk of teen pregnancy or who already has a child shall  
11 be deemed eligible to receive services under this program.

12 (2) Services provided under this program shall be  
13 limited to services that are not considered assistance under  
14 federal law or guidelines.

15 (3) Receipt of services under this section does ~~shall~~  
16 not preclude eligibility for, or receipt of, other assistance  
17 or services under ~~this~~ chapter 414.

18 Section 20. Section 445.020, Florida Statutes, is  
19 created to read:

20 445.020 Diversion programs; determination of need.--If  
21 federal regulations require a determination of needy families  
22 or needy parents to be based on financial criteria, such as  
23 income or resources, for individuals or families who are  
24 receiving services, one-time payments, or nonrecurring  
25 short-term benefits, the Department of Children and Family  
26 Services shall adopt rules to define such criteria. In such  
27 rules, the department shall use the income level established  
28 for Temporary Assistance for Needy Families funds which are  
29 transferred for use under Title XX of the Social Security Act.  
30 If federal regulations do not require a financial  
31 determination for receipt of such benefits, payments, or

1 services, the criteria otherwise established in this chapter  
2 shall be used.

3 Section 21. Section 414.155, Florida Statutes, is  
4 transferred, renumbered as section 445.021, Florida Statutes,  
5 and amended to read:

6 445.021 ~~414.155~~ Relocation assistance program.--

7 (1) The Legislature recognizes that the need for  
8 public assistance may arise because a family is located in an  
9 area with limited employment opportunities, because of  
10 geographic isolation, because of formidable transportation  
11 barriers, because of isolation from their extended family, or  
12 because domestic violence interferes with the ability of a  
13 parent to maintain self-sufficiency. Accordingly, there is  
14 established a program to assist families in relocating to  
15 communities with greater opportunities for self-sufficiency.

16 (2) The relocation assistance program shall involve  
17 five steps by the regional workforce board, in cooperation  
18 with the Department of Children and Family Services ~~or a local~~  
19 ~~WAGES coalition:~~

20 (a) A determination that the family is receiving  
21 temporary cash assistance ~~a WAGES Program participant~~ or that  
22 all requirements of eligibility for diversion services ~~the~~  
23 ~~WAGES Program~~ would likely be met.

24 (b) A determination that there is a basis for  
25 believing that relocation will contribute to the ability of  
26 the applicant to achieve self-sufficiency. For example, the  
27 applicant:

28 1. Is unlikely to achieve economic self-sufficiency  
29 ~~independence~~ at the current community of residence;

30 2. Has secured a job that provides an increased salary  
31 or improved benefits and that requires relocation to another

1 community;

2 3. Has a family support network that will contribute  
3 to job retention in another community; ~~or~~

4 4. Is determined, pursuant to criteria or procedures  
5 established by the ~~WAGES Program State~~ board of directors of  
6 Workforce Florida, Inc., to be a victim of domestic violence  
7 who would experience reduced probability of further incidents  
8 through relocation; or.

9 5. Must relocate in order to receive education or  
10 training that is directly related to the applicant's  
11 employment or career advancement.

12 (c) Establishment of a relocation plan that which  
13 includes such requirements as are necessary to prevent abuse  
14 of the benefit and provisions to protect the safety of victims  
15 of domestic violence and avoid provisions that place them in  
16 anticipated danger. The payment to defray relocation expenses  
17 shall be determined based on criteria ~~a rule~~ approved by the  
18 ~~WAGES Program State~~ board of directors of Workforce Florida,  
19 Inc. ~~and adopted by the department.~~ Participants in the  
20 relocation program shall be eligible for diversion or  
21 transitional benefits.

22 (d) A determination, pursuant to criteria adopted by  
23 the ~~WAGES Program State~~ board of directors of Workforce  
24 Florida, Inc., that a ~~Florida~~ community receiving a relocated  
25 family has the capacity to provide needed services and  
26 employment opportunities.

27 (e) Monitoring the relocation.

28 (3) A family receiving relocation assistance for  
29 reasons other than domestic violence must sign an agreement  
30 restricting the family from applying for temporary cash  
31 assistance for a period of 6 months ~~specified in a rule~~

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1 ~~approved by the WAGES Program State Board of Directors and~~  
2 ~~adopted by the department, unless an emergency is demonstrated~~  
3 ~~to the regional workforce board department.~~ If a demonstrated  
4 emergency forces the family to reapply for temporary cash  
5 assistance within such period, after receiving a relocation  
6 assistance payment, repayment must be made on a prorated basis  
7 and subtracted from any regular payment of temporary cash  
8 assistance for which the applicant may be eligible, ~~as~~  
9 ~~specified in a rule approved by the WAGES Program State Board~~  
10 ~~of Directors and adopted by the department.~~

11 ~~(4) The department shall have authority to adopt rules~~  
12 ~~pursuant to the Administrative Procedure Act to determine that~~  
13 ~~a community has the capacity to provide services and~~  
14 ~~employment opportunities for a relocated family.~~

15 ~~(4)(5) The board of directors of Workforce Florida,~~  
16 ~~Inc., may establish criteria for developing and implementing~~  
17 ~~department shall have authority to adopt rules pursuant to the~~  
18 ~~Administrative Procedure Act to develop and implement~~  
19 ~~relocation plans and for drafting agreements to restrict to~~  
20 ~~draft an agreement restricting a family from applying for~~  
21 ~~temporary cash assistance for a specified period after~~  
22 ~~receiving a relocation assistance payment.~~

23 Section 22. Section 414.223, Florida Statutes, is  
24 transferred, renumbered as section 445.022, Florida Statutes,  
25 and amended to read:

26 445.022 ~~414.223~~ Retention Incentive Training  
27 Accounts.--To promote job retention and to enable upward job  
28 advancement into higher skilled, higher paying employment, the  
29 ~~WAGES Program State board of directors of Workforce Florida,~~  
30 ~~Inc., and, the Workforce Development Board,~~ regional workforce  
31 ~~development boards, and local WAGES coalitions may jointly~~

1 assemble, from postsecondary education institutions, a list of  
2 programs and courses for ~~WAGES~~ participants who have become  
3 employed which promote job retention and advancement.

4 (1) The ~~WAGES Program State~~ board of directors of  
5 Workforce Florida, Inc., ~~and the Workforce Development Board~~  
6 may ~~jointly~~ establish Retention Incentive Training Accounts  
7 (RITAs). RITAs shall utilize Temporary Assistance to Needy  
8 Families (TANF) block grant funds specifically appropriated  
9 for this purpose. RITAs must complement the Individual  
10 Training Account required by the federal Workforce Investment  
11 Act of 1998, Pub. L. No. 105-220.

12 (2) RITAs may pay for tuition, fees, educational  
13 materials, coaching and mentoring, performance incentives,  
14 transportation to and from courses, child care costs during  
15 education courses, and other such costs as the regional  
16 workforce ~~development~~ boards determine are necessary to effect  
17 successful job retention and advancement.

18 (3) Regional workforce ~~development~~ boards shall retain  
19 only those courses that continue to meet their performance  
20 standards as established in their local plan.

21 (4) Regional workforce ~~development~~ boards shall report  
22 annually to the Legislature on the measurable retention and  
23 advancement success of each program provider and the  
24 effectiveness of RITAs, making recommendations for any needed  
25 changes or modifications.

26 Section 23. Section 414.18, Florida Statutes, is  
27 transferred, renumbered as section 445.023, Florida Statutes,  
28 and amended to read:

29 445.023 ~~414.18~~ Program for dependent care for families  
30 with children with special needs.--

31 (1) There is created the program for dependent care

1 for families with children with special needs. This program  
2 is intended to provide assistance to families with children  
3 who meet the following requirements:

4 (a) The child or children are between the ages of 13  
5 and 17 years, inclusive.

6 (b) The child or children are considered to be  
7 children with special needs as defined by the subsidized child  
8 care program authorized under s. 402.3015.

9 (c) The family meets the income guidelines established  
10 under s. 402.3015. Financial eligibility for this program  
11 shall be based solely on the guidelines used for subsidized  
12 child care, notwithstanding any financial eligibility criteria  
13 to the contrary in s. 414.075, s. 414.085, or s. 414.095.

14 (2) Implementation of this program shall be subject to  
15 appropriation of funds for this purpose.

16 (3) If federal funds under the Temporary Assistance  
17 for Needy Families block grant provided under Title IV-A of  
18 the Social Security Act, as amended, are used for this  
19 program, the family must be informed about the federal  
20 requirements on receipt of such assistance and must sign a  
21 written statement acknowledging, and agreeing to comply with,  
22 all federal requirements.

23 (4) In addition to child care services provided under  
24 s. 402.3015, dependent care may be provided for children age  
25 13 years and older who are in need of care due to disability  
26 and where such care is needed for the parent to accept or  
27 continue employment or otherwise participate in work  
28 activities. The amount of subsidy shall be consistent with the  
29 rates for special needs child care established by the  
30 department. Dependent care needed for employment may be  
31 provided as transitional services for up to 2 years after

1 eligibility for temporary cash ~~WAGES~~ assistance ends.

2 (5) Notwithstanding any provision of s. 414.105 to the  
3 contrary, the time limitation on receipt of assistance under  
4 this section shall be the limit established pursuant to s.  
5 408(a)(7) of the Social Security Act, as amended, 42 U.S.C. s.  
6 608(a)(7).

7 Section 24. Section 445.024, Florida Statutes, is  
8 created to read:

9 445.024 Work requirements.--

10 (1) WORK ACTIVITIES.--The following activities may be  
11 used individually or in combination to satisfy the work  
12 requirements for a participant in the temporary cash  
13 assistance program:

14 (a) Unsubsidized employment.--Unsubsidized employment  
15 is full-time employment or part-time employment that is not  
16 directly supplemented by federal or state funds. Paid  
17 apprenticeship and cooperative education activities are  
18 included in this activity.

19 (b) Subsidized private sector employment.--Subsidized  
20 private sector employment is employment in a private  
21 for-profit enterprise or a private not-for-profit enterprise  
22 which is directly supplemented by federal or state funds. A  
23 subsidy may be provided in one or more of the forms listed in  
24 this paragraph.

25 1. Work supplementation.--A work supplementation  
26 subsidy diverts a participant's temporary cash assistance  
27 under the program to the employer. The employer must pay the  
28 participant wages that equal or exceed the applicable federal  
29 minimum wage. Work supplementation may not exceed 6 months. At  
30 the end of the supplementation period, the employer is  
31 expected to retain the participant as a regular employee

1 without receiving a subsidy. A work supplementation agreement  
2 may not be continued with any employer who exhibits a pattern  
3 of failing to provide participants with continued employment  
4 after the period of work supplementation ends.

5 2. On-the-job training.--On-the-job training is  
6 full-time, paid employment in which the employer or an  
7 educational institution, in cooperation with the employer,  
8 provides training needed for the participant to perform the  
9 skills required for the position. The employer or the  
10 educational institution on behalf of the employer receives a  
11 subsidy to offset the cost of the training provided to the  
12 participant. Upon satisfactory completion of the training, the  
13 employer is expected to retain the participant as a regular  
14 employee without receiving a subsidy. An on-the-job training  
15 agreement may not be continued with any employer who exhibits  
16 a pattern of failing to provide participants with continued  
17 employment after the on-the-job training subsidy ends.

18 3. Incentive payments.--Regional workforce boards may  
19 provide additional incentive payments to encourage employers  
20 to employ program participants. Incentive payments may include  
21 payments to encourage the employment of hard-to-place  
22 participants, in which case the amount of the payment shall be  
23 weighted proportionally to the extent to which the participant  
24 has limitations associated with the long-term receipt of  
25 welfare and difficulty in sustaining employment. Incentive  
26 payments may also include payments to encourage employers to  
27 provide health care insurance benefits to current or former  
28 program participants. In establishing incentive payments,  
29 regional workforce boards shall consider the extent of prior  
30 receipt of welfare, lack of employment experience, lack of  
31 education, lack of job skills, and other appropriate factors.

1 A participant who has complied with program requirements and  
2 who is approaching the time limit for receiving temporary cash  
3 assistance may be defined as "hard to place." Incentive  
4 payments may include payments in which an initial payment is  
5 made to the employer upon the employment of a participant, and  
6 the majority of the incentive payment is made after the  
7 employer retains the participant as a full-time employee for  
8 at least 12 months. An incentive agreement may not be  
9 continued with any employer who exhibits a pattern of failing  
10 to provide participants with continued employment after the  
11 incentive payments cease.

12 4. Tax credits.--An employer who employs a program  
13 participant may qualify for enterprise zone property tax  
14 credits under s. 220.182, the tax refund program for qualified  
15 target industry businesses under s. 288.106, or other federal  
16 or state tax benefits. The regional workforce board shall  
17 provide information and assistance, as appropriate, to use  
18 such credits to accomplish program goals.

19 5. Training bonus.--An employer who hires a  
20 participant in the welfare transition program and pays the  
21 participant a wage that precludes the participant's  
22 eligibility for temporary cash assistance may receive \$250 for  
23 each full month of employment for a period that may not exceed  
24 3 months. An employer who receives a training bonus for an  
25 employee may not receive a work supplementation subsidy for  
26 the same employee. "Employment" is defined as 35 hours per  
27 week at a wage of no less than minimum wage.

28 (c) Subsidized public sector employment.--Subsidized  
29 public sector employment is employment by an agency of the  
30 federal, state, or local government which is directly  
31 supplemented by federal or state funds. The applicable

1 subsidies provided under paragraph (b) may be used to  
2 subsidize employment in the public sector, except that  
3 priority for subsidized employment shall be employment in the  
4 private sector. Public sector employment is distinguished from  
5 work experience in that the participant is paid wages and  
6 receives the same benefits as a nonsubsidized employee who  
7 performs similar work. Work-study activities administered by  
8 educational institutions are included in this activity.

9 (d) Community service work experience.--Community  
10 service work experience is job training experience at a  
11 supervised public or private not-for-profit agency. A  
12 participant shall receive temporary cash assistance in the  
13 form of wages, which, when combined with the value of food  
14 stamps awarded to the participant, is proportional to the  
15 amount of time worked. A participant in the welfare transition  
16 program or the Food Stamp Employment and Training program  
17 assigned to community service work experience shall be deemed  
18 an employee of the state for purposes of workers' compensation  
19 coverage and is subject to the requirements of the drug-free  
20 workplace program. Community service work experience may be  
21 selected as an activity for a participant who needs to  
22 increase employability by improving his or her interpersonal  
23 skills, job-retention skills, stress management, and job  
24 problem solving, and by learning to attain a balance between  
25 job and personal responsibilities. Community service is  
26 intended to:

27 1. Assess compliance with requirements of the welfare  
28 transition program before referral of the participant to  
29 costly services such as career education;

30 2. Maintain work activity status while the participant  
31 awaits placement into paid employment or training;

1           3. Fulfill a clinical practicum or internship  
2 requirement related to employment; or

3           4. Provide work-based mentoring.

4  
5 As used in this paragraph, the terms "community service  
6 experience," "community work," and "workfare" are synonymous.

7           (e) Work experience.--Work experience is an  
8 appropriate work activity for participants who lack  
9 preparation for or experience in the workforce. It must  
10 combine a job training activity in a public or private  
11 not-for-profit agency with education and training related to  
12 an employment goal. To qualify as a work activity, work  
13 experience must include education and training in addition to  
14 the time required by the work activity, and the work activity  
15 must be intensively supervised and structured. Regional  
16 workforce boards shall contract for any services provided for  
17 clients who are assigned to this activity and shall require  
18 performance benchmarks, goals, outcomes, and time limits  
19 designed to assure that the participant moves toward full-time  
20 paid employment. A participant shall receive temporary cash  
21 assistance proportional to the time worked. A participant  
22 assigned to work experience is an employee of the state for  
23 purposes of workers' compensation coverage and is subject to  
24 the requirements of the drug-free workplace program.

25           (f) Job search and job readiness assistance.--Job  
26 search assistance may include supervised or unsupervised  
27 job-seeking activities. Job readiness assistance provides  
28 support for job-seeking activities, which may include:

29           1. Orientation to the world of work and basic  
30 job-seeking and job retention skills.

31           2. Instruction in completing an application for

1 employment and writing a resume.

2 3. Instruction in conducting oneself during a job  
3 interview, including appropriate dress.

4 4. Instruction in how to retain a job, plan a career,  
5 and perform successfully in the workplace.

6  
7 Job readiness assistance may also include providing a  
8 participant with access to an employment resource center that  
9 contains job listings, telephones, facsimile machines,  
10 typewriters, and word processors. Job search and job readiness  
11 activities may be used in conjunction with other program  
12 activities, such as work experience, but may not be the  
13 primary work activity for longer than the length of time  
14 permitted under federal law.

15 (g) Vocational education or training.--Vocational  
16 education or training is education or training designed to  
17 provide participants with the skills and certification  
18 necessary for employment in an occupational area. Vocational  
19 education or training may be used as a primary program  
20 activity for participants when it has been determined that the  
21 individual has demonstrated compliance with other phases of  
22 program participation and successful completion of the  
23 vocational education or training is likely to result in  
24 employment entry at a higher wage than the participant would  
25 have been likely to attain without completion of the  
26 vocational education or training. Vocational education or  
27 training may be combined with other program activities and  
28 also may be used to upgrade skills or prepare for a higher  
29 paying occupational area for a participant who is employed.

30 1. Unless otherwise provided in this section,  
31 vocational education shall not be used as the primary program

1 activity for a period which exceeds 12 months. The 12-month  
2 restriction applies to instruction in a career education  
3 program and does not include remediation of basic skills,  
4 including English language proficiency, if remediation is  
5 necessary to enable a participant to benefit from a career  
6 education program. Any necessary remediation must be completed  
7 before a participant is referred to vocational education as  
8 the primary work activity. In addition, use of vocational  
9 education or training shall be restricted to the limitation  
10 established in federal law. Vocational education included in a  
11 program leading to a high school diploma shall not be  
12 considered vocational education for purposes of this section.

13 2. When possible, a provider of vocational education  
14 or training shall use funds provided by funding sources other  
15 than the regional workforce board. The regional workforce  
16 board may provide additional funds to a vocational education  
17 or training provider only if payment is made pursuant to a  
18 performance-based contract. Under a performance-based  
19 contract, the provider may be partially paid when a  
20 participant completes education or training, but the majority  
21 of payment shall be made following the participant's  
22 employment at a specific wage or job retention for a specific  
23 duration. Performance-based payments made under this  
24 subparagraph are limited to education or training for targeted  
25 occupations identified by the Workforce Estimating Conference  
26 under s. 216.136, or other programs identified by Workforce  
27 Florida, Inc., as beneficial to meet the needs of designated  
28 groups who are hard to place. If the contract pays the full  
29 cost of training, the community college or school district may  
30 not report the participants for other state funding.

31 (h) Job skills training.--Job skills training includes

1 customized training designed to meet the needs of a specific  
2 employer or a specific industry. Job skills training shall  
3 include literacy instruction, and may include English  
4 proficiency instruction or Spanish language or other language  
5 instruction if necessary to enable a participant to perform in  
6 a specific job or job training program or if the training  
7 enhances employment opportunities in the local community. A  
8 participant may be required to complete an entrance assessment  
9 or test before entering into job skills training.

10 (i) Education services related to employment for  
11 participants 19 years of age or younger.--Education services  
12 provided under this paragraph are designed to prepare a  
13 participant for employment in an occupation. The agency shall  
14 coordinate education services with the school-to-work  
15 activities provided under s. 229.595. Activities provided  
16 under this paragraph are restricted to participants 19 years  
17 of age or younger who have not completed high school or  
18 obtained a high school equivalency diploma.

19 (j) School attendance.--Attendance at a high school or  
20 attendance at a program designed to prepare the participant to  
21 receive a high school equivalency diploma is a required  
22 program activity for each participant 19 years of age or  
23 younger who:

24 1. Has not completed high school or obtained a high  
25 school equivalency diploma;

26 2. Is a dependent child or a head of household; and

27 3. For whom it has not been determined that another  
28 program activity is more appropriate.

29 (k) Teen parent services.--Participation in medical,  
30 educational, counseling, and other services that are part of a  
31 comprehensive program is a required activity for each teen

1 parent who participates in the welfare transition program.  
2 (l) Extended education and training.--Notwithstanding  
3 any other provisions of this section to the contrary, the  
4 board of directors of Workforce Florida, Inc., may approve a  
5 plan by a regional workforce board for assigning, as work  
6 requirements, educational activities that exceed or are not  
7 included in those provided elsewhere in this section and that  
8 do not comply with federal work participation requirement  
9 limitations. In order to be eligible to implement this  
10 provision, a regional workforce board must continue to exceed  
11 the overall federal work participation rate requirements. For  
12 purposes of this paragraph, the board of directors of  
13 Workforce Florida, Inc., may adjust the regional participation  
14 requirement based on regional caseload decline. However, this  
15 adjustment is limited to no more than the adjustment produced  
16 by the calculation used to generate federal adjustments to the  
17 participation requirement due to caseload decline.

18 (m) GED preparation and literacy  
19 education.--Satisfactory attendance at secondary school or in  
20 a course of study leading to a graduate equivalency diploma,  
21 if a participant has not completed secondary school or  
22 received such a diploma. English language proficiency  
23 training may be included as a part of the education if it is  
24 deemed the individual requires such training to complete  
25 secondary school or to attain a graduate equivalency diploma.  
26 To calculate countable hours attributable to education, a  
27 participant may earn study credits equal to the number of  
28 actual hours spent in formal training per week, but the total  
29 number of hours earned for actual hours spent in formal  
30 training and studying may not exceed a one to one and one-half  
31 ratio for the week. Countable hours are subject to the

1 restrictions contained in 45 C.F.R. s. 261.31.

2 (n) Providing child care services.--Providing child  
3 care services to an individual who is participating in a  
4 community service program pursuant to this section.

5 (2) WORK ACTIVITY REQUIREMENTS.--Each individual who  
6 is not otherwise exempt must participate in a work activity,  
7 except for community service work experience, for the maximum  
8 number of hours allowable under federal law, provided that no  
9 participant be required to work more than 40 hours per week or  
10 less than the minimum number of hours required by federal law.  
11 The maximum number of hours each month that a participant may  
12 be required to participate in community service activities is  
13 the greater of: the number of hours that would result from  
14 dividing the family's monthly amount for temporary cash  
15 assistance and food stamps by the federal minimum wage and  
16 then dividing that result by the number of participants in the  
17 family who participate in community service activities, or the  
18 minimum required to meet federal participation requirements.  
19 However, in no case shall the maximum hours required per week  
20 for community work experience exceed 40 hours. An applicant  
21 shall be referred for employment at the time of application if  
22 the applicant is eligible to participate in the welfare  
23 transition program.

24 (a) A participant in a work activity may also be  
25 required to enroll in and attend a course of instruction  
26 designed to increase literacy skills to a level necessary for  
27 obtaining or retaining employment, provided that the  
28 instruction plus the work activity does not require more than  
29 40 hours per week.

30 (b) Program funds may be used, as available, to  
31 support the efforts of a participant who meets the work

1 activity requirements and who wishes to enroll in or continue  
2 enrollment in an adult general education program or a career  
3 education program.

4 (3) EXEMPTION FROM WORK ACTIVITY REQUIREMENTS.--The  
5 following individuals are exempt from work activity  
6 requirements:

7 (a) A minor child under 16 years of age.

8 (b) An individual who receives benefits under the  
9 Supplemental Security Income program or the Social Security  
10 Disability Insurance program.

11 (c) Adults who are not included in the calculation of  
12 temporary cash assistance in child-only cases.

13 (d) One custodial parent with a child under 3 months  
14 of age, except that the parent may be required to attend  
15 parenting classes or other activities to better prepare for  
16 the responsibilities of raising a child. If the custodial  
17 parent is 19 years of age or younger and has not completed  
18 high school or the equivalent, he or she may be required to  
19 attend school or other appropriate educational activities.

20 (e) An individual who is exempt from the time period  
21 pursuant to s. 415.015.

22 (4) PRIORITIZATION OF WORK REQUIREMENTS.--Regional  
23 workforce boards shall require participation in work  
24 activities to the maximum extent possible, subject to federal  
25 and state funding. If funds are projected to be insufficient  
26 to allow full-time work activities by all program participants  
27 who are required to participate in work activities, regional  
28 workforce boards shall screen participants and assign priority  
29 based on the following:

30 (a) In accordance with federal requirements, at least  
31 one adult in each two-parent family shall be assigned priority

1 for full-time work activities.

2 (b) Among single-parent families, a family that has  
3 older preschool children or school-age children shall be  
4 assigned priority for work activities.

5 (c) A participant who has access to nonsubsidized  
6 child care may be assigned priority for work activities.

7 (d) Priority may be assigned based on the amount of  
8 time remaining until the participant reaches the applicable  
9 time limit for program participation or may be based on  
10 requirements of a case plan.

11  
12 Regional workforce boards may limit a participant's weekly  
13 work requirement to the minimum required to meet federal work  
14 activity requirements in lieu of the level defined in  
15 subsection (2). Regional workforce boards may develop  
16 screening and prioritization procedures based on the  
17 allocation of resources, the availability of community  
18 resources, or the work activity needs of the service district.

19 (5) USE OF CONTRACTS.--Regional workforce boards shall  
20 provide work activities, training, and other services, as  
21 appropriate, through contracts. In contracting for work  
22 activities, training, or services, the following applies:

23 (a) A contract must be performance-based. Payment  
24 shall be tied to performance outcomes that include factors  
25 such as, but not limited to, diversion from cash assistance,  
26 job entry, job entry at a target wage, job retention, and  
27 connection to transition services rather than tied to  
28 completion of training or education or any other phase of the  
29 program participation process.

30 (b) A contract may include performance-based incentive  
31 payments that may vary according to the extent to which the

1 participant is more difficult to place. Contract payments may  
2 be weighted proportionally to reflect the extent to which the  
3 participant has limitations associated with the long-term  
4 receipt of welfare and difficulty in sustaining employment.

5 The factors may include the extent of prior receipt of  
6 welfare, lack of employment experience, lack of education,  
7 lack of job skills, and other factors determined appropriate  
8 by the regional workforce board.

9 (c) Notwithstanding the exemption from the competitive  
10 sealed bid requirements provided in s. 287.057(3)(f) for  
11 certain contractual services, each contract awarded under this  
12 chapter must be awarded on the basis of a competitive sealed  
13 bid, except for a contract with a governmental entity as  
14 determined by the regional workforce board.

15 (d) Regional workforce boards may contract with  
16 commercial, charitable, or religious organizations. A contract  
17 must comply with federal requirements with respect to  
18 nondiscrimination and other requirements that safeguard the  
19 rights of participants. Services may be provided under  
20 contract, certificate, voucher, or other form of disbursement.

21 (e) The administrative costs associated with a  
22 contract for services provided under this section may not  
23 exceed the applicable administrative cost ceiling established  
24 in federal law. An agency or entity that is awarded a contract  
25 under this section may not charge more than 7 percent of the  
26 value of the contract for administration, unless an exception  
27 is approved by the regional workforce board. A list of any  
28 exceptions approved must be submitted to the board of  
29 directors of Workforce Florida, Inc., for review, and the  
30 board may rescind approval of the exception.

31 (f) Regional workforce boards may enter into contracts

1 to provide short-term work experience for the chronically  
2 unemployed as provided in this section.

3 (g) A tax-exempt organization under s. 501(c) of the  
4 Internal Revenue Code of 1986 which receives funds under this  
5 chapter must disclose receipt of federal funds on any  
6 advertising, promotional, or other material in accordance with  
7 federal requirements.

8 (6) PROTECTIONS FOR PARTICIPANTS.--Each participant is  
9 subject to the same health, safety, and nondiscrimination  
10 standards established under federal, state, or local laws that  
11 otherwise apply to other individuals engaged in similar  
12 activities who are not participants in the welfare transition  
13 program.

14 (7) PROTECTION FOR CURRENT EMPLOYEES.--In establishing  
15 and contracting for work experience and community service  
16 activities, other work experience activities, on-the-job  
17 training, subsidized employment, and work supplementation  
18 under the welfare transition program, an employed worker may  
19 not be displaced, either completely or partially. A  
20 participant may not be assigned to an activity or employed in  
21 a position if the employer has created the vacancy or  
22 terminated an existing employee without good cause in order to  
23 fill that position with a program participant.

24 (8) CONTRACTS FOR VOCATIONAL ASSESSMENTS AND WORK  
25 EVALUATIONS.--Vocational assessments or work evaluations by  
26 the Occupational Access and Opportunity Commission pursuant to  
27 this section shall be performed under contract with the  
28 regional workforce boards.

29 Section 25. Section 414.20, Florida Statutes, is  
30 transferred, renumbered as section 445.025, Florida Statutes,  
31 and amended to read:

Amendment No. \_\_\_\_ (for drafter's use only)

1           445.025 ~~414.20~~ Other support services.--Support  
2 services shall be provided, if resources permit, to assist  
3 participants in complying with work activity requirements  
4 outlined in s. 445.024 ~~s. 414.065~~. If resources do not permit  
5 the provision of needed support services, the regional  
6 workforce board ~~department and the local WAGES coalition~~ may  
7 prioritize or otherwise limit provision of support services.  
8 This section does not constitute an entitlement to support  
9 services. Lack of provision of support services may be  
10 considered as a factor in determining whether good cause  
11 exists for failing to comply with work activity requirements  
12 but does not automatically constitute good cause for failing  
13 to comply with work activity requirements, and does not affect  
14 any applicable time limit on the receipt of temporary cash  
15 assistance or the provision of services under ~~this~~ chapter  
16 414. Support services shall include, but need not be limited  
17 to:

18           (1) TRANSPORTATION.--Transportation expenses may be  
19 provided to any participant when the assistance is needed to  
20 comply with work activity requirements or employment  
21 requirements, including transportation to and from a child  
22 care provider. Payment may be made in cash or tokens in  
23 advance or through reimbursement paid against receipts or  
24 invoices. Transportation services may include, but are not  
25 limited to, cooperative arrangements with the following:  
26 public transit providers; community transportation  
27 coordinators designated under chapter 427; school districts;  
28 churches and community centers; donated motor vehicle  
29 programs, van pools, and ridesharing programs; small  
30 enterprise developments and entrepreneurial programs that  
31 encourage ~~WAGES~~ participants to become transportation

1 providers; public and private transportation partnerships; and  
2 other innovative strategies to expand transportation options  
3 available to program participants.

4 (a) Regional workforce boards may ~~Local WAGES~~  
5 ~~coalitions are authorized to~~ provide payment for vehicle  
6 operational and repair expenses, including repair expenditures  
7 necessary to make a vehicle functional; vehicle registration  
8 fees; driver's license fees; and liability insurance for the  
9 vehicle for a period of up to 6 months. Request for vehicle  
10 repairs must be accompanied by an estimate of the cost  
11 prepared by a repair facility registered under s. 559.904.

12 (b) Transportation disadvantaged funds as defined in  
13 chapter 427 do not include ~~WAGES~~ support services funds or  
14 funds appropriated to assist persons eligible under the Job  
15 Training Partnership Act. It is the intent of the Legislature  
16 that ~~local WAGES coalitions and regional workforce development~~  
17 boards consult with local community transportation  
18 coordinators designated under chapter 427 regarding the  
19 availability and cost of transportation services through the  
20 coordinated transportation system prior to contracting for  
21 comparable transportation services outside the coordinated  
22 system.

23 (2) ANCILLARY EXPENSES.--Ancillary expenses such as  
24 books, tools, clothing, fees, and costs necessary to comply  
25 with work activity requirements or employment requirements may  
26 be provided.

27 (3) MEDICAL SERVICES.--A family that meets the  
28 eligibility requirements for Medicaid shall receive medical  
29 services under the Medicaid program.

30 (4) PERSONAL AND FAMILY COUNSELING AND  
31 THERAPY.--Counseling may be provided to participants who have

1 a personal or family problem or problems caused by substance  
2 abuse that is a barrier to compliance with work activity  
3 requirements or employment requirements. In providing these  
4 services, regional workforce boards ~~the department and local~~  
5 ~~WAGES coalitions~~ shall use services that are available in the  
6 community at no additional cost. If these services are not  
7 available, regional workforce boards ~~the department and local~~  
8 ~~WAGES coalitions~~ may use support services funds. Personal or  
9 family counseling not available through Medicaid may not be  
10 considered a medical service for purposes of the required  
11 statewide implementation plan or use of federal funds.

12 Section 26. Section 414.1525, Florida Statutes, is  
13 transferred, renumbered as section 445.026, Florida Statutes,  
14 and amended to read:

15 445.026 ~~414.1525~~ Cash assistance severance benefit  
16 ~~WAGES early exit diversion program.~~--An individual who meets  
17 the criteria listed in this section may choose to receive a  
18 lump-sum payment in lieu of ongoing cash assistance payments,  
19 provided the individual:

20 (1) Is employed and is receiving earnings, ~~and would~~  
21 ~~be eligible to receive cash assistance in an amount less than~~  
22 ~~\$100 per month given the WAGES earnings disregard.~~

23 (2) Has received cash assistance for at least 6 ~~3~~  
24 consecutive months.

25 (3) Expects to remain employed for at least 6 months.

26 (4) Chooses to receive a one-time, lump-sum payment in  
27 lieu of ongoing monthly payments.

28 (5) Provides employment and earnings information to  
29 the regional workforce board ~~department~~, so that the regional  
30 workforce board ~~department~~ can ensure that the family's  
31 eligibility for severance ~~transitional~~ benefits can be

1 evaluated.

2 (6) Signs an agreement not to apply for or accept cash  
3 assistance for 6 months after receipt of the one-time payment.  
4 In the event of an emergency, such agreement shall provide for  
5 an exception to this restriction, provided that the one-time  
6 payment shall be deducted from any cash assistance for which  
7 the family subsequently is approved. This deduction may be  
8 prorated over an 8-month period. The board of directors of  
9 Workforce Florida, Inc.,~~department~~ shall adopt criteria rules  
10 defining the conditions under which a family may receive cash  
11 assistance due to such emergency.

12

13 Such individual may choose to accept a one-time, lump-sum  
14 payment of \$1,000 in lieu of receiving ongoing cash  
15 assistance. Such payment shall only count toward the time  
16 limitation for the month in which the payment is made in lieu  
17 of cash assistance. A participant choosing to accept such  
18 payment shall be terminated from cash assistance. However,  
19 eligibility for Medicaid, food stamps, or child care shall  
20 continue, subject to the eligibility requirements of those  
21 programs.

22 Section 27. Section 445.028, Florida Statutes, is  
23 created to read:

24 445.028 Transitional benefits and services.--In  
25 cooperation with Workforce Florida, Inc., the Department of  
26 Children and Family Services shall develop procedures to  
27 ensure that families leaving the temporary cash assistance  
28 program receive transitional benefits and services that will  
29 assist the family in moving toward self-sufficiency. At a  
30 minimum, such procedures must include, but are not limited to,  
31 the following:

1           (1) Each recipient of cash assistance who is  
2 determined ineligible for cash assistance for a reason other  
3 than a work activity sanction shall be contacted by the  
4 workforce system case manager and provided information about  
5 the availability of transitional benefits and services. Such  
6 contact shall be attempted prior to closure of the case  
7 management file.

8           (2) Each recipient of temporary cash assistance who is  
9 determined ineligible for cash assistance due to noncompliance  
10 with the work activity requirements shall be contacted and  
11 provided information in accordance with s. 414.065(1).

12           (3) The department, in consultation with the board of  
13 directors of Workforce Florida, Inc., shall develop  
14 informational material, including posters and brochures, to  
15 better inform families about the availability of transitional  
16 benefits and services.

17           (4) Workforce Florida, Inc., in cooperation with the  
18 Department of Children and Family Services shall, to the  
19 extent permitted by federal law, develop procedures to  
20 maximize the utilization of transitional Medicaid by families  
21 who leave the temporary cash assistance program.

22           Section 28. Section 414.21, Florida Statutes, is  
23 transferred, renumbered as section 445.029, Florida Statutes,  
24 and amended to read:

25           445.029 ~~414.21~~ Transitional medical benefits.--

26           (1) A family that loses its temporary cash assistance  
27 due to earnings shall remain eligible for Medicaid without  
28 reapplication during the immediately succeeding 12-month  
29 period if private medical insurance is unavailable from the  
30 employer or is unaffordable.

31           (a) The family shall be denied Medicaid during the

1 12-month period for any month in which the family does not  
2 include a dependent child.

3 (b) The family shall be denied Medicaid if, during the  
4 second 6 months of the 12-month period, the family's average  
5 gross monthly earnings during the preceding month exceed 185  
6 percent of the federal poverty level.

7 (2) The family shall be informed of transitional  
8 Medicaid when the family is notified by the Department of  
9 Children and Family Services of the termination of temporary  
10 cash assistance. The notice must include a description of the  
11 circumstances in which the transitional Medicaid may be  
12 terminated.

13 Section 29. Section 414.22, Florida Statutes, is  
14 transferred, renumbered as section 445.030, Florida Statutes,  
15 and amended to read:

16 445.030 ~~414.22~~ Transitional education and  
17 training.--In order to assist ~~current and former~~ recipients of  
18 temporary cash assistance participants who are working or  
19 actively seeking employment in continuing their training and  
20 upgrading their skills, education, or training, support  
21 services may be provided ~~to a participant~~ for up to 2 years  
22 after the family participant is no longer receiving temporary  
23 cash assistance in the program. This section does not  
24 constitute an entitlement to transitional education and  
25 training. If funds are not sufficient to provide services  
26 under this section, the ~~WAGES Program State~~ board of directors  
27 of Workforce Florida, Inc., may limit or otherwise prioritize  
28 transitional education and training.

29 (1) Education or training resources available in the  
30 community at no additional cost ~~to the WAGES Program~~ shall be  
31 used whenever possible.

1           (2) Regional workforce boards ~~The local WAGES~~  
2 ~~coalitions~~ may authorize child care or other support services  
3 in addition to services provided in conjunction with  
4 employment. For example, a participant who is employed full  
5 time may receive subsidized child care related to that  
6 employment and may also receive additional subsidized child  
7 care in conjunction with training to upgrade the participant's  
8 skills.

9           (3) Transitional education or training must be  
10 job-related, but may include training to improve job skills in  
11 a participant's existing area of employment or may include  
12 training to prepare a participant for employment in another  
13 occupation.

14           (4) A regional workforce board ~~local WAGES coalition~~  
15 may enter into an agreement with an employer to share the  
16 costs relating to upgrading the skills of participants hired  
17 by the employer. For example, a regional workforce board ~~local~~  
18 ~~WAGES coalitions~~ may agree to provide support services such as  
19 transportation or a wage subsidy in conjunction with training  
20 opportunities provided by the employer.

21           Section 30. Section 414.225, Florida Statutes, is  
22 transferred, renumbered as section 445.031, Florida Statutes,  
23 and amended to read:

24           445.031 ~~414.225~~ Transitional transportation.--In order  
25 to assist former recipients of temporary cash assistance ~~WAGES~~  
26 ~~participants~~ in maintaining and sustaining employment or  
27 educational opportunities, transportation may be provided, if  
28 funds are available, for up to 2 years ~~1 year~~ after the  
29 participant is no longer in the program. This does not  
30 constitute an entitlement to transitional transportation. If  
31 funds are not sufficient to provide services under this

1 section, regional workforce boards ~~the department~~ may limit or  
2 otherwise prioritize transportation services.

3 (1) Transitional transportation must be job or  
4 education related.

5 (2) Transitional transportation may include expenses  
6 identified in s. 445.025 ~~s. 414.20~~, paid directly or by  
7 voucher, as well as a vehicle valued at not more than \$8,500  
8 if the vehicle is needed for training, employment, or  
9 educational purposes.

10 Section 31. Section 445.032, Florida Statutes, is  
11 created to read:

12 445.032 Transitional child care.--In order to assist  
13 former welfare transition program participants and individuals  
14 who have been redirected through up-front diversion,  
15 transitional child care is available for up to 2 years:

16 (a) After a participant has left the program due to  
17 employment and whose income does not exceed 200 percent of the  
18 federal poverty level at any time during that 2-year period.

19 (b) To an individual who has been redirected through  
20 up-front diversion and whose income does not exceed 200  
21 percent of the federal poverty level at any time during that  
22 2-year period.

23 Section 32. Section 414.23, Florida Statutes, is  
24 transferred, renumbered as section 445.033, Florida Statutes,  
25 and amended to read:

26 445.033 ~~414.23~~ Evaluation.--The department and the  
27 WAGES Program State board of directors of Workforce Florida,  
28 Inc., and the Department of Children and Family Services shall  
29 arrange for evaluation of TANF-funded programs operated under  
30 this chapter, as follows:

31 (1) If required by federal waivers or other federal

1 requirements, the ~~department and the WAGES Program State~~ board  
2 of directors of Workforce Florida, Inc., and the department  
3 may provide for evaluation according to these requirements.

4 (2) The ~~department and the WAGES Program State~~ board  
5 of directors of Workforce Florida, Inc., and the department  
6 shall participate in the evaluation of this program in  
7 conjunction with evaluation of the state's workforce  
8 development programs or similar activities aimed at evaluating  
9 program outcomes, cost-effectiveness, or return on investment,  
10 and the impact of time limits, sanctions, and other welfare  
11 reform measures set out in this chapter. Evaluation shall also  
12 contain information on the number of participants in work  
13 experience assignments who obtain unsubsidized employment,  
14 including, but not limited to, the length of time the  
15 unsubsidized job is retained, wages, and the public benefits,  
16 if any, received by such families while in unsubsidized  
17 employment. The evaluation shall solicit the input of  
18 consumers, community-based organizations, service providers,  
19 employers, and the general public, and shall publicize,  
20 especially in low-income communities, the process for  
21 submitting comments.

22 (3) The ~~department and the WAGES Program State~~ board  
23 of directors of Workforce Florida, Inc., and the department  
24 may share information with and develop protocols for  
25 information exchange with the Florida Education and Training  
26 Placement Information Program.

27 (4) The ~~department and the WAGES Program State~~ board  
28 of directors of Workforce Florida, Inc., and the department  
29 may initiate or participate in additional evaluation or  
30 assessment activities that will further the systematic study  
31 of issues related to program goals and outcomes.

1           (5) In providing for evaluation activities, the  
2 ~~department and the WAGES Program State~~ board of directors of  
3 Workforce Florida, Inc., and the department shall safeguard  
4 the use or disclosure of information obtained from program  
5 participants consistent with federal or state requirements.  
6 ~~The department and the WAGES Program State Board of Directors~~  
7 ~~may use~~ Evaluation methodologies may be used which ~~that~~ are  
8 appropriate for evaluation of program activities, including  
9 random assignment of recipients or participants into program  
10 groups or control groups. To the extent necessary or  
11 appropriate, evaluation data shall provide information with  
12 respect to the state, district, or county, or other substate  
13 area.

14           (6) The ~~department and the WAGES Program State~~ board  
15 of directors of Workforce Florida, Inc., and the department  
16 may contract with a qualified organization for evaluations  
17 conducted under this section.

18           (7) Evaluations described in this section are exempt  
19 from the provisions of s. 381.85.

20           Section 33. Section 445.034, Florida Statutes, is  
21 created to read:

22           445.034 Authorized expenditures.--Any expenditures  
23 from the Temporary Assistance for Needy Families block grant  
24 shall be made in accordance with the requirements and  
25 limitations of part A of Title IV of the Social Security Act,  
26 as amended, or any other applicable federal requirement or  
27 limitation. Prior to any expenditure of such funds, the  
28 Secretary of Children and Family Services, or his or her  
29 designee, shall certify that controls are in place to ensure  
30 such funds are expended in accordance with the requirements  
31 and limitations of federal law and that any reporting

1 requirements of federal law are met. It shall be the  
2 responsibility of any entity to which such funds are  
3 appropriated to obtain the required certification prior to any  
4 expenditure of funds.

5 Section 34. Section 414.44, Florida Statutes, is  
6 transferred, renumbered as section 445.035, Florida Statutes,  
7 and amended to read:

8 445.035 ~~414.44~~ Data collection and reporting.--The  
9 Department of Children and Family Services ~~department~~ and the  
10 ~~WAGES Program State~~ board of directors of Workforce Florida,  
11 Inc., shall collect data necessary to administer this chapter  
12 and make the reports required under federal law to the United  
13 States Department of Health and Human Services and the United  
14 States Department of Agriculture.

15 Section 35. Section 414.025, Florida Statutes, is  
16 amended to read:

17 414.025 Legislative intent.--

18 (1) It is the intent of the Legislature that families  
19 in this state be strong and economically self-sufficient so as  
20 to require minimal involvement by an efficient government.

21 ~~(2) The purpose of this act is to develop~~  
22 ~~opportunities for families which provide for their needs,~~  
23 ~~enhance their well-being, and preserve the integrity of the~~  
24 ~~family free of impediments to self-reliance.~~

25 ~~(3) The WAGES Program shall emphasize work,~~  
26 ~~self-sufficiency, and personal responsibility while meeting~~  
27 ~~the transitional needs of program participants who need~~  
28 ~~short-term assistance toward achieving independent, productive~~  
29 ~~lives and gaining the responsibility that comes with~~  
30 ~~self-sufficiency.~~

31 ~~(4) The WAGES Program shall take full advantage of the~~

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1 ~~flexibility provided under federal law, which allows for~~  
2 ~~efficiency through a simplified program and encourages a~~  
3 ~~program designed to focus on results rather than process.~~

4 (2)~~(5)~~ This chapter does not entitle any individual or  
5 family to assistance under ~~the WAGES Program~~ or Title IV-A of  
6 the Social Security Act, as amended.

7 Section 36. Section 414.0252, Florida Statutes, is  
8 amended to read:

9 414.0252 Definitions.--As used in ss. 414.025-414.55  
10 ~~ss. 414.015-414.45~~, the term:

11 (1) "Alternative payee" means an individual who  
12 receives temporary assistance payments on behalf of a minor.

13 (2) "Applicant" means an individual who applies to  
14 participate in the temporary family assistance program and  
15 submits a signed and dated application.

16 (3) "Department" means the Department of Children and  
17 Family Services.

18 (4) "Domestic violence" means any assault, aggravated  
19 assault, battery, aggravated battery, sexual assault, sexual  
20 battery, stalking, aggravated stalking, kidnapping, false  
21 imprisonment, or any criminal offense that results in the  
22 physical injury or death of one family or household member by  
23 another.

24 (5) "Family" means the assistance group or the  
25 individuals whose needs, resources, and income are considered  
26 when determining eligibility for temporary assistance. The  
27 family for purposes of temporary assistance includes the minor  
28 child, custodial parent, or caretaker relative who resides in  
29 the same house or living unit. The family may also include  
30 individuals whose income and resources are considered in whole  
31 or in part in determining eligibility for temporary assistance

1 but whose needs, due to federal or state restrictions, are not  
2 considered. These individuals include, but are not limited to,  
3 ineligible noncitizens or sanctioned individuals.

4 (6) "Family or household member" means spouses, former  
5 spouses, noncohabitating partners, persons related by blood or  
6 marriage, persons who are presently residing together as if a  
7 family or who have resided together in the past as if a  
8 family, and persons who have a child in common regardless of  
9 whether they have been married or have resided together at any  
10 time.

11 (7) "Homeless" means an individual who lacks a fixed,  
12 regular, and adequate nighttime residence or an individual who  
13 has a primary nighttime residence that is:

14 (a) A supervised publicly or privately operated  
15 shelter designed to provide temporary living accommodations,  
16 including welfare hotels, congregate shelters, and  
17 transitional housing for the mentally ill;

18 (b) An institution that provides a temporary residence  
19 for individuals intended to be institutionalized; or

20 (c) A public or private place not designed for, or  
21 ordinarily used as, a regular sleeping accommodation for human  
22 beings.

23 (8) "Minor child" means a child under 18 years of age,  
24 or under 19 years of age if the child is a full-time student  
25 in a secondary school or at the equivalent level of vocational  
26 or technical training, and does not include anyone who is  
27 married or divorced.

28 (9) "Participant" means an individual who has applied  
29 for or receives temporary cash assistance ~~or services under~~  
30 ~~the WAGES Program.~~

31 (10) "Public assistance" means benefits paid on the

1 basis of the temporary cash assistance, food stamp, Medicaid,  
2 or optional state supplementation program.

3 (11) "Relative caretaker" or "caretaker relative"  
4 means an adult who has assumed the primary responsibility of  
5 caring for a child and who is related to the child by blood or  
6 marriage.

7 ~~(12) "Services and one-time payments" or "services,"~~  
8 ~~when used in reference to individuals who are not receiving~~  
9 ~~temporary cash assistance, means nonrecurrent, short-term~~  
10 ~~benefits designed to deal with a specific crisis situation or~~  
11 ~~episode of need and other services; work subsidies; supportive~~  
12 ~~services such as child care and transportation; services such~~  
13 ~~as counseling, case management, peer support, and child care~~  
14 ~~information and referral; transitional services, job~~  
15 ~~retention, job advancement, and other employment-related~~  
16 ~~services; nonmedical treatment for substance abuse or mental~~  
17 ~~health problems; and any other services that are reasonably~~  
18 ~~calculated to further the purposes of the WAGES Program and~~  
19 ~~the federal Temporary Assistance for Needy Families program.~~  
20 ~~Such terms do not include assistance as defined in federal~~  
21 ~~regulations at 45 C.F.R. s. 260.31(a).~~

22 (12)~~(13)~~ "Temporary cash assistance" means cash  
23 assistance provided under the state program certified under  
24 Title IV-A of the Social Security Act, as amended.

25 Section 37. Section 414.045, Florida Statutes, is  
26 amended to read:

27 414.045 Cash assistance program.--Cash assistance  
28 families include any families receiving cash assistance  
29 payments from the state program for temporary assistance for  
30 needy families as defined in federal law, whether such funds  
31 are from federal funds, state funds, or commingled federal and

1 state funds. Cash assistance families may also include  
2 families receiving cash assistance through a program defined  
3 as a separate state program.

4 (1) For reporting purposes, families receiving cash  
5 assistance shall be grouped in the following categories. The  
6 department may develop additional groupings in order to comply  
7 with federal reporting requirements, to comply with the  
8 data-reporting needs of the ~~WAGES Program State~~ board of  
9 directors of Workforce Florida, Inc., or to better inform the  
10 public of program progress. Program reporting data shall  
11 include, but not necessarily be limited to, the following  
12 groupings:

13 (a) Work-eligible ~~WAGES~~ cases.--Work-eligible ~~WAGES~~  
14 cases shall include:

15 1. Families containing an adult or a teen head of  
16 household, as defined by federal law. These cases are  
17 generally subject to the work activity requirements provided  
18 in s. 445.024 ~~s. 414.065~~ and the time limitations on benefits  
19 provided in s. 414.105.

20 2. Families with a parent where the parent's needs  
21 have been removed from the case due to sanction or  
22 disqualification shall be considered work-eligible ~~WAGES~~ cases  
23 to the extent that such cases are considered in the  
24 calculation of federal participation rates or would be counted  
25 in such calculation in future months.

26 3. Families participating in transition assistance  
27 programs.

28 4. Families otherwise eligible for temporary cash  
29 assistance ~~the WAGES Program~~ that receive a diversion  
30 services, a severance or early exit payment, or participate in  
31 the relocation program.

1 (b) Child-only cases.--Child-only cases include cases  
2 that do not have an adult or teen head of household as defined  
3 in federal law. Such cases include:

4 1. Child-only families with children in the care of  
5 caretaker relatives where the caretaker relatives choose to  
6 have their needs excluded in the calculation of the amount of  
7 cash assistance.

8 2. Families in the Relative Caregiver Program as  
9 provided in s. 39.5085.

10 3. Families in which the only parent in a  
11 single-parent family or both parents in a two-parent family  
12 receive supplemental security income (SSI) benefits under  
13 Title XVI of the Social Security Act, as amended. To the  
14 extent permitted by federal law, individuals receiving SSI  
15 shall be excluded as household members in determining the  
16 amount of cash assistance, and such cases shall not be  
17 considered families containing an adult. Parents or caretaker  
18 relatives who are excluded from the cash assistance group due  
19 to receipt of SSI may choose to participate in ~~WAGES~~ work  
20 activities. An individual who volunteers to participate in  
21 ~~WAGES~~ work activity but whose ability to participate in work  
22 activities is limited shall be assigned to work activities  
23 consistent with such limitations. An individual who volunteers  
24 to participate in a ~~WAGES~~ work activity may receive  
25 ~~WAGES-related~~ child care or support services consistent with  
26 such participation.

27 4. Families where the only parent in a single-parent  
28 family or both parents in a two-parent family are not eligible  
29 for cash assistance due to immigration status or other  
30 requirements of federal law. To the extent required by federal  
31 law, such cases shall not be considered families containing an

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1 adult.

2

3 Families described in subparagraph 1., subparagraph 2., or  
4 subparagraph 3. may receive child care assistance or other  
5 supports or services so that the children may continue to be  
6 cared for in their own homes or the homes of relatives. Such  
7 assistance or services may be funded from the temporary  
8 assistance for needy families block grant to the extent  
9 permitted under federal law and to the extent permitted by  
10 appropriation of funds.

11 (2) ~~The Oversight~~ by ~~of the WAGES Program State~~ board  
12 of directors of Workforce Florida, Inc., and the service  
13 delivery and financial planning responsibilities of the  
14 regional workforce boards ~~local WAGES coalitions~~ shall apply  
15 to the families defined as work-eligible ~~WAGES~~ cases in  
16 paragraph (1)(a). The department shall be responsible for  
17 program administration related to families in groups defined  
18 in paragraph (1)(b), and the department shall coordinate such  
19 administration with the ~~WAGES Program State~~ board of directors  
20 of Workforce Florida, Inc., to the extent needed for operation  
21 of the program.

22 Section 38. Section 414.065, Florida Statutes, is  
23 amended to read:

24 414.065 Noncompliance with work requirements.--

25 ~~(1) WORK ACTIVITIES.--The following activities may be~~  
26 ~~used individually or in combination to satisfy the work~~  
27 ~~requirements for a participant in the WAGES Program.~~

28 ~~(a) Unsubsidized employment.--Unsubsidized employment~~  
29 ~~is full-time employment or part-time employment that is not~~  
30 ~~directly supplemented by federal or state funds. Paid~~  
31 ~~apprenticeship and cooperative education activities are~~

1 ~~included in this activity.~~

2 ~~(b) Subsidized private sector employment.--Subsidized~~  
3 ~~private sector employment is employment in a private~~  
4 ~~for-profit enterprise or a private not-for-profit enterprise~~  
5 ~~which is directly supplemented by federal or state funds. A~~  
6 ~~subsidy may be provided in one or more of the forms listed in~~  
7 ~~this paragraph.~~

8 ~~1. Work supplementation.--A work supplementation~~  
9 ~~subsidy diverts a participant's temporary cash assistance~~  
10 ~~under the program to the employer. The employer must pay the~~  
11 ~~participant wages that equal or exceed the applicable federal~~  
12 ~~minimum wage. Work supplementation may not exceed 6 months. At~~  
13 ~~the end of the supplementation period, the employer is~~  
14 ~~expected to retain the participant as a regular employee~~  
15 ~~without receiving a subsidy. A work supplementation agreement~~  
16 ~~may not be continued with any employer who exhibits a pattern~~  
17 ~~of failing to provide participants with continued employment~~  
18 ~~after the period of work supplementation ends.~~

19 ~~2. On-the-job training.--On-the-job training is~~  
20 ~~full-time, paid employment in which the employer or an~~  
21 ~~educational institution in cooperation with the employer~~  
22 ~~provides training needed for the participant to perform the~~  
23 ~~skills required for the position. The employer or the~~  
24 ~~educational institution on behalf of the employer receives a~~  
25 ~~subsidy to offset the cost of the training provided to the~~  
26 ~~participant. Upon satisfactory completion of the training, the~~  
27 ~~employer is expected to retain the participant as a regular~~  
28 ~~employee without receiving a subsidy. An on-the-job training~~  
29 ~~agreement may not be continued with any employer who exhibits~~  
30 ~~a pattern of failing to provide participants with continued~~  
31 ~~employment after the on-the-job training subsidy ends.~~

1           ~~3. Incentive payments.--The department and local WAGES~~  
2 ~~coalitions may provide additional incentive payments to~~  
3 ~~encourage employers to employ program participants. Incentive~~  
4 ~~payments may include payments to encourage the employment of~~  
5 ~~hard-to-place participants, in which case the amount of the~~  
6 ~~payment shall be weighted proportionally to the extent to~~  
7 ~~which the participant has limitations associated with the~~  
8 ~~long-term receipt of welfare and difficulty in sustaining~~  
9 ~~employment. In establishing incentive payments, the department~~  
10 ~~and local WAGES coalitions shall consider the extent of prior~~  
11 ~~receipt of welfare, lack of employment experience, lack of~~  
12 ~~education, lack of job skills, and other appropriate factors.~~  
13 ~~A participant who has complied with program requirements and~~  
14 ~~who is approaching the time limit for receiving temporary cash~~  
15 ~~assistance may be defined as "hard-to-place." Incentive~~  
16 ~~payments may include payments in which an initial payment is~~  
17 ~~made to the employer upon the employment of a participant, and~~  
18 ~~the majority of the incentive payment is made after the~~  
19 ~~employer retains the participant as a full-time employee for~~  
20 ~~at least 12 months. An incentive agreement may not be~~  
21 ~~continued with any employer who exhibits a pattern of failing~~  
22 ~~to provide participants with continued employment after the~~  
23 ~~incentive payments cease.~~

24           ~~4. Tax credits.--An employer who employs a program~~  
25 ~~participant may qualify for enterprise zone property tax~~  
26 ~~credits under s. 220.182, the tax refund program for qualified~~  
27 ~~target industry businesses under s. 288.106, or other federal~~  
28 ~~or state tax benefits. The department and the Department of~~  
29 ~~Labor and Employment Security shall provide information and~~  
30 ~~assistance, as appropriate, to use such credits to accomplish~~  
31 ~~program goals.~~

1           ~~5. WAGES training bonus.--An employer who hires a~~  
2 ~~WAGES participant who has less than 6 months of eligibility~~  
3 ~~for temporary cash assistance remaining and who pays the~~  
4 ~~participant a wage that precludes the participant's~~  
5 ~~eligibility for temporary cash assistance may receive \$240 for~~  
6 ~~each full month of employment for a period that may not exceed~~  
7 ~~3 months. An employer who receives a WAGES training bonus for~~  
8 ~~an employee may not receive a work supplementation subsidy for~~  
9 ~~the same employee. Employment is defined as 35 hours per week~~  
10 ~~at a wage of no less than minimum wage.~~

11           ~~(c) Subsidized public sector employment.--Subsidized~~  
12 ~~public sector employment is employment by an agency of the~~  
13 ~~federal, state, or local government which is directly~~  
14 ~~supplemented by federal or state funds. The applicable~~  
15 ~~subsidies provided under paragraph (b) may be used to~~  
16 ~~subsidize employment in the public sector, except that~~  
17 ~~priority for subsidized employment shall be employment in the~~  
18 ~~private sector. Public sector employment is distinguished from~~  
19 ~~work experience in that the participant is paid wages and~~  
20 ~~receives the same benefits as a nonsubsidized employee who~~  
21 ~~performs similar work. Work-study activities administered by~~  
22 ~~educational institutions are included in this activity.~~

23           ~~(d) Community service work experience.--Community~~  
24 ~~service work experience is job training experience at a~~  
25 ~~supervised public or private not-for-profit agency. A~~  
26 ~~participant shall receive temporary cash assistance in the~~  
27 ~~form of wages, which, when combined with the value of food~~  
28 ~~stamps awarded to the participant, is proportional to the~~  
29 ~~amount of time worked. A participant in the WAGES Program or~~  
30 ~~the Food Stamp Employment and Training program assigned to~~  
31 ~~community service work experience shall be deemed an employee~~

1 ~~of the state for purposes of workers' compensation coverage~~  
2 ~~and is subject to the requirements of the drug-free workplace~~  
3 ~~program. Community service work experience may be selected as~~  
4 ~~an activity for a participant who needs to increase~~  
5 ~~employability by improving his or her interpersonal skills,~~  
6 ~~job-retention skills, stress management, and job problem~~  
7 ~~solving, and by learning to attain a balance between job and~~  
8 ~~personal responsibilities. Community service is intended to:~~

- 9 1. ~~Assess WAGES Program compliance before referral of~~  
10 ~~the participant to costly services such as career education;~~
- 11 2. ~~Maintain work activity status while the participant~~  
12 ~~awaits placement into paid employment or training;~~
- 13 3. ~~Fulfill a clinical practicum or internship~~  
14 ~~requirement related to employment; or~~
- 15 4. ~~Provide work-based mentoring.~~

16  
17 ~~As used in this paragraph, the terms "community service~~  
18 ~~experience," "community work," and "workfare" are synonymous.~~

19 ~~(e) Work experience.--Work experience is an~~  
20 ~~appropriate work activity for participants who lack~~  
21 ~~preparation for or experience in the workforce. It must~~  
22 ~~combine a job training activity in a public or private~~  
23 ~~not-for-profit agency with education and training related to~~  
24 ~~an employment goal. To qualify as a work activity, work~~  
25 ~~experience must include education and training in addition to~~  
26 ~~the time required by the work activity, and the work activity~~  
27 ~~must be intensively supervised and structured. The WAGES~~  
28 ~~Program shall contract for any services provided for clients~~  
29 ~~who are assigned to this activity and shall require~~  
30 ~~performance benchmarks, goals, outcomes, and time limits~~  
31 ~~designed to assure that the participant moves toward full-time~~

1 ~~paid employment. A participant shall receive temporary cash~~  
2 ~~assistance proportional to the time worked. A participant~~  
3 ~~assigned to work experience is an employee of the state for~~  
4 ~~purposes of workers' compensation coverage and is subject to~~  
5 ~~the requirements of the drug-free workplace program.~~

6 ~~(f) Job search and job readiness assistance.--Job~~  
7 ~~search assistance may include supervised or unsupervised~~  
8 ~~job-seeking activities. Job readiness assistance provides~~  
9 ~~support for job-seeking activities, which may include:~~

10 ~~1. Orientation to the world of work and basic~~  
11 ~~job-seeking and job retention skills.~~

12 ~~2. Instruction in completing an application for~~  
13 ~~employment and writing a resume.~~

14 ~~3. Instruction in conducting oneself during a job~~  
15 ~~interview, including appropriate dress.~~

16 ~~4. Instruction in how to retain a job, plan a career,~~  
17 ~~and perform successfully in the workplace.~~

18  
19 ~~Job readiness assistance may also include providing a~~  
20 ~~participant with access to an employment resource center that~~  
21 ~~contains job listings, telephones, facsimile machines,~~  
22 ~~typewriters, and word processors. Job search and job readiness~~  
23 ~~activities may be used in conjunction with other program~~  
24 ~~activities, such as work experience, but may not be the~~  
25 ~~primary work activity for longer than the length of time~~  
26 ~~permitted under federal law.~~

27 ~~(g) Vocational education or training.--Vocational~~  
28 ~~education or training is education or training designed to~~  
29 ~~provide participants with the skills and certification~~  
30 ~~necessary for employment in an occupational area. Vocational~~  
31 ~~education or training may be used as a primary program~~

1 ~~activity for participants when it has been determined that the~~  
2 ~~individual has demonstrated compliance with other phases of~~  
3 ~~program participation and successful completion of the~~  
4 ~~vocational education or training is likely to result in~~  
5 ~~employment entry at a higher wage than the participant would~~  
6 ~~have been likely to attain without completion of the~~  
7 ~~vocational education or training. Vocational education or~~  
8 ~~training may be combined with other program activities and~~  
9 ~~also may be used to upgrade skills or prepare for a higher~~  
10 ~~paying occupational area for a participant who is employed.~~

11 ~~1. Unless otherwise provided in this section,~~  
12 ~~vocational education shall not be used as the primary program~~  
13 ~~activity for a period which exceeds 12 months. The 12-month~~  
14 ~~restriction applies to instruction in a career education~~  
15 ~~program and does not include remediation of basic skills,~~  
16 ~~including English language proficiency, if remediation is~~  
17 ~~necessary to enable a WAGES participant to benefit from a~~  
18 ~~career education program. Any necessary remediation must be~~  
19 ~~completed before a participant is referred to vocational~~  
20 ~~education as the primary work activity. In addition, use of~~  
21 ~~vocational education or training shall be restricted to the~~  
22 ~~limitation established in federal law. Vocational education~~  
23 ~~included in a program leading to a high school diploma shall~~  
24 ~~not be considered vocational education for purposes of this~~  
25 ~~section.~~

26 ~~2. When possible, a provider of vocational education~~  
27 ~~or training shall use funds provided by funding sources other~~  
28 ~~than the department or the local WAGES coalition. Either~~  
29 ~~department may provide additional funds to a vocational~~  
30 ~~education or training provider only if payment is made~~  
31 ~~pursuant to a performance-based contract. Under a~~

1 ~~performance-based contract, the provider may be partially paid~~  
2 ~~when a participant completes education or training, but the~~  
3 ~~majority of payment shall be made following the participant's~~  
4 ~~employment at a specific wage or job retention for a specific~~  
5 ~~duration. Performance-based payments made under this~~  
6 ~~subparagraph are limited to education or training for targeted~~  
7 ~~occupations identified by the Occupational Forecasting~~  
8 ~~Conference under s. 216.136, or other programs identified by~~  
9 ~~the Workforce Development Board as beneficial to meet the~~  
10 ~~needs of designated groups, such as WAGES participants, who~~  
11 ~~are hard to place. If the contract pays the full cost of~~  
12 ~~training, the community college or school district may not~~  
13 ~~report the participants for other state funding, except that~~  
14 ~~the college or school district may report WAGES clients for~~  
15 ~~performance incentives or bonuses authorized for student~~  
16 ~~enrollment, completion, and placement.~~

17 ~~(h) Job skills training.--Job skills training includes~~  
18 ~~customized training designed to meet the needs of a specific~~  
19 ~~employer or a specific industry. Job skills training shall~~  
20 ~~include literacy instruction, and may include English~~  
21 ~~proficiency instruction or Spanish language or other language~~  
22 ~~instruction if necessary to enable a participant to perform in~~  
23 ~~a specific job or job training program or if the training~~  
24 ~~enhances employment opportunities in the local community. A~~  
25 ~~participant may be required to complete an entrance assessment~~  
26 ~~or test before entering into job skills training.~~

27 ~~(i) Education services related to employment for~~  
28 ~~participants 19 years of age or younger.--Education services~~  
29 ~~provided under this paragraph are designed to prepare a~~  
30 ~~participant for employment in an occupation. The department~~  
31 ~~shall coordinate education services with the school-to-work~~

1 ~~activities provided under s. 229.595. Activities provided~~  
2 ~~under this paragraph are restricted to participants 19 years~~  
3 ~~of age or younger who have not completed high school or~~  
4 ~~obtained a high school equivalency diploma.~~

5 ~~(j) School attendance.--Attendance at a high school or~~  
6 ~~attendance at a program designed to prepare the participant to~~  
7 ~~receive a high school equivalency diploma is a required~~  
8 ~~program activity for each participant 19 years of age or~~  
9 ~~younger who:~~

10 ~~1. Has not completed high school or obtained a high~~  
11 ~~school equivalency diploma;~~

12 ~~2. Is a dependent child or a head of household; and~~

13 ~~3. For whom it has not been determined that another~~  
14 ~~program activity is more appropriate.~~

15 ~~(k) Teen parent services.--Participation in medical,~~  
16 ~~educational, counseling, and other services that are part of a~~  
17 ~~comprehensive program is a required activity for each teen~~  
18 ~~parent who participates in the WAGES Program.~~

19 ~~(l) Extended education and training.--Notwithstanding~~  
20 ~~any other provisions of this section to the contrary, the~~  
21 ~~WAGES Program State Board of Directors may approve a plan by a~~  
22 ~~local WAGES coalition for assigning, as work requirements,~~  
23 ~~educational activities that exceed or are not included in~~  
24 ~~those provided elsewhere in this section and that do not~~  
25 ~~comply with federal work participation requirement~~  
26 ~~limitations. In order to be eligible to implement this~~  
27 ~~provision, a coalition must continue to exceed the overall~~  
28 ~~federal work participation rate requirements. For purposes of~~  
29 ~~this paragraph, the WAGES Program State Board of Directors may~~  
30 ~~adjust the regional participation requirement based on~~  
31 ~~regional caseload decline. However, this adjustment is~~

1 ~~limited to no more than the adjustment produced by the~~  
2 ~~calculation used to generate federal adjustments to the~~  
3 ~~participation requirement due to caseload decline.~~

4 ~~(2) WORK ACTIVITY REQUIREMENTS. -- Each individual who~~  
5 ~~is not otherwise exempt must participate in a work activity,~~  
6 ~~except for community service work experience, for the maximum~~  
7 ~~number of hours allowable under federal law, provided that no~~  
8 ~~participant be required to work more than 40 hours per week or~~  
9 ~~less than the minimum number of hours required by federal law.~~  
10 ~~The maximum number of hours each month that a participant may~~  
11 ~~be required to participate in community service activities is~~  
12 ~~the greater of: the number of hours that would result from~~  
13 ~~dividing the family's monthly amount for temporary cash~~  
14 ~~assistance and food stamps by the federal minimum wage and~~  
15 ~~then dividing that result by the number of participants in the~~  
16 ~~family who participate in community service activities; or the~~  
17 ~~minimum required to meet federal participation requirements.~~  
18 ~~However, in no case shall the maximum hours required per week~~  
19 ~~for community work experience exceed 40 hours. An applicant~~  
20 ~~shall be referred for employment at the time of application if~~  
21 ~~the applicant is eligible to participate in the WAGES Program.~~

22 ~~(a) A participant in a work activity may also be~~  
23 ~~required to enroll in and attend a course of instruction~~  
24 ~~designed to increase literacy skills to a level necessary for~~  
25 ~~obtaining or retaining employment, provided that the~~  
26 ~~instruction plus the work activity does not require more than~~  
27 ~~40 hours per week.~~

28 ~~(b) WAGES Program funds may be used, as available, to~~  
29 ~~support the efforts of a participant who meets the work~~  
30 ~~activity requirements and who wishes to enroll in or continue~~  
31 ~~enrollment in an adult general education program or a career~~

1 ~~education program.~~

2 ~~(3) EXEMPTION FROM WORK ACTIVITY REQUIREMENTS.--The~~  
3 ~~following individuals are exempt from work activity~~  
4 ~~requirements:~~

5 ~~(a) A minor child under age 16, except that a child~~  
6 ~~exempted from this provision shall be subject to the~~  
7 ~~requirements of paragraph (1)(i) and s. 414.125.~~

8 ~~(b) An individual who receives benefits under the~~  
9 ~~Supplemental Security Income program or the Social Security~~  
10 ~~Disability Insurance program.~~

11 ~~(c) Adults who are not included in the calculation of~~  
12 ~~temporary cash assistance in child-only cases.~~

13 ~~(d) One custodial parent with a child under 3 months~~  
14 ~~of age, except that the parent may be required to attend~~  
15 ~~parenting classes or other activities to better prepare for~~  
16 ~~the responsibilities of raising a child. If the custodial~~  
17 ~~parent is age 19 or younger and has not completed high school~~  
18 ~~or the equivalent, he or she may be required to attend school~~  
19 ~~or other appropriate educational activities.~~

20 ~~(1)(4) PENALTIES FOR NONPARTICIPATION IN WORK~~  
21 ~~REQUIREMENTS AND FAILURE TO COMPLY WITH ALTERNATIVE~~  
22 ~~REQUIREMENT PLANS.--The department shall establish procedures~~  
23 ~~for administering penalties for nonparticipation in work~~  
24 ~~requirements and failure to comply with the alternative~~  
25 ~~requirement plan. If an individual in a family receiving~~  
26 ~~temporary cash assistance fails to engage in work activities~~  
27 ~~required in accordance with s. 445.024 ~~this section~~, the~~  
28 ~~following penalties shall apply. Prior to the imposition of a~~  
29 ~~sanction, the participant shall be notified orally or in~~  
30 ~~writing that the participant is subject to sanction and that~~  
31 ~~action will be taken to impose the sanction unless the~~

1 participant complies with the work activity requirements. The  
2 participant shall be counseled as to the consequences of  
3 noncompliance and, if appropriate, shall be referred for  
4 services that could assist the participant to fully comply  
5 with program requirements. If the participant has good cause  
6 for noncompliance or demonstrates satisfactory compliance, the  
7 sanction shall not be imposed. If the participant has  
8 subsequently obtained employment, the participant shall be  
9 counseled regarding the transitional benefits that may be  
10 available and provided information about how to access such  
11 benefits. ~~Notwithstanding provisions of this section to the~~  
12 ~~contrary, if the Federal Government does not allow food stamps~~  
13 ~~to be treated under sanction as provided in this section, The~~  
14 ~~department shall attempt to secure a waiver that provides for~~  
15 ~~procedures as similar as possible to those provided in this~~  
16 ~~section and shall administer sanctions related to food stamps~~  
17 consistent with federal regulations.

18 (a)1. First noncompliance: temporary cash assistance  
19 shall be terminated for the family for a minimum of 10 days or  
20 until the individual who failed to comply does so, ~~and food~~  
21 ~~stamp benefits shall not be increased as a result of the loss~~  
22 ~~of temporary cash assistance.~~

23 2. Second noncompliance: temporary cash assistance  
24 ~~and food stamps~~ shall be terminated for the family for 1 month  
25 or until the individual who failed to comply does so,  
26 whichever is later demonstrates compliance in the required  
27 ~~work activity for a period of 30 days.~~ Upon meeting this  
28 requirement compliance, temporary cash assistance ~~and food~~  
29 ~~stamps~~ shall be reinstated to the date of compliance or the  
30 first day of the month following the penalty period, whichever  
31 is later.

1           3. Third noncompliance: temporary cash assistance ~~and~~  
2 ~~food stamps~~ shall be terminated for the family for 3 months or  
3 until the individual who failed to comply does so, whichever  
4 is later. The individual shall be required to comply with the  
5 required ~~demonstrate compliance in the~~ work activity upon  
6 completion of the 3-month penalty period, before reinstatement  
7 of temporary cash assistance ~~and food stamps~~. Upon meeting  
8 this requirement, temporary cash assistance shall be  
9 reinstated to the date of compliance or the first day of the  
10 month following the penalty period, whichever is later.

11           (b) If a participant receiving temporary cash  
12 assistance who is otherwise exempted from noncompliance  
13 penalties fails to comply with the alternative requirement  
14 plan required in accordance with this section, the penalties  
15 provided in paragraph (a) shall apply.

16  
17 If a participant fully complies with work activity  
18 requirements for at least 6 months, the participant shall be  
19 reinstated as being in full compliance with program  
20 requirements for purpose of sanctions imposed under this  
21 section.

22           (2)~~(5)~~ CONTINUATION OF TEMPORARY CASH ASSISTANCE FOR  
23 CHILDREN; PROTECTIVE PAYEES.--

24           (a) Upon the second or third occurrence of  
25 noncompliance, temporary cash assistance and food stamps for  
26 the child or children in a family who are under age 16 may be  
27 continued. Any such payments must be made through a protective  
28 payee or, in the case of food stamps, through an authorized  
29 representative. Under no circumstances shall temporary cash  
30 assistance or food stamps be paid to an individual who has  
31 failed to comply with program requirements.

1 (b) Protective payees shall be designated by the  
2 department and may include:

3 1. A relative or other individual who is interested in  
4 or concerned with the welfare of the child or children and  
5 agrees in writing to utilize the assistance in the best  
6 interest of the child or children.

7 2. A member of the community affiliated with a  
8 religious, community, neighborhood, or charitable organization  
9 who agrees in writing to utilize the assistance in the best  
10 interest of the child or children.

11 3. A volunteer or member of an organization who agrees  
12 in writing to fulfill the role of protective payee and to  
13 utilize the assistance in the best interest of the child or  
14 children.

15 (c) The protective payee designated by the department  
16 shall be the authorized representative for purposes of  
17 receiving food stamps on behalf of a child or children under  
18 age 16. The authorized representative must agree in writing to  
19 use the food stamps in the best interest of the child or  
20 children.

21 (d) If it is in the best interest of the child or  
22 children, as determined by the department, for the staff  
23 member of a private agency, a public agency, the department,  
24 or any other appropriate organization to serve as a protective  
25 payee or authorized representative, such designation may be  
26 made, except that a protective payee or authorized  
27 representative must not be any individual involved in  
28 determining eligibility for temporary cash assistance or food  
29 stamps for the family, staff handling any fiscal processes  
30 related to issuance of temporary cash assistance or food  
31 stamps, or landlords, grocers, or vendors of goods, services,

1 or items dealing directly with the participant.

2 (e) The department may pay incidental expenses or  
3 travel expenses for costs directly related to performance of  
4 the duties of a protective payee as necessary to implement the  
5 provisions of this subsection.

6 (f) If the department is unable to designate a  
7 qualified protective payee or authorized representative, a  
8 referral shall be made under the provisions of chapter 39 for  
9 protective intervention.

10 ~~(3)(6)~~ PROPORTIONAL REDUCTION OF TEMPORARY CASH  
11 ASSISTANCE RELATED TO PAY AFTER PERFORMANCE.--Notwithstanding  
12 the provisions of subsection~~(1)(4)~~, if an individual is  
13 receiving temporary cash assistance under a  
14 pay-after-performance arrangement and the individual  
15 participates, but fails to meet the full participation  
16 requirement, then the temporary cash assistance received shall  
17 be reduced and shall be proportional to the actual  
18 participation. Food stamps may be included in a  
19 pay-after-performance arrangement if permitted under federal  
20 law.

21 ~~(4)(7)~~ EXCEPTIONS TO NONCOMPLIANCE PENALTIES.--Unless  
22 otherwise provided, the situations listed in this subsection  
23 shall constitute exceptions to the penalties for noncompliance  
24 with participation requirements, except that these situations  
25 do not constitute exceptions to the applicable time limit for  
26 receipt of temporary cash assistance:

27 (a) Noncompliance related to child care.--Temporary  
28 cash assistance may not be terminated for refusal to  
29 participate in work activities if the individual is a single  
30 custodial parent caring for a child who has not attained 6  
31 years of age, and the adult proves to the regional workforce

1 ~~board department~~ an inability to obtain needed child care for  
2 one or more of the following reasons, as defined in the Child  
3 Care and Development Fund State Plan required by part 98 of 45  
4 C.F.R.:

5 1. Unavailability of appropriate child care within a  
6 reasonable distance from the individual's home or worksite.

7 2. Unavailability or unsuitability of informal child  
8 care by a relative or under other arrangements.

9 3. Unavailability of appropriate and affordable formal  
10 child care arrangements.

11 (b) Noncompliance related to domestic violence.--An  
12 individual who is determined to be unable to comply with the  
13 work requirements because such compliance would make it  
14 probable that the individual would be unable to escape  
15 domestic violence shall be exempt from work requirements  
16 ~~pursuant to s. 414.028(4)(g)~~. However, the individual shall  
17 comply with a plan that specifies alternative requirements  
18 that prepare the individual for self-sufficiency while  
19 providing for the safety of the individual and the  
20 individual's dependents. A participant who is determined to  
21 be out of compliance with the alternative requirement plan  
22 shall be subject to the penalties under subsection ~~(1)(4)~~.  
23 An exception granted under this paragraph does not  
24 automatically constitute an extension of exception to the time  
25 limitations on benefits specified under s. 414.105.

26 (c) Noncompliance related to treatment or remediation  
27 of past effects of domestic violence.--An individual who is  
28 determined to be unable to comply with the work requirements  
29 under this section due to mental or physical impairment  
30 related to past incidents of domestic violence may be exempt  
31 from work requirements ~~for a specified period pursuant to s.~~

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1 ~~414.028(4)(g)~~, except that such individual shall comply with a  
2 plan that specifies alternative requirements that prepare the  
3 individual for self-sufficiency while providing for the safety  
4 of the individual and the individual's dependents. A  
5 participant who is determined to be out of compliance with the  
6 alternative requirement plan shall be subject to the penalties  
7 under subsection (1)(4). The plan must include counseling or  
8 a course of treatment necessary for the individual to resume  
9 participation. The need for treatment and the expected  
10 duration of such treatment must be verified by a physician  
11 licensed under chapter 458 or chapter 459; a psychologist  
12 licensed under s. 490.005(1), s. 490.006, or the provision  
13 identified as s. 490.013(2) in s. 1, chapter 81-235, Laws of  
14 Florida; a therapist as defined in s. 491.003(2) or (6); or a  
15 treatment professional who is registered under s. 39.905(1)(g)  
16 ~~s. 415.605(1)(g)~~, is authorized to maintain confidentiality  
17 under s. 90.5036(1)(d), and has a minimum of 2 years  
18 experience at a certified domestic violence center. An  
19 exception granted under this paragraph does not automatically  
20 constitute an extension of ~~exception from~~ the time limitations  
21 on benefits specified under s. 414.105.

22 (d) Noncompliance related to medical incapacity.--If  
23 an individual cannot participate in assigned work activities  
24 due to a medical incapacity, the individual may be excepted  
25 from the activity for a specific period, except that the  
26 individual shall be required to comply with the course of  
27 treatment necessary for the individual to resume  
28 participation. A participant may not be excused from work  
29 activity requirements unless the participant's medical  
30 incapacity is verified by a physician licensed under chapter  
31 458 or chapter 459, in accordance with procedures established

1 by rule of the department. An individual for whom there is  
2 medical verification of limitation to participate in work  
3 activities shall be assigned to work activities consistent  
4 with such limitations. Evaluation of an individual's ability  
5 to participate in work activities or development of a plan for  
6 work activity assignment may include vocational assessment or  
7 work evaluation. The department or a regional workforce board  
8 ~~local WAGES coalition~~ may require an individual to cooperate  
9 in medical or vocational assessment necessary to evaluate the  
10 individual's ability to participate in a work activity.

11 (e) Noncompliance related to outpatient mental health  
12 or substance abuse treatment.--If an individual cannot  
13 participate in the required hours of work activity due to a  
14 need to become or remain involved in outpatient mental health  
15 or substance abuse counseling or treatment, the individual may  
16 be exempted from the work activity for up to 5 hours per week,  
17 not to exceed 100 hours per year. An individual may not be  
18 excused from a work activity unless a mental health or  
19 substance abuse professional recognized by the department or  
20 regional workforce board certifies the treatment protocol and  
21 provides verification of attendance at the counseling or  
22 treatment sessions each week.

23 (f)(e) Noncompliance due to medical incapacity by  
24 applicants for Supplemental Security Income (SSI) or Social  
25 Security Disability Income (SSDI).--An individual subject to  
26 work activity requirements may be exempted from those  
27 requirements if the individual provides information verifying  
28 that he or she has filed an application for SSI disability  
29 benefits or SSDI disability benefits and the decision is  
30 pending development and evaluation under social security  
31 disability law, rules, and regulations at the initial

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1 reconsideration, administrative law judge, or Social Security  
2 Administration Appeals Council levels.

3 ~~(g)(f)~~ Other good cause exceptions for  
4 noncompliance.--Individuals who are temporarily unable to  
5 participate due to circumstances beyond their control may be  
6 excepted from the noncompliance penalties. The department may  
7 define by rule situations that would constitute good cause.  
8 These situations must include caring for a disabled family  
9 member when the need for the care has been verified and  
10 alternate care is not available.

11 ~~(5)(8)~~ WORK ACTIVITY REQUIREMENTS FOR NONCUSTODIAL  
12 PARENTS.--

13 (a) The court may order a noncustodial parent who is  
14 delinquent in child support payments to participate in work  
15 activities under this chapter so that the parent may obtain  
16 employment and fulfill the obligation to provide support  
17 payments. A noncustodial parent who fails to satisfactorily  
18 engage in court-ordered work activities may be held in  
19 contempt.

20 (b) The court may order a noncustodial parent to  
21 participate in work activities under this chapter if the child  
22 of the noncustodial parent has been placed with a relative, in  
23 an emergency shelter, in foster care, or in other substitute  
24 care, and:

25 1. The case plan requires the noncustodial parent to  
26 participate in work activities; or

27 2. The noncustodial parent would be eligible to  
28 participate in work activities ~~the WAGES Program~~ and subject  
29 to work activity requirements if the child were living with  
30 the parent.

31

1 If a noncustodial parent fails to comply with the case plan,  
2 the noncustodial parent may be removed from program  
3 participation.

4 ~~(9) PRIORITIZATION OF WORK REQUIREMENTS. The~~  
5 ~~department and local WAGES coalitions shall require~~  
6 ~~participation in work activities to the maximum extent~~  
7 ~~possible, subject to federal and state funding. If funds are~~  
8 ~~projected to be insufficient to allow full-time work~~  
9 ~~activities by all program participants who are required to~~  
10 ~~participate in work activities, local WAGES coalitions shall~~  
11 ~~screen participants and assign priority based on the~~  
12 ~~following:~~

13 ~~(a) In accordance with federal requirements, at least~~  
14 ~~one adult in each two-parent family shall be assigned priority~~  
15 ~~for full-time work activities.~~

16 ~~(b) Among single-parent families, a family that has~~  
17 ~~older preschool children or school-age children shall be~~  
18 ~~assigned priority for work activities.~~

19 ~~(c) A participant who has access to nonsubsidized~~  
20 ~~child care may be assigned priority for work activities.~~

21 ~~(d) Priority may be assigned based on the amount of~~  
22 ~~time remaining until the participant reaches the applicable~~  
23 ~~time limit for program participation or may be based on~~  
24 ~~requirements of a case plan.~~

25  
26 ~~Local WAGES coalitions may limit a participant's weekly work~~  
27 ~~requirement to the minimum required to meet federal work~~  
28 ~~activity requirements in lieu of the level defined in~~  
29 ~~subsection (2). The department and local WAGES coalitions may~~  
30 ~~develop screening and prioritization procedures within service~~  
31 ~~districts or within counties based on the allocation of~~

1 ~~resources, the availability of community resources, or the~~  
2 ~~work activity needs of the service district.~~

3 ~~(10) USE OF CONTRACTS. The department and local WAGES~~  
4 ~~coalitions shall provide work activities, training, and other~~  
5 ~~services, as appropriate, through contracts. In contracting~~  
6 ~~for work activities, training, or services, the following~~  
7 ~~applies:~~

8 ~~(a) All education and training provided under the~~  
9 ~~WAGES Program shall be provided through agreements with~~  
10 ~~regional workforce development boards.~~

11 ~~(b) A contract must be performance-based. Wherever~~  
12 ~~possible, payment shall be tied to performance outcomes that~~  
13 ~~include factors such as, but not limited to, job entry, job~~  
14 ~~entry at a target wage, and job retention, rather than tied to~~  
15 ~~completion of training or education or any other phase of the~~  
16 ~~program participation process.~~

17 ~~(c) A contract may include performance-based incentive~~  
18 ~~payments that may vary according to the extent to which the~~  
19 ~~participant is more difficult to place. Contract payments may~~  
20 ~~be weighted proportionally to reflect the extent to which the~~  
21 ~~participant has limitations associated with the long-term~~  
22 ~~receipt of welfare and difficulty in sustaining employment.~~  
23 ~~The factors may include the extent of prior receipt of~~  
24 ~~welfare, lack of employment experience, lack of education,~~  
25 ~~lack of job skills, and other factors determined appropriate~~  
26 ~~by the department.~~

27 ~~(d) Notwithstanding the exemption from the competitive~~  
28 ~~sealed bid requirements provided in s. 287.057(3)(f) for~~  
29 ~~certain contractual services, each contract awarded under this~~  
30 ~~chapter must be awarded on the basis of a competitive sealed~~  
31 ~~bid, except for a contract with a governmental entity as~~

1 ~~determined by the department.~~

2 ~~(e) The department and the local WAGES coalitions may~~  
3 ~~contract with commercial, charitable, or religious~~  
4 ~~organizations. A contract must comply with federal~~  
5 ~~requirements with respect to nondiscrimination and other~~  
6 ~~requirements that safeguard the rights of participants.~~  
7 ~~Services may be provided under contract, certificate, voucher,~~  
8 ~~or other form of disbursement.~~

9 ~~(f) The administrative costs associated with a~~  
10 ~~contract for services provided under this section may not~~  
11 ~~exceed the applicable administrative cost ceiling established~~  
12 ~~in federal law. An agency or entity that is awarded a contract~~  
13 ~~under this section may not charge more than 7 percent of the~~  
14 ~~value of the contract for administration, unless an exception~~  
15 ~~is approved by the local WAGES coalition. A list of any~~  
16 ~~exceptions approved must be submitted to the WAGES Program~~  
17 ~~State Board of Directors for review, and the board may rescind~~  
18 ~~approval of the exception. The WAGES Program State Board of~~  
19 ~~Directors may also approve exceptions for any statewide~~  
20 ~~contract for services provided under this section.~~

21 ~~(g) Local WAGES coalitions may enter into contracts to~~  
22 ~~provide short-term work experience for the chronically~~  
23 ~~unemployed as provided in this section.~~

24 ~~(h) A tax-exempt organization under s. 501(c) of the~~  
25 ~~Internal Revenue Code of 1986 which receives funds under this~~  
26 ~~chapter must disclose receipt of federal funds on any~~  
27 ~~advertising, promotional, or other material in accordance with~~  
28 ~~federal requirements.~~

29 ~~(11) PROTECTIONS FOR PARTICIPANTS.--Each participant~~  
30 ~~is subject to the same health, safety, and nondiscrimination~~  
31 ~~standards established under federal, state, or local laws that~~

1 ~~otherwise apply to other individuals engaged in similar~~  
2 ~~activities who are not participants in the WAGES Program.~~

3 ~~(12) PROTECTION FOR CURRENT EMPLOYEES.--In~~  
4 ~~establishing and contracting for work experience and community~~  
5 ~~service activities, other work experience activities,~~  
6 ~~on-the-job training, subsidized employment, and work~~  
7 ~~supplementation under the WAGES Program, an employed worker~~  
8 ~~may not be displaced, either completely or partially. A WAGES~~  
9 ~~participant may not be assigned to an activity or employed in~~  
10 ~~a position if the employer has created the vacancy or~~  
11 ~~terminated an existing employee without good cause in order to~~  
12 ~~fill that position with a WAGES Program participant.~~

13 ~~(13) CONTRACTS FOR VOCATIONAL ASSESSMENTS AND WORK~~  
14 ~~EVALUATIONS.--Vocational assessments or work evaluations by~~  
15 ~~the Division of Vocational Rehabilitation pursuant to this~~  
16 ~~section shall be performed under contract with the local WAGES~~  
17 ~~coalitions.~~

18 Section 39. Section 414.085, Florida Statutes, is  
19 amended to read:

20 414.085 Income eligibility standards.--For purposes of  
21 program simplification and effective program management,  
22 certain income definitions, as outlined in the food stamp  
23 regulations at 7 C.F.R. s. 273.9, shall be applied to the  
24 temporary cash assistance ~~WAGES~~ program as determined by the  
25 department to be consistent with federal law regarding  
26 temporary cash assistance and Medicaid for needy families,  
27 except as to the following:

28 (1) Participation in the temporary cash assistance  
29 ~~WAGES~~ program shall be limited to those families whose gross  
30 family income is equal to or less than 185 ~~130~~ percent of the  
31 federal poverty level established in s. 673(2) of the

1 Community Services Block Grant Act, 42 U.S.C. s. 9901(2).

2 (2) Income security payments, including payments  
3 funded under part B of Title IV of the Social Security Act, as  
4 amended; supplemental security income under Title XVI of the  
5 Social Security Act, as amended; or other income security  
6 payments as defined by federal law shall be excluded as income  
7 unless required to be included by federal law.

8 (3) The first \$50 of child support paid to a custodial  
9 parent receiving temporary cash assistance may not be  
10 disregarded in calculating the amount of temporary cash  
11 assistance for the family, unless such exclusion is required  
12 by federal law.

13 (4) An incentive payment to a participant authorized  
14 by a regional workforce board ~~local WAGES coalition~~ shall not  
15 be considered income.

16 Section 40. Section 414.095, Florida Statutes, is  
17 amended to read:

18 414.095 Determining eligibility for temporary cash  
19 assistance ~~the WAGES Program~~.--

20 (1) ELIGIBILITY.--An applicant must meet eligibility  
21 requirements of this section before receiving services or  
22 temporary cash assistance under this chapter, except that an  
23 applicant shall be required to register for work and engage in  
24 work activities in accordance with s. 445.024, as designated  
25 by the regional workforce board, ~~s. 414.065~~ and may receive  
26 support services or child care assistance in conjunction with  
27 such requirement. The department shall make a determination of  
28 eligibility based on the criteria listed in this chapter. The  
29 department shall monitor continued eligibility for temporary  
30 cash assistance through periodic reviews consistent with the  
31 food stamp eligibility process. Benefits shall not be denied

1 to an individual solely based on a felony drug conviction,  
2 unless the conviction is for trafficking pursuant to s.  
3 893.135. To be eligible under this section, an individual  
4 convicted of a drug felony must be satisfactorily meeting the  
5 requirements of the temporary cash assistance ~~WAGES~~ program,  
6 including all substance abuse treatment requirements. Within  
7 the limits specified in this chapter, the state opts out of  
8 the provision of Pub. L. No. 104-193, s. 115, that eliminates  
9 eligibility for temporary cash assistance and food stamps for  
10 any individual convicted of a controlled substance felony.

11 (2) ADDITIONAL ELIGIBILITY REQUIREMENTS.--

12 (a) To be eligible for services or temporary cash  
13 assistance and Medicaid ~~under the WAGES Program~~:

14 1. An applicant must be a United States citizen, or a  
15 qualified noncitizen, as defined in this section.

16 2. An applicant must be a legal resident of the state.

17 3. Each member of a family must provide to the  
18 department the member's social security number or shall  
19 provide proof of application for a social security number. An  
20 individual who fails to provide to the department a social  
21 security number, or proof of application for a social security  
22 number, is not eligible to participate in the program.

23 4. A minor child must reside with a custodial parent  
24 or parents or with a relative caretaker who is within the  
25 specified degree of blood relationship as defined under this  
26 chapter ~~the WAGES Program~~, or in a setting approved by the  
27 department.

28 5. Each family must have a minor child and meet the  
29 income and resource requirements of the program. All minor  
30 children who live in the family, as well as the parents of the  
31 minor children, shall be included in the eligibility

1 determination unless specifically excluded.

2 (b) The following members of a family are eligible to  
3 participate in the program if all eligibility requirements are  
4 met:

5 1. A minor child who resides with a custodial parent  
6 or other adult caretaker relative.

7 2. The parent of a minor child with whom the child  
8 resides.

9 3. The caretaker relative with whom the minor child  
10 resides who chooses to have her or his needs and income  
11 included in the family.

12 4. Unwed minor children and their children if the  
13 unwed minor child lives at home or in an adult-supervised  
14 setting and if temporary cash assistance is paid to an  
15 alternative payee.

16 5. A pregnant woman.

17 (3) ELIGIBILITY FOR NONCITIZENS.--A "qualified  
18 noncitizen" is an individual who is admitted to lawfully  
19 ~~present in~~ the United States as a refugee under s. 207 of the  
20 Immigration and Nationality Act or who is granted asylum under  
21 s.ss. 207 and 208 of the Immigration and Nationality Act; a  
22 noncitizen, an alien whose deportation is withheld under s.  
23 243(h) or s. 241(b)(3) of the Immigration and Nationality Act;  
24 a noncitizen, or an alien who is paroled into the United  
25 States under s. 212(d)(5) of the Immigration and Nationality  
26 Act, for at least 1 year, a noncitizen who is granted  
27 conditional entry pursuant to s. 203(a)(7) of the Immigration  
28 and Nationality Act as in effect prior to April 1, 1980; a  
29 Cuban or Haitian entrant; or a noncitizen who has been  
30 admitted as a permanent resident and meets specific criteria  
31 under federal law. In addition, a "qualified noncitizen"

1 includes an individual who, or an individual whose child or  
2 parent, has been battered or subject to extreme cruelty in the  
3 United States by a spouse, ~~or~~ a parent, or other household  
4 member under certain circumstances, and has applied for or  
5 received protection under the federal Violence Against Women  
6 Act of 1994, Pub. L. No. 103-322, if the need for benefits is  
7 related to the abuse and the batterer no longer lives in the  
8 household. A "nonqualified noncitizen" is a nonimmigrant  
9 noncitizen alien, including a tourist, business visitor,  
10 foreign student, exchange visitor, temporary worker, or  
11 diplomat. In addition, a "nonqualified noncitizen" includes an  
12 individual paroled into the United States for less than 1  
13 year. A qualified noncitizen who is otherwise eligible may  
14 receive temporary cash assistance to the extent permitted by  
15 federal law. The income or resources of a sponsor and the  
16 sponsor's spouse shall be included in determining eligibility  
17 to the maximum extent permitted by federal law.

18 (a) A child who is a qualified noncitizen or who was  
19 born in the United States to an illegal or ineligible  
20 noncitizen alien is eligible for temporary cash assistance  
21 under this chapter if the family meets all eligibility  
22 requirements.

23 (b) If the parent may legally work in this country,  
24 the parent must participate in the work activity requirements  
25 provided in s. 445.024 ~~s. 414.065~~, to the extent permitted  
26 under federal law.

27 (c) The department shall participate in the Systematic  
28 Alien Verification for Entitlements Program (SAVE) established  
29 by the United States Immigration and Naturalization Service in  
30 order to verify the validity of documents provided by  
31 noncitizens ~~aliens~~ and to verify a noncitizen's ~~an alien's~~

1 eligibility.

2 (d) The income of an illegal noncitizen alien or  
3 ineligible noncitizen who is a mandatory member of a family  
4 ~~alien~~, less a pro rata share for the illegal noncitizen alien  
5 or ineligible noncitizen alien, counts in determining a  
6 family's eligibility to participate in the program.

7 (e) The entire assets of an ineligible noncitizen  
8 ~~alien~~ or a disqualified individual who is a mandatory member  
9 of a family shall be included in determining the family's  
10 eligibility.

11 (4) STEPPARENTS.--A family that contains a stepparent  
12 has the following special eligibility options if the family  
13 meets all other eligibility requirements:

14 (a) A family that does not contain a mutual minor  
15 child has the option to include or exclude a stepparent in  
16 determining eligibility if the stepparent's monthly gross  
17 income is less than 185 percent of the federal poverty level  
18 for a two-person family.

19 1. If the stepparent chooses to be excluded from the  
20 family, temporary cash assistance, without shelter expense,  
21 shall be provided for the child. The parent of the child must  
22 comply with work activity requirements as provided in s.  
23 445.024 ~~s. 414.065~~. Income and resources from the stepparent  
24 may not be included in determining eligibility; however, any  
25 income and resources from the parent of the child shall be  
26 included in determining eligibility.

27 2. If a stepparent chooses to be included in the  
28 family, the department shall determine eligibility using the  
29 requirements for a nonstepparent family. A stepparent whose  
30 income is equal to or greater than 185 percent of the federal  
31 poverty level for a two-person family does not have the option

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1 to be excluded from the family, and all income and resources  
2 of the stepparent shall be included in determining the  
3 family's eligibility.

4 (b) A family that contains a mutual minor child does  
5 not have the option to exclude a stepparent from the family,  
6 and the income and resources from the stepparent shall be  
7 included in determining eligibility.

8 (c) A family that contains two stepparents, with or  
9 without a mutual minor child, does not have the option to  
10 exclude a stepparent from the family, and the income and  
11 resources from each stepparent must be included in determining  
12 eligibility.

13 (5) CARETAKER RELATIVES.--A family that contains a  
14 caretaker relative of a minor child has the option to include  
15 or exclude the caretaker relative in determining eligibility.  
16 If the caretaker relative chooses to be included in the  
17 family, the caretaker relative must meet all eligibility  
18 requirements, including resource and income requirements, and  
19 must comply with work activity requirements as provided in s.  
20 445.024 ~~s. 414.065~~. If the caretaker relative chooses to be  
21 excluded from the family, eligibility shall be determined for  
22 the minor child based on the child's income and resources. The  
23 level of temporary cash assistance for the minor child shall  
24 be based on the shelter obligation paid to the caretaker  
25 relative.

26 (6) PREGNANT WOMAN WITH NO OTHER CHILD.--Temporary  
27 cash assistance for a pregnant woman is not available until  
28 the last month of pregnancy. However, if the department  
29 determines that a woman is restricted from work activities by  
30 orders of a physician, temporary cash assistance shall be  
31 available during the last trimester of pregnancy and the woman

1 may be required to attend parenting classes or other  
2 activities to better prepare for the responsibilities of  
3 raising a child.

4 (7) CHILD SUPPORT ENFORCEMENT.--As a condition of  
5 eligibility for public assistance, the family must cooperate  
6 with the state agency responsible for administering the child  
7 support enforcement program in establishing the paternity of  
8 the child, if the child is born out of wedlock, and in  
9 obtaining support for the child or for the parent or caretaker  
10 relative and the child. Cooperation is defined as:

11 (a) Assisting in identifying and locating a  
12 noncustodial parent and providing complete and accurate  
13 information on that parent;

14 (b) Assisting in establishing paternity; and

15 (c) Assisting in establishing, modifying, or enforcing  
16 a support order with respect to a child of a family member.

17  
18 This subsection does not apply if the state agency that  
19 administers the child support enforcement program determines  
20 that the parent or caretaker relative has good cause for  
21 failing to cooperate.

22 (8) ASSIGNMENT OF RIGHTS TO SUPPORT.--As a condition  
23 of receiving temporary cash assistance, the family must assign  
24 to the department any rights a member of a family may have to  
25 support from any other person. This applies to any family  
26 member; however, the assigned amounts must not exceed the  
27 total amount of temporary cash assistance provided to the  
28 family. The assignment of child support does not apply if the  
29 family leaves the program.

30 (9) APPLICATIONS.--The date of application is the date  
31 the department or authorized entity receives a signed and

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1 dated request to participate in the temporary cash assistance  
2 ~~WAGES~~ program. The request shall be denied 30 days after the  
3 initial application if the applicant fails to respond to  
4 scheduled appointments, including appointments with the state  
5 agency responsible for administering the child support  
6 enforcement program, and does not contact the department or  
7 authorized entity regarding the application.

8 (a) The beginning date of eligibility for temporary  
9 cash assistance is the date ~~on which the application is~~  
10 ~~approved or 30 days after the date of application, whichever~~  
11 ~~is earlier.~~

12 (b) The add date for a newborn child is the date of  
13 the child's birth.

14 (c) The add date for all other individuals is the date  
15 on which the client files a signed and dated request with  
16 ~~contacts~~ the department to add request that the individual to  
17 ~~be included in~~ the grant for temporary cash assistance.

18 ~~(d) Medicaid coverage for a recipient of temporary~~  
19 ~~cash assistance begins on the first day of the first month of~~  
20 ~~eligibility for temporary cash assistance, and such coverage~~  
21 ~~shall include any eligibility required by federal law which is~~  
22 ~~prior to the month of application.~~

23 (10) ~~PARTICIPANT~~ OPPORTUNITIES AND OBLIGATIONS.--An  
24 applicant for temporary cash assistance ~~or participant in the~~  
25 ~~WAGES Program~~ has the following opportunities and obligations:

26 (a) To participate in establishing eligibility by  
27 providing facts with respect to circumstances that affect  
28 eligibility and by obtaining, or authorizing the department  
29 ~~and the Department of Labor and Employment Security~~ to obtain,  
30 documents or information from others in order to establish  
31 eligibility.

1 (b) To have eligibility determined without  
2 discrimination based on race, color, sex, age, marital status,  
3 handicap, religion, national origin, or political beliefs.

4 (c) To be advised of any reduction or termination of  
5 temporary cash assistance or food stamps.

6 (d) To provide correct and complete information about  
7 the family's circumstances that relate to eligibility, at the  
8 time of application and at subsequent intervals.

9 (e) To keep the department ~~and the Department of Labor~~  
10 ~~and Employment Security~~ informed of any changes that could  
11 affect eligibility.

12 (f) To use temporary cash assistance and food stamps  
13 for the purpose for which the assistance is intended.

14 (g) To receive information regarding services  
15 available from certified domestic violence centers or  
16 organizations that provide counseling and supportive services  
17 to individuals who are past or present victims of domestic  
18 violence or who are at risk of domestic violence and, upon  
19 request, to be referred to such organizations in a manner  
20 which protects the individual's confidentiality.

21 (11) DETERMINATION OF LEVEL OF TEMPORARY CASH  
22 ASSISTANCE.--Temporary cash assistance shall be based on a  
23 standard determined by the Legislature, subject to  
24 availability of funds. There shall be three assistance levels  
25 for a family that contains a specified number of eligible  
26 members, based on the following criteria:

27 (a) A family that does not have a shelter obligation.

28 (b) A family that has a shelter obligation greater  
29 than zero but less than or equal to \$50.

30 (c) A family that has a shelter obligation greater  
31 than \$50 or that is homeless.

The following chart depicts the levels of temporary cash assistance for implementation purposes:

THREE-TIER SHELTER PAYMENT STANDARD

Family Size	Zero Shelter Obligation	Greater than Zero Less than or Equal to \$50	Greater than \$50 Shelter Obligation
1	\$95	\$153	\$180
2	\$158	\$205	\$241
3	\$198	\$258	\$303
4	\$254	\$309	\$364
5	\$289	\$362	\$426
6	\$346	\$414	\$487
7	\$392	\$467	\$549
8	\$438	\$519	\$610
9	\$485	\$570	\$671
10	\$534	\$623	\$733
11	\$582	\$676	\$795
12	\$630	\$728	\$857
13	\$678	\$781	\$919

(12) DISREGARDS.--

(a) As an incentive to employment, the first \$200 plus one-half of the remainder of earned income shall be disregarded. In order to be eligible for earned income to be disregarded, the individual must be:

1. A current participant in the program; or
2. Eligible for participation in the program without

1 the earnings disregard.

2 (b) A child's earned income shall be disregarded if  
3 the child is a family member, attends high school or the  
4 equivalent, and is 19 years of age or younger.

5 (13) CALCULATION OF LEVELS OF TEMPORARY CASH  
6 ASSISTANCE.--

7 (a) Temporary cash assistance shall be calculated  
8 based on average monthly gross family income, earned and  
9 unearned, less any applicable disregards. The resulting  
10 monthly net income amount shall be subtracted from the  
11 applicable payment standard to determine the monthly amount of  
12 temporary cash assistance.

13 (b) A deduction may not be allowed for child care  
14 payments.

15 (14) METHODS OF PAYMENT OF TEMPORARY CASH  
16 ASSISTANCE.--Temporary cash assistance may be paid as follows:

17 (a) Direct payment through state warrant, electronic  
18 transfer of temporary cash assistance, or voucher.

19 (b) Payment to an alternative payee.

20 (c) Payment for subsidized employment.

21 (d) Pay-after-performance arrangements with public or  
22 private not-for-profit agencies.

23 (15) PROHIBITIONS AND RESTRICTIONS.--

24 (a) A family without a minor child living in the home  
25 is not eligible to receive temporary cash assistance or  
26 services under this chapter. However, a pregnant woman is  
27 eligible for temporary cash assistance in the ninth month of  
28 pregnancy if all eligibility requirements are otherwise  
29 satisfied.

30 (b) Temporary cash assistance, without shelter  
31 expense, may be available for a teen parent who is a minor

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1 child and for the child. Temporary cash assistance may not be  
2 paid directly to the teen parent but must be paid, on behalf  
3 of the teen parent and child, to an alternative payee who is  
4 designated by the department. The alternative payee may not  
5 use the temporary cash assistance for any purpose other than  
6 paying for food, clothing, shelter, and medical care for the  
7 teen parent and child and for other necessities required to  
8 enable the teen parent to attend school or a training program.  
9 In order for the child of the teen parent and the teen parent  
10 to be eligible for temporary cash assistance, the teen parent  
11 must:

12 1. Attend school or an approved alternative training  
13 program, unless the child is less than 12 weeks of age or the  
14 teen parent has completed high school; and

15 2. Reside with a parent, legal guardian, or other  
16 adult caretaker relative. The income and resources of the  
17 parent shall be included in calculating the temporary cash  
18 assistance available to the teen parent since the parent is  
19 responsible for providing support and care for the child  
20 living in the home.

21 3. Attend parenting and family classes that provide a  
22 curriculum specified by the department or the Department of  
23 Health, as available.

24 (c) The teen parent is not required to live with a  
25 parent, legal guardian, or other adult caretaker relative if  
26 the department determines that:

27 1. The teen parent has suffered or might suffer harm  
28 in the home of the parent, legal guardian, or adult caretaker  
29 relative.

30 2. The requirement is not in the best interest of the  
31 teen parent or the child. If the department determines that it

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1 is not in the best interest of the teen parent or child to  
2 reside with a parent, legal guardian, or other adult caretaker  
3 relative, the department shall provide or assist the teen  
4 parent in finding a suitable home, a second-chance home, a  
5 maternity home, or other appropriate adult-supervised  
6 supportive living arrangement. Such living arrangement may  
7 include a shelter obligation in accordance with subsection  
8 (11).

9  
10 The department may not delay providing temporary cash  
11 assistance to the teen parent through the alternative payee  
12 designated by the department pending a determination as to  
13 where the teen parent should live and sufficient time for the  
14 move itself. A teen parent determined to need placement that  
15 is unavailable shall continue to be eligible for temporary  
16 cash assistance so long as the teen parent cooperates with the  
17 department, ~~the local WAGES coalition,~~ and the Department of  
18 Health. The teen parent shall be provided with counseling to  
19 make the transition from independence to supervised living and  
20 with a choice of living arrangements.

21 (d) Notwithstanding any law to the contrary, if a  
22 parent or caretaker relative without good cause does not  
23 cooperate with the state agency responsible for administering  
24 the child support enforcement program in establishing,  
25 modifying, or enforcing a support order with respect to a  
26 child of a teen parent or other family member, or a child of a  
27 family member who is in the care of an adult relative,  
28 temporary cash assistance to the entire family shall be denied  
29 until the state agency indicates that cooperation by the  
30 parent or caretaker relative has been satisfactory. To the  
31 extent permissible under federal law, a parent or caretaker

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1 relative shall not be penalized for failure to cooperate with  
2 paternity establishment or with the establishment,  
3 modification, or enforcement of a support order when such  
4 cooperation could subject an individual to a risk of domestic  
5 violence. Such risk shall constitute good cause to the extent  
6 permitted by Title IV-D of the Social Security Act, as  
7 amended, or other federal law.

8 (e) If a parent or caretaker relative does not assign  
9 any rights a family member may have to support from any other  
10 person as required by subsection (8), temporary cash  
11 assistance to the entire family shall be denied until the  
12 parent or caretaker relative assigns the rights to the  
13 department.

14 (f) An individual who is convicted in federal or state  
15 court of receiving benefits under this chapter, Title XIX, the  
16 Food Stamp Act of 1977, or Title XVI (Supplemental Security  
17 Income), in two or more states simultaneously may not receive  
18 temporary cash assistance or services under this chapter for  
19 10 years following the date of conviction.

20 (g) An individual is ineligible to receive temporary  
21 cash assistance or services under this chapter during any  
22 period when the individual is fleeing to avoid prosecution,  
23 custody, or confinement after committing a crime, attempting  
24 to commit a crime that is a felony under the laws of the place  
25 from which the individual flees or a high misdemeanor in the  
26 State of New Jersey, or violating a condition of probation or  
27 parole imposed under federal or state law.

28 (h) The parent or other caretaker relative must report  
29 to the department by the end of the 5-day period that begins  
30 on the date it becomes clear to the parent or caretaker  
31 relative that a minor child will be absent from the home for

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1 30 or more consecutive days. A parent or caretaker relative  
2 who fails to report this information to the department shall  
3 be disqualified from receiving temporary cash assistance for  
4 30 days for the first occurrence, 60 days for the second  
5 occurrence, and 90 days for the third or subsequent  
6 occurrence.

7 (i) If the parents of a minor child live apart and  
8 equally share custody and control of the child, a parent is  
9 ineligible for temporary cash assistance unless the parent  
10 clearly demonstrates to the department that the parent  
11 provides primary day-to-day custody.

12 (j) The payee of the temporary cash assistance payment  
13 is the caretaker relative with whom a minor child resides and  
14 who assumes primary responsibility for the child's daily  
15 supervision, care, and control, except in cases where a  
16 protective payee is established.

17 ~~(16) TRANSITIONAL BENEFITS AND SERVICES. The~~  
18 ~~department shall develop procedures to ensure that families~~  
19 ~~leaving the temporary cash assistance program receive~~  
20 ~~transitional benefits and services that will assist the family~~  
21 ~~in moving toward self-sufficiency. At a minimum, such~~  
22 ~~procedures must include, but are not limited to, the~~  
23 ~~following:~~

24 ~~(a) Each WAGES participant who is determined~~  
25 ~~ineligible for cash assistance for a reason other than a work~~  
26 ~~activity sanction shall be contacted by the case manager and~~  
27 ~~provided information about the availability of transitional~~  
28 ~~benefits and services. Such contact shall be attempted prior~~  
29 ~~to closure of the case management file.~~

30 ~~(b) Each WAGES participant who is determined~~  
31 ~~ineligible for cash assistance due to noncompliance with the~~

1 ~~work activity requirements shall be contacted and provided~~  
2 ~~information in accordance with s. 414.065(4).~~

3 ~~(c) The department, in consultation with the WAGES~~  
4 ~~Program State Board of Directors, shall develop informational~~  
5 ~~material, including posters and brochures, to better inform~~  
6 ~~families about the availability of transitional benefits and~~  
7 ~~services.~~

8 ~~(d) The department shall review federal requirements~~  
9 ~~related to transitional Medicaid and shall, to the extent~~  
10 ~~permitted by federal law, develop procedures to maximize the~~  
11 ~~utilization of transitional Medicaid by families who leave the~~  
12 ~~temporary cash assistance program.~~

13 ~~(16)(17) PREELIGIBILITY FRAUD SCREENING.--An applicant~~  
14 ~~who meets an error-prone profile, as determined by the~~  
15 ~~department, is subject to preeligibility fraud screening as a~~  
16 ~~means of reducing misspent funds and preventing fraud. The~~  
17 ~~department shall create an error-prone or fraud-prone case~~  
18 ~~profile within its public assistance information system and~~  
19 ~~shall screen each application for temporary cash assistance~~  
20 ~~the WAGES Program against the profile to identify cases that~~  
21 ~~have a potential for error or fraud. Each case so identified~~  
22 ~~shall be subjected to preeligibility fraud screening.~~

23 ~~(17)(18) PROPORTIONAL REDUCTION.--If the Social~~  
24 ~~Services Estimating Conference forecasts an increase in the~~  
25 ~~temporary cash assistance caseload and there is insufficient~~  
26 ~~funding, a proportional reduction as determined by the~~  
27 ~~department shall be applied to the levels of temporary cash~~  
28 ~~assistance in subsection (11).~~

29 ~~(18)(19) ADDITIONAL FUNDING.--When warranted by~~  
30 ~~economic circumstances, the department, in consultation with~~  
31 ~~the Social Services Estimating Conference, shall apply for~~

1 additional federal funding available from the Contingency Fund  
2 for State Welfare Programs.

3 Section 41. Section 414.105, Florida Statutes, is  
4 amended to read:

5 414.105 Time limitations of temporary cash  
6 assistance.--Unless otherwise expressly provided in this  
7 chapter, an applicant or current participant shall receive  
8 temporary cash assistance for episodes of not more than 24  
9 cumulative months in any consecutive 60-month period that  
10 begins with the first month of participation and for not more  
11 than a lifetime cumulative total of 48 months as an adult,  
12 unless otherwise provided by law.

13 (1) The time limitation for episodes of temporary cash  
14 assistance may not exceed 36 cumulative months in any  
15 consecutive 72-month period that begins with the first month  
16 of participation and may not exceed a lifetime cumulative  
17 total of 48 months of temporary cash assistance as an adult,  
18 for cases in which the participant:

19 (a) Has received aid to families with dependent  
20 children or temporary cash assistance for any 36 months of the  
21 preceding 60 months; or

22 (b) Is a custodial parent under the age of 24 who:

23 1. Has not completed a high school education or its  
24 equivalent; or

25 2. Had little or no work experience in the preceding  
26 year.

27 (2) A participant who is not exempt from work activity  
28 requirements may earn 1 month of eligibility for extended  
29 temporary cash assistance, up to maximum of 12 additional  
30 months, for each month in which the participant is fully  
31 complying with the work activities of the WAGES Program

1 through subsidized or unsubsidized public or private sector  
2 employment. The period for which extended temporary cash  
3 assistance is granted shall be based upon compliance with  
4 WAGES Program requirements beginning October 1, 1996.

5 (3) A WAGES participant who is not exempt from work  
6 activity requirements and who participates in a recommended  
7 mental health or substance abuse treatment program may earn 1  
8 month of eligibility for extended temporary cash assistance,  
9 up to a maximum of 12 additional months, for each month in  
10 which the individual fully complies with the requirements of  
11 the treatment program. This treatment credit may be awarded  
12 only upon the successful completion of the treatment program  
13 and only once during the 48-month time limit.

14 (4) Notwithstanding the time limits previously  
15 referenced in this section, a participant may be eligible for  
16 a hardship extension. ~~A participant may not receive temporary~~  
17 ~~cash assistance under this subsection, in combination with~~  
18 ~~other periods of temporary cash assistance for longer than a~~  
19 ~~lifetime limit of 48 months.~~ Hardship extensions exemptions to  
20 the time limitations of this chapter shall be limited to 20  
21 percent of participants in all subsequent years, as determined  
22 by the department and approved by the WAGES Program State  
23 Board of Directors.

24 (a) For participants who have received 24 cumulative  
25 months or 36 cumulative months of temporary cash assistance,  
26 criteria for hardship extensions exemptions include:

27 1.(a) Diligent participation in activities, combined  
28 with inability to obtain employment.

29 2.(b) Diligent participation in activities, combined  
30 with extraordinary barriers to employment, including the  
31 conditions which may result in an exemption to work

1 requirements.

2 3.(c) Significant barriers to employment, combined  
3 with a need for additional time.

4 4. Delay or interruption in an individual's  
5 participation in the program as a result of the effects of  
6 domestic violence. Hardship extensions granted under this  
7 subsection shall not be subject to the percentage limitation  
8 in this subsection.

9 5.(d) Diligent participation in activities and a need  
10 by teen parents for an extension exemption in order to have 24  
11 months of eligibility beyond receipt of the high school  
12 diploma or equivalent.

13 ~~(e) A recommendation of extension for a minor child of~~  
14 ~~a participating family that has reached the end of the~~  
15 ~~eligibility period for temporary cash assistance. The~~  
16 ~~recommendation must be the result of a review which determines~~  
17 ~~that the termination of the child's temporary cash assistance~~  
18 ~~would be likely to result in the child being placed into~~  
19 ~~emergency shelter or foster care. Temporary cash assistance~~  
20 ~~shall be provided through a protective payee. Staff of the~~  
21 ~~Children and Families Program Office of the department shall~~  
22 ~~conduct all assessments in each case in which it appears a~~  
23 ~~child may require continuation of temporary cash assistance~~  
24 ~~through a protective payee.~~

25  
26 At the recommendation of the regional workforce board local  
27 ~~WAGES coalition~~, temporary cash assistance under a hardship  
28 extension exemption for a participant who is eligible for work  
29 activities and who is not working shall be reduced by 10  
30 percent. Upon the employment of the participant, full benefits  
31 shall be restored.

1           (b) The cumulative total of all hardship extensions  
2 may not exceed 12 months, may include reduced benefits at the  
3 option of the review panel, and shall, in combination with  
4 other periods of temporary cash assistance as an adult, total  
5 no more than 48 months of temporary cash assistance, unless  
6 otherwise provided by law. If an individual fails to comply  
7 with program requirements during a hardship extension period,  
8 the hardship extension shall be removed upon the participant  
9 being given 10 days' notice to show good cause for failure to  
10 comply.

11           (c) For participants who have received 48 cumulative  
12 months of cash assistance, criteria for hardship extensions  
13 include:

14           1. Supplemental Security Income or Social Security  
15 Disability Insurance applicants who have pending claims at the  
16 end of the 48-month period whose claims have been verified by  
17 a physician licensed under chapter 458 or chapter 459. An  
18 independent medical examination may be requested by the  
19 regional workforce board to establish that the applicant is  
20 unable to gain employment.

21           2. Victims of domestic violence who have been engaged  
22 in an alternate work plan and despite best efforts are still  
23 not work ready.

24           3. Those individuals who have pervasive and persistent  
25 barriers to employment due to extensive educational and skills  
26 training deficits which require remediation and educational  
27 goals that require additional time for habilitation at the  
28 time the individual reached the 48-month time limit.  
29 Verification that the educational and skills training will  
30 likely lead to self-sufficient employment must be provided by  
31 a licensed occupational therapist or vocational rehabilitation

1 specialist.

2 4. The regional workforce board must review and  
3 evaluate each hardship extension no later than 12 months after  
4 the extension has been granted to determine whether an  
5 additional extension should be given. If an individual fails  
6 to comply with program requirements during a hardship  
7 extension, the hardship extension shall be removed upon the  
8 participant being given 10 days' notice to show good cause for  
9 failure to comply.

10 ~~(3) In addition to the exemptions listed in subsection~~  
11 ~~(2), a victim of domestic violence may be granted a hardship~~  
12 ~~exemption if the effects of such domestic violence delay or~~  
13 ~~otherwise interrupt or adversely affect the individual's~~  
14 ~~participation in the program. Hardship exemptions granted~~  
15 ~~under this subsection shall not be subject to the percentage~~  
16 ~~limitations in subsection (2).~~

17 ~~(5)(4)~~ The department, in cooperation with Workforce  
18 Florida, Inc., shall establish a procedure for reviewing and  
19 approving hardship extensions ~~exemptions~~, and the regional  
20 workforce board ~~local WAGES coalitions~~ may assist in making  
21 these determinations. The composition of any review panel must  
22 generally reflect the racial, gender, and ethnic diversity of  
23 the community as a whole. Members of a review panel shall  
24 serve without compensation but are entitled to receive  
25 reimbursement for per diem and travel expenses as provided in  
26 s. 112.016.

27 (6) A minor child of a participating family that has  
28 reached the end of the eligibility period for temporary cash  
29 assistance may receive an extension if the department  
30 determines that the termination of the child's temporary cash  
31 assistance would be likely to result in the child being placed

1 into emergency shelter or foster care. Temporary cash  
2 assistance shall be provided through a protective payee. Staff  
3 of the Children and Families Program Office of the department  
4 shall conduct all assessments in each case in which it appears  
5 a child may require continuation of temporary cash assistance  
6 through a protective payee.

7 ~~(5) The cumulative total of all hardship exemptions~~  
8 ~~may not exceed 12 months, may include reduced benefits at the~~  
9 ~~option of the community review panel, and shall, in~~  
10 ~~combination with other periods of temporary cash assistance as~~  
11 ~~an adult, total no more than 48 months of temporary cash~~  
12 ~~assistance. If an individual fails to comply with program~~  
13 ~~requirements during a hardship exemption period, the hardship~~  
14 ~~exemption shall be removed.~~

15 ~~(7)(6) For individuals who have moved from another~~  
16 ~~state, and have legally resided in this state for less than 12~~  
17 ~~months, the time limitation for temporary cash assistance~~  
18 ~~shall be the shorter of the respective time limitations used~~  
19 ~~in the two states, and months in which temporary cash~~  
20 ~~assistance was received under a block grant program that~~  
21 ~~provided temporary assistance for needy families in any state~~  
22 ~~shall count towards the cumulative 48-month benefit limit for~~  
23 ~~temporary cash assistance.~~

24 ~~(8)(7) For individuals subject to a time limitation~~  
25 ~~under the Family Transition Act of 1993, that time limitation~~  
26 ~~shall continue to apply. Months in which temporary cash~~  
27 ~~assistance was received through the family transition program~~  
28 ~~shall count towards the time limitations under this chapter.~~

29 ~~(9)(8) Except when temporary cash assistance was~~  
30 ~~received through the family transition program, the~~  
31 ~~calculation of the time limitation for temporary cash~~

1 assistance shall begin with the first month of receipt of  
2 temporary cash assistance after the effective date of this  
3 act.

4 ~~(10)(9)~~ Child-only cases are not subject to time  
5 limitations, and temporary cash assistance received while an  
6 individual is a minor child shall not count towards time  
7 limitations.

8 ~~(11)(10)~~ An individual who receives benefits under the  
9 Supplemental Security Income program or the Social Security  
10 Disability Insurance program is not subject to time  
11 limitations. An individual with an assigned 24-month or  
12 36-month time limit who has applied for supplemental security  
13 income (SSI) for disability, but has not yet received a  
14 determination must be granted an extension of time limits  
15 until the individual receives a final determination on the SSI  
16 application. However, such individual shall continue to meet  
17 all program requirements assigned to the participant based on  
18 medical ability to comply. Such extension shall be within the  
19 48-month lifetime limit unless otherwise provided by law.  
20 Determination shall be considered final once all appeals have  
21 been exhausted, benefits have been received, or denial has  
22 been accepted without any appeal. ~~Such individual must~~  
23 ~~continue to meet all program requirements assigned to the~~  
24 ~~participant based on medical ability to comply. Extensions of~~  
25 48-month time limits shall be in accordance with paragraph  
26 ~~(4)(c) within the recipient's 48-month lifetime limit.~~

27 ~~Hardship exemptions granted under this subsection shall not be~~  
28 ~~subject to the percentage limitations in subsection (2).~~

29 ~~(12)(11)~~ A person who is totally responsible for the  
30 personal care of a disabled family member is not subject to  
31 time limitations if the need for the care is verified and

1 alternative care is not available for the family member. The  
2 department shall annually evaluate an individual's  
3 qualifications for this exemption.

4 (13)~~(12)~~ A member of the ~~WAGES Program~~ staff of the  
5 regional workforce board shall interview and assess the  
6 employment prospects and barriers of each participant who is  
7 within 6 months of reaching the 24-month time limit. The  
8 staff member shall assist the participant in identifying  
9 actions necessary to become employed prior to reaching the  
10 benefit time limit for temporary cash assistance and, if  
11 appropriate, shall refer the participant for services that  
12 could facilitate employment.

13 Section 42. Section 414.157, Florida Statutes, is  
14 amended to read:

15 414.157 Diversion program for victims of domestic  
16 violence.--

17 (1) The diversion program for victims of domestic  
18 violence is intended to provide services and one-time payments  
19 to assist victims of domestic violence and their children in  
20 making the transition to independence.

21 (2) Before finding an applicant family eligible for  
22 the diversion program created under this section, a  
23 determination must be made that:

24 (a) The applicant family includes a pregnant woman or  
25 a parent with one or more minor children or a caretaker  
26 relative with one or more minor children.

27 (b) The services or one-time payment provided are not  
28 considered assistance under federal law or guidelines.

29 (3) Notwithstanding any provision to the contrary in  
30 ss. 414.075, 414.085, and 414.095, a family meeting the  
31 criteria of subsection (2) who is determined by the domestic

1 violence program to be in need of services or one-time payment  
2 due to domestic violence shall be considered a needy family  
3 and ~~is shall be deemed~~ eligible under this section for  
4 services through a certified domestic violence shelter.

5 (4) One-time payments provided under this section  
6 shall not exceed \$1,000 ~~an amount recommended by the WAGES~~  
7 ~~Program State Board of Directors and adopted by the department~~  
8 ~~in rule.~~

9 (5) Receipt of services or a one-time payment under  
10 this section does ~~shall~~ not preclude eligibility for, or  
11 receipt of, other assistance or services under this chapter.

12 Section 43. Section 414.158, Florida Statutes, is  
13 amended to read:

14 414.158 Diversion program to prevent or reduce child  
15 abuse and neglect ~~strengthen Florida's families.--~~

16 (1) The diversion program to prevent or reduce child  
17 abuse and neglect ~~strengthen Florida's families~~ is intended to  
18 provide services and one-time payments to assist families in  
19 avoiding welfare dependency and to strengthen families so that  
20 children can be cared for in their own homes or in the homes  
21 of relatives and so that families can be self-sufficient.

22 (2) Before finding a family eligible for the diversion  
23 program created under this section, a determination must be  
24 made that:

25 (a) The family includes a pregnant woman or a parent  
26 with one or more minor children or a caretaker relative with  
27 one or more minor children.

28 (b) The family meets the criteria of a voluntary  
29 assessment performed by Healthy Families Florida; the family  
30 meets the criteria established by the department for  
31 determining that one or more children in the family are at

1 risk of abuse, neglect, or threatened harm; or the family is  
2 homeless or living in a facility that provides shelter to  
3 homeless families.

4 (c) The services or one-time payment provided are not  
5 considered assistance under federal law or guidelines.

6 (3) Notwithstanding any provision to the contrary in  
7 s. 414.075, s. 414.085, or s. 414.095, a family meeting the  
8 requirements of subsection (2) shall be considered a needy  
9 family and shall be deemed eligible under this section.

10 (4) The department, in consultation with Healthy  
11 Families Florida, may establish additional requirements  
12 related to services or one-time payments, and the department  
13 is authorized to adopt rules relating to maximum amounts of  
14 such one-time payments.

15 (5) Receipt of services or a one-time payment under  
16 this section shall not preclude eligibility for, or receipt  
17 of, other assistance or services under this chapter.

18 Section 44. Subsection (1) of section 414.35, Florida  
19 Statutes, is amended to read:

20 414.35 Emergency relief.--

21 (1) The department shall, ~~by October 1, 1978,~~ adopt  
22 rules for the administration of emergency assistance programs  
23 delegated to the department either by executive order in  
24 accordance with the Disaster Relief Act of 1974 or pursuant to  
25 the Food Stamp Act of 1977.

26 Section 45. Subsection (1) of section 414.36, Florida  
27 Statutes, is amended to read:

28 414.36 Public assistance overpayment recovery program;  
29 contracts.--

30 (1) The department shall develop and implement a plan  
31 for the statewide privatization of activities relating to the

1 recovery of public assistance overpayment claims. These  
2 activities shall include, at a minimum, voluntary cash  
3 collections functions for recovery of fraudulent and  
4 nonfraudulent benefits paid to recipients of temporary cash  
5 assistance ~~under the WAGES Program~~, food stamps, and aid to  
6 families with dependent children.

7 Section 46. Subsection (10) of section 414.39, Florida  
8 Statutes, is amended to read:

9 414.39 Fraud.--

10 (10) The department shall create an error-prone or  
11 fraud-prone case profile within its public assistance  
12 information system and shall screen each application for  
13 public assistance, including food stamps, Medicaid, and  
14 temporary cash assistance ~~under the WAGES Program~~, against the  
15 profile to identify cases that have a potential for error or  
16 fraud. Each case so identified shall be subjected to  
17 preeligibility fraud screening.

18 Section 47. Subsection (3) of section 414.41, Florida  
19 Statutes, is amended to read:

20 414.41 Recovery of payments made due to mistake or  
21 fraud.--

22 (3) The department, or its designee, shall enforce an  
23 order of income deduction by the court against the liable  
24 adult recipient or participant, including the head of a  
25 family, for overpayment received as an adult under the  
26 temporary cash assistance ~~WAGES~~ program, the AFDC program, the  
27 food stamp program, or the Medicaid program.

28 Section 48. Section 414.55, Florida Statutes, is  
29 amended to read:

30 414.55 Implementation of ~~ss.~~

31 ~~414.015-414.55.--Following the effective date of ss.~~

1 ~~414.015-414.55+~~

2 ~~(1)(a) The Governor may delay implementation of ss.~~  
3 ~~414.015-414.55 in order to provide the department, the~~  
4 ~~Department of Labor and Employment Security, the Department of~~  
5 ~~Revenue, and the Department of Health with the time necessary~~  
6 ~~to prepare to implement new programs.~~

7 ~~(b) The Governor may also delay implementation of~~  
8 ~~portions of ss. 414.015-414.55 in order to allow savings~~  
9 ~~resulting from the enactment of ss. 414.015-414.55 to pay for~~  
10 ~~provisions implemented later. If the Governor determines that~~  
11 ~~portions of ss. 414.015-414.55 should be delayed, the priority~~  
12 ~~in implementing ss. 414.015-414.55 shall be, in order of~~  
13 ~~priority:~~

14 ~~1. Provisions that provide savings in the first year~~  
15 ~~of implementation.~~

16 ~~2. Provisions necessary to the implementation of work~~  
17 ~~activity requirements, time limits, and sanctions.~~

18 ~~3. Provisions related to removing marriage penalties~~  
19 ~~and expanding temporary cash assistance to stepparent and~~  
20 ~~two-parent families.~~

21 ~~4. Provisions related to the reduction of teen~~  
22 ~~pregnancy and out-of-wedlock births.~~

23 ~~5. Other provisions.~~

24 ~~(2) The programs affected by ss. 414.015-414.55 shall~~  
25 ~~continue to operate under the provisions of law that would be~~  
26 ~~in effect in the absence of ss. 414.015-414.55, until such~~  
27 ~~time as the Governor informs the Speaker of the House of~~  
28 ~~Representatives and the President of the Senate of his or her~~  
29 ~~intention to implement provisions of ss. 414.015-414.55.~~  
30 ~~Notice of intent to implement ss. 414.015-414.55 shall be~~  
31 ~~given to the Speaker of the House of Representatives and the~~

1 ~~President of the Senate in writing and shall be delivered at~~  
2 ~~least 14 consecutive days prior to such action.~~

3 ~~(3) Any changes to a program, activity, or function~~  
4 ~~taken pursuant to this section shall be considered a type two~~  
5 ~~transfer pursuant to the provisions of s. 20.06(2).~~

6 ~~(4) In implementing ss. 414.015-414.55, The Governor~~  
7 ~~shall minimize the liability of the state by opting out of the~~  
8 ~~special provision related to community work, as described in~~  
9 ~~s. 402(a)(1)(B)(iv) of the Social Security Act, as amended by~~  
10 ~~Pub. L. No. 104-193. The department and Workforce Florida,~~  
11 ~~Inc., the Department of Labor and Employment Security shall~~  
12 ~~implement the community work program in accordance with s.~~  
13 ~~445.024 ss. 414.015-414.55.~~

14 Section 49. Section 414.70, Florida Statutes, is  
15 amended to read:

16 414.70 Drug-testing and drug-screening program;  
17 procedures.--

18 (1) DEMONSTRATION PROJECT.--The Department of Children  
19 and Family Services, in consultation with the regional  
20 workforce boards in service areas ~~local WAGES coalitions~~ 3 and  
21 8, shall develop and, ~~as soon as possible after January 1,~~  
22 ~~1999,~~ implement a demonstration project in service areas ~~WAGES~~  
23 ~~regions~~ 3 and 8 to screen each applicant and test applicants  
24 for temporary cash assistance provided under this chapter, who  
25 the department has reasonable cause to believe, based on the  
26 screening, engage in illegal use of controlled substances.  
27 Unless reauthorized by the Legislature, this demonstration  
28 project expires June 30, 2001. As used in this section ~~act~~,  
29 the term "applicant" means an individual who first applies for  
30 temporary cash assistance ~~or services~~ under this chapter ~~the~~  
31 ~~WAGES Program~~. Screening and testing for the illegal use of

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1 controlled substances is not required if the individual  
2 reapplies during any continuous period in which the individual  
3 receives assistance ~~or services~~. However, an individual may  
4 volunteer for drug testing and treatment if funding is  
5 available.

6 (a) Applicants subject to the requirements of this  
7 section include any parent or caretaker relative who is  
8 included in the cash assistance group, including individuals  
9 who may be exempt from work activity requirements due to the  
10 age of the youngest child or who may be excepted from work  
11 activity requirements under s. 414.065(4)~~s. 414.065(7)~~.

12 (b) Applicants not subject to the requirements of this  
13 section include applicants for food stamps or Medicaid who are  
14 not applying for cash assistance, applicants who, if eligible,  
15 would be exempt from the time limitation and work activity  
16 requirements due to receipt of social security disability  
17 income, and applicants who, if eligible, would be excluded  
18 from the assistance group due to receipt of supplemental  
19 security income.

20 (2) PROCEDURES.--Under the demonstration project, the  
21 Department of Children and Family Services shall:

22 (a) Provide notice of drug screening and the potential  
23 for possible drug testing to each applicant at the time of  
24 application. The notice must advise the applicant that drug  
25 screening and possibly drug testing will be conducted as a  
26 condition for receiving temporary assistance ~~or services~~ under  
27 this chapter, and shall specify the assistance ~~or services~~  
28 that are subject to this requirement. The notice must also  
29 advise the applicant that a prospective employer may require  
30 the applicant to submit to a preemployment drug test. The  
31 applicant shall be advised that the required drug screening

1 and possible drug testing may be avoided if the applicant does  
2 not apply for or receive assistance ~~or services~~. The  
3 drug-screening and drug-testing program is not applicable in  
4 child-only cases.

5 (b) Develop a procedure for drug screening and  
6 conducting drug testing of applicants for temporary cash  
7 assistance ~~or services under the WAGES Program~~. For two-parent  
8 families, both parents must comply with the drug screening and  
9 testing requirements of this section.

10 (c) Provide a procedure to advise each person to be  
11 tested, before the test is conducted, that he or she may, but  
12 is not required to, advise the agent administering the test of  
13 any prescription or over-the-counter medication he or she is  
14 taking.

15 (d) Require each person to be tested to sign a written  
16 acknowledgment that he or she has received and understood the  
17 notice and advice provided under paragraphs (a) and (c).

18 (e) Provide a procedure to assure each person being  
19 tested a reasonable degree of dignity while producing and  
20 submitting a sample for drug testing, consistent with the  
21 state's need to ensure the reliability of the sample.

22 (f) Specify circumstances under which a person who  
23 fails a drug test has the right to take one or more additional  
24 tests.

25 (g) Provide a procedure for appealing the results of a  
26 drug test by a person who fails a test and for advising the  
27 appellant that he or she may, but is not required to, advise  
28 appropriate staff of any prescription or over-the-counter  
29 medication he or she has been taking.

30 (h) Notify each person who fails a drug test of the  
31 local substance abuse treatment programs that may be available

1 to such person.

2 (3) CHILDREN.--

3 (a) If a parent is deemed ineligible for cash  
4 assistance due to refusal to comply with the provisions of  
5 this section, his or her dependent child's eligibility for  
6 cash assistance is not affected. A parent who is ineligible  
7 for cash assistance due to refusal or failure to comply with  
8 the provisions of this section shall be subject to the work  
9 activity requirements of s. 445.024 ~~s. 414.065~~, and shall be  
10 subject to the penalties under s. 414.065(1) ~~s. 414.065(4)~~  
11 upon failure to comply with such requirements.

12 (b) If a parent is deemed ineligible for cash  
13 assistance due to the failure of a drug test, an appropriate  
14 protective payee will be established for the benefit of the  
15 child.

16 (c) If the parent refuses to cooperate in establishing  
17 an appropriate protective payee for the child, the Department  
18 of Children and Family Services will appoint one.

19 (4) TREATMENT.--

20 (a) Subject to the availability of funding, the  
21 Department of Children and Family Services shall provide a  
22 substance abuse treatment program for a person who fails a  
23 drug test conducted under this section ~~act~~ and is eligible to  
24 receive temporary cash assistance ~~or services~~ under this  
25 chapter ~~the WAGES Program~~. The department shall provide for a  
26 retest at the end of the treatment period. Failure to pass the  
27 retest will result in the termination of temporary cash  
28 assistance ~~or services~~ provided under this chapter and of any  
29 right to appeal the termination.

30 (b) The Department of Children and Family Services  
31 shall develop rules regarding the disclosure of information

1 concerning applicants who enter treatment, including the  
2 requirement that applicants sign a consent to release  
3 information to the Department of Children and Family Services  
4 ~~or the Department of Labor and Employment Security, as~~  
5 ~~necessary,~~ as a condition of entering the treatment program.

6 (c) The Department of Children and Family Services may  
7 develop rules for assessing the status of persons formerly  
8 treated under this section act who reapply for assistance ~~or~~  
9 ~~services under the WAGES act~~ as well as the need for drug  
10 testing as a part of the reapplication process.

11 (5) EVALUATIONS AND RECOMMENDATIONS.--

12 (a) The Department of Children and Family Services, in  
13 conjunction with the regional workforce boards ~~local WAGES~~  
14 ~~coalitions~~ in service areas 3 and 8, shall conduct a  
15 comprehensive evaluation of the demonstration projects  
16 operated under this section act. ~~By January 1, 2000, the~~  
17 ~~department, in conjunction with the local WAGES coalitions~~  
18 ~~involved, shall report to the WAGES Program State Board of~~  
19 ~~Directors and to the Legislature on the status of the initial~~  
20 ~~implementation of the demonstration projects and shall~~  
21 ~~specifically describe the problems encountered and the funds~~  
22 ~~expended during the first year of operation.~~

23 (b) By January 1, 2001, the department, in conjunction  
24 with the regional workforce boards ~~local WAGES coalitions~~  
25 involved, shall provide a comprehensive evaluation ~~to the~~  
26 ~~WAGES Program State Board of Directors and to the Legislature,~~  
27 which must include:

28 1. The impact of the drug-screening and drug-testing  
29 program on employability, job placement, job retention, and  
30 salary levels of program participants.

31 2. Recommendations, based in part on a cost and

1 benefit analysis, as to the feasibility of expanding the  
2 program to other ~~local~~ ~~WAGES~~ service areas, including specific  
3 recommendations for implementing such expansion of the  
4 program.

5 (6) CONFLICTS.--In the event of a conflict between the  
6 implementation procedures described in this program and  
7 federal requirements and regulations, federal requirements and  
8 regulations shall control.

9 Section 50. Sections 239.249, 288.9950, 288.9954,  
10 288.9957, 288.9958, 288.9959, 414.015, 414.026, 414.0267,  
11 414.027, 414.028, 414.029, 414.030, 414.055, 414.125, 414.25,  
12 and 414.38, Florida Statutes, are repealed.

13 Section 51. Subsection (2) of section 14.2015, Florida  
14 Statutes, is amended to read:

15 14.2015 Office of Tourism, Trade, and Economic  
16 Development; creation; powers and duties.--

17 (2) The purpose of the Office of Tourism, Trade, and  
18 Economic Development is to assist the Governor in working with  
19 the Legislature, state agencies, business leaders, and  
20 economic development professionals to formulate and implement  
21 coherent and consistent policies and strategies designed to  
22 provide economic opportunities for all Floridians. To  
23 accomplish such purposes, the Office of Tourism, Trade, and  
24 Economic Development shall:

25 (a) Contract, notwithstanding the provisions of part I  
26 of chapter 287, with the direct-support organization created  
27 under s. 288.1229 to guide, stimulate, and promote the sports  
28 industry in the state, to promote the participation of  
29 Florida's citizens in amateur athletic competition, and to  
30 promote Florida as a host for national and international  
31 amateur athletic competitions.

1           (b) Monitor the activities of public-private  
2 partnerships and state agencies in order to avoid duplication  
3 and promote coordinated and consistent implementation of  
4 programs in areas including, but not limited to, tourism;  
5 international trade and investment; business recruitment,  
6 creation, retention, and expansion; workforce development;  
7 minority and small business development; and rural community  
8 development. As part of its responsibilities under this  
9 paragraph, the office shall work with Enterprise Florida,  
10 Inc., and Workforce Florida, Inc., to ensure that, to the  
11 maximum extent possible, there are direct linkages between the  
12 economic development and workforce development goals and  
13 strategies of the state.

14           (c) Facilitate the direct involvement of the Governor  
15 and the Lieutenant Governor in economic development and  
16 workforce development projects designed to create, expand, and  
17 retain Florida businesses and to recruit worldwide business,  
18 as well as in other job-creating efforts.

19           (d) Assist the Governor, in cooperation with  
20 Enterprise Florida, Inc., Workforce Florida, Inc., and the  
21 Florida Commission on Tourism, in preparing an annual report  
22 to the Legislature on the state of the business climate in  
23 Florida and on the state of economic development in Florida  
24 which will include the identification of problems and the  
25 recommendation of solutions. This report shall be submitted  
26 to the President of the Senate, the Speaker of the House of  
27 Representatives, the Senate Minority Leader, and the House  
28 Minority Leader by January 1 of each year, and it shall be in  
29 addition to the Governor's message to the Legislature under  
30 the State Constitution and any other economic reports required  
31 by law.

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1 (e) Plan and conduct at least one meeting per calendar  
2 year of leaders in business, government, education, workforce  
3 development, and economic development called by the Governor  
4 to address the business climate in the state, develop a common  
5 vision for the economic future of the state, and identify  
6 economic development efforts to fulfill that vision.

7 (f)1. Administer the Florida Enterprise Zone Act under  
8 ss. 290.001-290.016, the community contribution tax credit  
9 program under ss. 220.183 and 624.5105, the tax refund program  
10 for qualified target industry businesses under s. 288.106, the  
11 tax-refund program for qualified defense contractors under s.  
12 288.1045, contracts for transportation projects under s.  
13 288.063, the sports franchise facility program under s.  
14 288.1162, the professional golf hall of fame facility program  
15 under s. 288.1168, the expedited permitting process under s.  
16 403.973, the Rural Community Development Revolving Loan Fund  
17 under s. 288.065, the Regional Rural Development Grants  
18 Program under s. 288.018, the Certified Capital Company Act  
19 under s. 288.99, the Florida State Rural Development Council,  
20 the Rural Economic Development Initiative, and other programs  
21 that are specifically assigned to the office by law, by the  
22 appropriations process, or by the Governor. Notwithstanding  
23 any other provisions of law, the office may expend interest  
24 earned from the investment of program funds deposited in the  
25 Economic Development Trust Fund, the Grants and Donations  
26 Trust Fund, the Brownfield Property Ownership Clearance  
27 Assistance Revolving Loan Trust Fund, and the Economic  
28 Development Transportation Trust Fund to contract for the  
29 administration of the programs, or portions of the programs,  
30 enumerated in this paragraph or assigned to the office by law,  
31 by the appropriations process, or by the Governor. Such

1 expenditures shall be subject to review under chapter 216.

2           2. The office may enter into contracts in connection  
3 with the fulfillment of its duties concerning the Florida  
4 First Business Bond Pool under chapter 159, tax incentives  
5 under chapters 212 and 220, tax incentives under the Certified  
6 Capital Company Act in chapter 288, foreign offices under  
7 chapter 288, the Enterprise Zone program under chapter 290,  
8 the Seaport Employment Training program under chapter 311, the  
9 Florida Professional Sports Team License Plates under chapter  
10 320, Spaceport Florida under chapter 331, Expedited Permitting  
11 under chapter 403, and in carrying out other functions that  
12 are specifically assigned to the office by law, by the  
13 appropriations process, or by the Governor.

14           (g) Serve as contract administrator for the state with  
15 respect to contracts with Enterprise Florida, Inc., the  
16 Florida Commission on Tourism, and all direct-support  
17 organizations under this act, excluding those relating to  
18 tourism. To accomplish the provisions of this act and  
19 applicable provisions of chapter 288, and notwithstanding the  
20 provisions of part I of chapter 287, the office shall enter  
21 into specific contracts with Enterprise Florida, Inc., the  
22 Florida Commission on Tourism, and other appropriate  
23 direct-support organizations. Such contracts may be multiyear  
24 and shall include specific performance measures for each year.

25           (h) Provide administrative oversight for the Office of  
26 the Film Commissioner, created under s. 288.1251, to develop,  
27 promote, and provide services to the state's entertainment  
28 industry and to administratively house the Florida Film  
29 Advisory Council created under s. 288.1252.

30           (i) Prepare and submit as a separate budget entity a  
31 unified budget request for tourism, trade, and economic

1 development in accordance with chapter 216 for, and in  
2 conjunction with, Enterprise Florida, Inc., and its boards,  
3 the Florida Commission on Tourism and its direct-support  
4 organization, the Florida Black Business Investment Board, the  
5 Office of the Film Commissioner, and the direct-support  
6 organization created to promote the sports industry.

7 (j) Adopt rules, as necessary, to carry out its  
8 functions in connection with the administration of the  
9 Qualified Target Industry program, the Qualified Defense  
10 Contractor program, the Certified Capital Company Act, the  
11 Enterprise Zone program, and the Florida First Business Bond  
12 pool.

13 Section 52. Effective October 1, 2000, subsections (4)  
14 and (5) of section 20.171, Florida Statutes, are amended to  
15 read:

16 20.171 Department of Labor and Employment  
17 Security.--There is created a Department of Labor and  
18 Employment Security. The department shall operate its programs  
19 in a decentralized fashion.

20 (4)(a) The Assistant Secretary for Programs and  
21 Operations must possess a broad knowledge of the  
22 administrative, financial, and technical aspects of the  
23 divisions within the department.

24 (b) The assistant secretary is responsible for  
25 developing, monitoring, and enforcing policy and managing  
26 major technical programs and supervising the Bureau of Appeals  
27 of the Division of Unemployment Compensation. The  
28 responsibilities and duties of the position include, but are  
29 not limited to, the following functional areas:

30 1. Workers' compensation management and policy  
31 implementation.

1           ~~2. Jobs and benefits management and policy~~  
2 ~~information.~~

3           ~~2.3. Unemployment compensation management and policy~~  
4 ~~implementation.~~

5           ~~3.4. Blind services management and policy~~  
6 ~~implementation.~~

7           ~~4.5. Oversight of the five field offices and any local~~  
8 ~~offices.~~

9           (5) The following divisions are established and shall  
10 be headed by division directors who shall be supervised by and  
11 shall be responsible to the Assistant Secretary for Programs  
12 and Operations:

13           ~~(a) Division of Workforce and Employment~~  
14 ~~Opportunities.~~

15           ~~(a)(b)~~ Division of Unemployment Compensation.

16           ~~(b)(c)~~ Division of Workers' Compensation.

17           ~~(c)(d)~~ Division of Blind Services.

18           ~~(d)(e)~~ Division of Safety, which is repealed July 1,  
19 2000.

20           ~~(e)(f)~~ Division of Vocational Rehabilitation.

21           Section 53. Section 20.50, Florida Statutes, is  
22 created to read:

23           20.50 Agency for Workforce Innovation.--There is  
24 created the Agency for Workforce Innovation within the  
25 Department of Management Services. The agency shall be a  
26 separate budget entity, and the director of the agency shall  
27 be the agency head for all purposes. The agency shall not be  
28 subject to control, supervision, or direction by the  
29 Department of Management Services in any manner, including,  
30 but not limited to, personnel, purchasing, transactions  
31 involving real or personal property, and budgetary matters.

1           (1) The Agency for Workforce Innovation shall ensure  
2 that the state appropriately administers federal and state  
3 workforce funding by administering plans and policies of  
4 Workforce Florida, Inc., under contract with Workforce  
5 Florida, Inc. The operating budget and mid-year amendments  
6 thereto must be part of such contract.

7           (a) All program and fiscal instructions to regional  
8 workforce boards shall emanate from the agency pursuant to  
9 plans and policies of Workforce Florida, Inc. Workforce  
10 Florida, Inc., shall be responsible for all policy directions  
11 to the regional boards.

12           (b) Unless otherwise provided by agreement with  
13 Workforce Florida, Inc., administrative and personnel policies  
14 of the Agency for Workforce Innovation shall apply.

15           (2) The Agency for Workforce Innovation shall be the  
16 designated administrative agency for receipt of federal  
17 workforce development grants and other federal funds, and  
18 shall carry out the duties and responsibilities assigned by  
19 the Governor under each federal grant assigned to the agency.  
20 The agency shall be a separate budget entity and shall expend  
21 each revenue source as provided by federal and state law and  
22 as provided in plans developed by and agreements with  
23 Workforce Florida, Inc. The agency shall prepare and submit as  
24 a separate budget entity a unified budget request for  
25 workforce development, in accordance with chapter 216 for, and  
26 in conjunction with, Workforce Florida, Inc., and its board.  
27 The head of the agency is the Director of Workforce  
28 Innovation, who shall be appointed by the Governor. Within the  
29 agency's overall organizational structure, the agency shall  
30 include the following offices which shall have the specified  
31 responsibilities:

1           (a) The Office of Workforce Services shall administer  
2 state merit system program staff within the workforce service  
3 delivery system, pursuant to policies of Workforce Florida,  
4 Inc. The office shall be directed by the Deputy Director for  
5 Workforce Services, who shall be appointed by and serve at the  
6 pleasure of the director.

7           (b) The Office of Workforce Support Services shall be  
8 responsible for ensuring provisions for Temporary Assistance  
9 for Needy Families and welfare transition programs in federal  
10 laws and regulations and chapters 414 and 445 are implemented.  
11 The office shall ensure participants in these programs receive  
12 case management services, and support services, such as  
13 subsidized child care, health care coverage, diversion, and  
14 relocation assistance, to enable them to succeed in the  
15 workforce, as delineated in their case plans. The office  
16 shall be directed by the Deputy Director for Workforce Support  
17 Services, who shall be appointed by and serve at the pleasure  
18 of the director.

19           (c) The Office of Workforce Investment and  
20 Accountability shall be responsible for procurement,  
21 contracting, financial management, accounting, audits, and  
22 verification. The office shall be directed by the Deputy  
23 Director for Workforce Investment and Accountability, who  
24 shall be appointed by and serve at the pleasure of the  
25 director. The office shall be responsible for:

26           1. Establishing standards and controls for reporting  
27 budgeting, expenditure, and performance information for  
28 assessing outcomes, service delivery, and financial  
29 administration of workforce programs pursuant to ss.  
30 445.004(5) and 445.004(9).

31           2. Establishing monitoring, quality assurance, and

1 quality improvement systems that routinely assess the quality  
2 and effectiveness of contracted programs and services.

3 3. Annual review of each regional workforce board and  
4 administrative entity to ensure adequate systems of reporting  
5 and control are in place, and monitoring, quality assurance,  
6 and quality improvement activities are conducted routinely,  
7 and corrective action is taken to eliminate deficiencies.

8 (d) The Office of Workforce Information Services shall  
9 deliver information on labor markets, employment, occupations,  
10 and performance, and shall implement and maintain information  
11 systems that are required for the effective operation of the  
12 one-stop delivery system, including, but not limited to, those  
13 systems described in s. 445.009. The office will be under the  
14 direction of the Deputy Director for Workforce Information  
15 Services, who shall be appointed by and serve at the pleasure  
16 of the director. The office shall be responsible for  
17 establishing:

18 1. Information systems and controls that report  
19 reliable, timely and accurate fiscal and performance data for  
20 assessing outcomes, service delivery, and financial  
21 administration of workforce programs pursuant to ss.  
22 445.004(5) and 445.004(9).

23 2. Information systems that support service  
24 integration and case management by providing for case tracking  
25 for participants in welfare transition programs.

26 (3) The Agency for Workforce Innovation shall serve as  
27 the designated agency for purposes of each federal workforce  
28 development grant assigned to it for administration. The  
29 agency shall carry out the duties assigned to it by the  
30 Governor, under the terms and conditions of each grant. The  
31 agency shall have the level of authority and autonomy

1 necessary to be the designated recipient of each federal grant  
2 assigned to it, and shall disperse such grants pursuant to the  
3 plans and policies of Workforce Florida, Inc. The director  
4 may, upon delegation from the Governor and pursuant to  
5 agreement with Workforce Florida, Inc., sign contracts,  
6 grants, and other instruments as necessary to execute  
7 functions assigned to the agency. The assignment of powers and  
8 duties to the agency does not limit the authority and  
9 responsibilities of the Secretary of Management Services as  
10 provided in paragraph (1)(a). Notwithstanding other provisions  
11 of law, the following federal grants and other funds are  
12 assigned for administration to the Agency for Workforce  
13 Innovation:

14 (a) Programs authorized under Title I of the Workforce  
15 Investment Act of 1998, Pub. L. No. 105-220, except for  
16 programs funded directly by the United States Department of  
17 Labor under Title I, s. 167.

18 (b) Programs authorized under the Wagner-Peyser Act of  
19 1933, as amended, 29 U.S.C. ss. 49 et seq.

20 (c) Welfare-to-work grants administered by the United  
21 States Department of Labor under Title IV, s. 403, of the  
22 Social Security Act, as amended.

23 (d) Activities authorized under Title II of the Trade  
24 Act of 1974, as amended, 2 U.S.C. ss. 2271 et seq., and the  
25 Trade Adjustment Assistance Program.

26 (e) Activities authorized under chapter 41 of Title 38  
27 U.S.C., including job counseling, training, and placement for  
28 veterans.

29 (f) Employment and training activities carried out  
30 under the Community Services Block Grant Act, 42 U.S.C. ss.  
31 9901 et seq.

1       (g) Employment and training activities carried out  
2 under funds awarded to this state by the United States  
3 Department of Housing and Urban Development.

4       (h) Designated state and local program expenditures  
5 under part A of Title IV of the Social Security Act for  
6 welfare transition workforce services associated with the  
7 Temporary Assistance for Needy Families Program.

8       (i) Programs authorized under the National and  
9 Community Service Act of 1990, 42 U.S.C. ss. 12501 et seq.,  
10 and the Service-America programs, the National Service Trust  
11 programs, the Civilian Community Corps, the Corporation for  
12 National and Community Service, the American Conservation and  
13 Youth Service Corps, and the Points of Light Foundation  
14 programs, if such programs are awarded to the state.

15       (j) Other programs funded by federal or state  
16 appropriations, as determined by the Legislature in the  
17 General Appropriations Act or by law.

18       (4) The Agency for Workforce Innovation shall provide  
19 or contract for training for employees of administrative  
20 entities and case managers of any contracted providers to  
21 ensure they have the necessary competencies and skills to  
22 provide adequate administrative oversight and delivery of the  
23 full array of client services pursuant to s. 445.006(5)(f).  
24 Training requirements include, but are not limited to:

25       (a) Minimum skills, knowledge, and abilities required  
26 for each classification of program personnel utilized in the  
27 regional workforce boards' service delivery plans.

28       (b) Minimum requirements for development of a regional  
29 workforce board supported personnel training plan to include  
30 preservice and inservice components.

31       (c) Specifications or criteria under which any

1 regional workforce board may award bonus points or otherwise  
2 give preference to competitive service provider applications  
3 that provide minimum criteria for assuring competent case  
4 management, including, but not limited to, maximum caseload  
5 per case manager, current staff turnover rate, minimum  
6 educational or work experience requirements, and a  
7 differentiated compensation plan based on the competency  
8 levels of personnel.

9 (d) Minimum skills, knowledge, and abilities required  
10 for contract management, including budgeting, expenditure, and  
11 performance information related to service delivery and  
12 financial administration, monitoring, quality assurance and  
13 improvement, and standards of conduct for employees of  
14 regional workforce boards and administrative entities  
15 specifically related to carrying out contracting  
16 responsibilities.

17 Section 54. Paragraph (b) of subsection (5) of section  
18 212.08, Florida Statutes, is amended to read:

19 212.08 Sales, rental, use, consumption, distribution,  
20 and storage tax; specified exemptions.--The sale at retail,  
21 the rental, the use, the consumption, the distribution, and  
22 the storage to be used or consumed in this state of the  
23 following are hereby specifically exempt from the tax imposed  
24 by this chapter.

25 (5) EXEMPTIONS; ACCOUNT OF USE.--

26 (b) Machinery and equipment used to increase  
27 productive output.--

28 1. Industrial machinery and equipment purchased for  
29 exclusive use by a new business in spaceport activities as  
30 defined by s. 212.02 or for use in new businesses which  
31 manufacture, process, compound, or produce for sale items of

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1 tangible personal property at fixed locations are exempt from  
2 the tax imposed by this chapter upon an affirmative showing by  
3 the taxpayer to the satisfaction of the department that such  
4 items are used in a new business in this state. Such purchases  
5 must be made prior to the date the business first begins its  
6 productive operations, and delivery of the purchased item must  
7 be made within 12 months of that date.

8           2.a. Industrial machinery and equipment purchased for  
9 exclusive use by an expanding facility which is engaged in  
10 spaceport activities as defined by s. 212.02 or for use in  
11 expanding manufacturing facilities or plant units which  
12 manufacture, process, compound, or produce for sale items of  
13 tangible personal property at fixed locations in this state  
14 are exempt from any amount of tax imposed by this chapter in  
15 excess of \$50,000 per calendar year upon an affirmative  
16 showing by the taxpayer to the satisfaction of the department  
17 that such items are used to increase the productive output of  
18 such expanded facility or business by not less than 10  
19 percent.

20           b. Notwithstanding any other provision of this  
21 section, industrial machinery and equipment purchased for use  
22 in expanding printing manufacturing facilities or plant units  
23 that manufacture, process, compound, or produce for sale items  
24 of tangible personal property at fixed locations in this state  
25 are exempt from any amount of tax imposed by this chapter upon  
26 an affirmative showing by the taxpayer to the satisfaction of  
27 the department that such items are used to increase the  
28 productive output of such an expanded business by not less  
29 than 10 percent.

30           3.a. To receive an exemption provided by subparagraph  
31 1. or subparagraph 2., a qualifying business entity shall

1 apply to the department for a temporary tax exemption permit.  
2 The application shall state that a new business exemption or  
3 expanded business exemption is being sought. Upon a tentative  
4 affirmative determination by the department pursuant to  
5 subparagraph 1. or subparagraph 2., the department shall issue  
6 such permit.

7         b. The applicant shall be required to maintain all  
8 necessary books and records to support the exemption. Upon  
9 completion of purchases of qualified machinery and equipment  
10 pursuant to subparagraph 1. or subparagraph 2., the temporary  
11 tax permit shall be delivered to the department or returned to  
12 the department by certified or registered mail.

13         c. If, in a subsequent audit conducted by the  
14 department, it is determined that the machinery and equipment  
15 purchased as exempt under subparagraph 1. or subparagraph 2.  
16 did not meet the criteria mandated by this paragraph or if  
17 commencement of production did not occur, the amount of taxes  
18 exempted at the time of purchase shall immediately be due and  
19 payable to the department by the business entity, together  
20 with the appropriate interest and penalty, computed from the  
21 date of purchase, in the manner prescribed by this chapter.

22         d. In the event a qualifying business entity fails to  
23 apply for a temporary exemption permit or if the tentative  
24 determination by the department required to obtain a temporary  
25 exemption permit is negative, a qualifying business entity  
26 shall receive the exemption provided in subparagraph 1. or  
27 subparagraph 2. through a refund of previously paid taxes. No  
28 refund may be made for such taxes unless the criteria mandated  
29 by subparagraph 1. or subparagraph 2. have been met and  
30 commencement of production has occurred.

31         4. The department shall promulgate rules governing

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1 applications for, issuance of, and the form of temporary tax  
2 exemption permits; provisions for recapture of taxes; and the  
3 manner and form of refund applications and may establish  
4 guidelines as to the requisites for an affirmative showing of  
5 increased productive output, commencement of production, and  
6 qualification for exemption.

7           5. The exemptions provided in subparagraphs 1. and 2.  
8 do not apply to machinery or equipment purchased or used by  
9 electric utility companies, communications companies, oil or  
10 gas exploration or production operations, publishing firms  
11 that do not export at least 50 percent of their finished  
12 product out of the state, any firm subject to regulation by  
13 the Division of Hotels and Restaurants of the Department of  
14 Business and Professional Regulation, or any firm which does  
15 not manufacture, process, compound, or produce for sale items  
16 of tangible personal property or which does not use such  
17 machinery and equipment in spaceport activities as required by  
18 this paragraph. The exemptions provided in subparagraphs 1.  
19 and 2. shall apply to machinery and equipment purchased for  
20 use in phosphate or other solid minerals severance, mining, or  
21 processing operations only by way of a prospective credit  
22 against taxes due under chapter 211 for taxes paid under this  
23 chapter on such machinery and equipment.

24           6. For the purposes of the exemptions provided in  
25 subparagraphs 1. and 2., these terms have the following  
26 meanings:

27           a. "Industrial machinery and equipment" means "section  
28 38 property" as defined in s. 48(a)(1)(A) and (B)(i) of the  
29 Internal Revenue Code, provided "industrial machinery and  
30 equipment" shall be construed by regulations adopted by the  
31 Department of Revenue to mean tangible property used as an

1 integral part of spaceport activities or of the manufacturing,  
2 processing, compounding, or producing for sale of items of  
3 tangible personal property. Such term includes parts and  
4 accessories only to the extent that the exemption thereof is  
5 consistent with the provisions of this paragraph.

6           b. "Productive output" means the number of units  
7 actually produced by a single plant or operation in a single  
8 continuous 12-month period, irrespective of sales. Increases  
9 in productive output shall be measured by the output for 12  
10 continuous months immediately following the completion of  
11 installation of such machinery or equipment over the output  
12 for the 12 continuous months immediately preceding such  
13 installation. However, if a different 12-month continuous  
14 period of time would more accurately reflect the increase in  
15 productive output of machinery and equipment purchased to  
16 facilitate an expansion, the increase in productive output may  
17 be measured during that 12-month continuous period of time if  
18 such time period is mutually agreed upon by the Department of  
19 Revenue and the expanding business prior to the commencement  
20 of production; provided, however, in no case may such time  
21 period begin later than 2 years following the completion of  
22 installation of the new machinery and equipment. The units  
23 used to measure productive output shall be physically  
24 comparable between the two periods, irrespective of sales.

25           ~~7. Notwithstanding any other provision in this~~  
26 ~~paragraph to the contrary, in order to receive the exemption~~  
27 ~~provided in this paragraph a taxpayer must register with the~~  
28 ~~WAGES Program Business Registry established by the local WAGES~~  
29 ~~coalition for the area in which the taxpayer is located. Such~~  
30 ~~registration establishes a commitment on the part of the~~  
31 ~~taxpayer to hire WAGES program participants to the maximum~~

1 ~~extent possible consistent with the nature of their business.~~

2 Section 55. Subsections (1) and (3) of section  
3 212.096, Florida Statutes, are amended to read:

4 212.096 Sales, rental, storage, use tax; enterprise  
5 zone jobs credit against sales tax.--

6 (1) For the purposes of the credit provided in this  
7 section:

8 (a) "Eligible business" means any sole proprietorship,  
9 firm, partnership, corporation, bank, savings association,  
10 estate, trust, business trust, receiver, syndicate, or other  
11 group or combination, or successor business, located in an  
12 enterprise zone. An eligible business does not include any  
13 business which has claimed the credit permitted under s.  
14 220.181 for any new business employee first beginning  
15 employment with the business after July 1, 1995.

16 (b) "Month" means either a calendar month or the time  
17 period from any day of any month to the corresponding day of  
18 the next succeeding month or, if there is no corresponding day  
19 in the next succeeding month, the last day of the succeeding  
20 month.

21 (c) "New employee" means a person residing in an  
22 enterprise zone, a qualified Job Training Partnership Act  
23 classroom training participant, or a welfare transition ~~WAGES~~  
24 program participant who begins employment with an eligible  
25 business after July 1, 1995, and who has not been previously  
26 employed within the preceding 12 months by the eligible  
27 business, or a successor eligible business, claiming the  
28 credit allowed by this section.

29  
30 A person shall be deemed to be employed if the person performs  
31 duties in connection with the operations of the business on a

1 regular, full-time basis, provided the person is performing  
2 such duties for an average of at least 36 hours per week each  
3 month, or a part-time basis, provided the person is performing  
4 such duties for an average of at least 20 hours per week each  
5 month throughout the year. The person must be performing such  
6 duties at a business site located in the enterprise zone.

7 (3) In order to claim this credit, an eligible  
8 business must file under oath with the governing body or  
9 enterprise zone development agency having jurisdiction over  
10 the enterprise zone where the business is located, as  
11 applicable, a statement which includes:

12 (a) For each new employee for whom this credit is  
13 claimed, the employee's name and place of residence, including  
14 the identifying number assigned pursuant to s. 290.0065 to the  
15 enterprise zone in which the employee resides if the new  
16 employee is a person residing in an enterprise zone, and, if  
17 applicable, documentation that the employee is a qualified Job  
18 Training Partnership Act classroom training participant or a  
19 welfare transition ~~WAGES~~ program participant.

20 (b) If applicable, the name and address of each  
21 permanent employee of the business, including, for each  
22 employee who is a resident of an enterprise zone, the  
23 identifying number assigned pursuant to s. 290.0065 to the  
24 enterprise zone in which the employee resides.

25 (c) The name and address of the eligible business.

26 (d) The starting salary or hourly wages paid to the  
27 new employee.

28 (e) The identifying number assigned pursuant to s.  
29 290.0065 to the enterprise zone in which the business is  
30 located.

31 (f) Whether the business is a small business as

1 defined by s. 288.703(1).

2 (g) Within 10 working days after receipt of an  
3 application, the governing body or enterprise zone development  
4 agency shall review the application to determine if it  
5 contains all the information required pursuant to this  
6 subsection and meets the criteria set out in this section. The  
7 governing body or agency shall certify all applications that  
8 contain the information required pursuant to this subsection  
9 and meet the criteria set out in this section as eligible to  
10 receive a credit. If applicable, the governing body or agency  
11 shall also certify if 20 percent of the employees of the  
12 business are residents of an enterprise zone, excluding  
13 temporary and part-time employees. The certification shall be  
14 in writing, and a copy of the certification shall be  
15 transmitted to the executive director of the Department of  
16 Revenue. The business shall be responsible for forwarding a  
17 certified application to the department within the time  
18 specified in paragraph (h).

19 (h) All applications for a credit pursuant to this  
20 section must be submitted to the department within 4 months  
21 after the new employee is hired.

22 Section 56. Subsection (5) of section 212.097, Florida  
23 Statutes, is amended to read:

24 212.097 Urban High-Crime Area Job Tax Credit  
25 Program.--

26 (5) For any new eligible business receiving a credit  
27 pursuant to subsection (3), an additional \$500 credit shall be  
28 provided for any qualified employee who is a welfare  
29 transition ~~WAGES~~ program participant ~~pursuant to chapter 414~~.  
30 For any existing eligible business receiving a credit pursuant  
31 to subsection (4), an additional \$500 credit shall be provided

1 for any qualified employee who is a welfare transition ~~WAGES~~  
2 program participant ~~pursuant to chapter 414~~. Such employee  
3 must be employed on the application date and have been  
4 employed less than 1 year. This credit shall be in addition to  
5 other credits pursuant to this section regardless of the  
6 tier-level of the high-crime area. Appropriate documentation  
7 concerning the eligibility of an employee for this credit must  
8 be submitted as determined by the department.

9 Section 57. Subsection (5) of section 212.098, Florida  
10 Statutes, is amended to read:

11 212.098 Rural Job Tax Credit Program.--

12 (5) For any new eligible business receiving a credit  
13 pursuant to subsection (3), an additional \$500 credit shall be  
14 provided for any qualified employee who is a welfare  
15 transition ~~WAGES~~ program participant ~~pursuant to chapter 414~~.  
16 For any existing eligible business receiving a credit pursuant  
17 to subsection (4), an additional \$500 credit shall be provided  
18 for any qualified employee who is a welfare transition ~~WAGES~~  
19 program participant ~~pursuant to chapter 414~~. Such employee  
20 must be employed on the application date and have been  
21 employed less than 1 year. This credit shall be in addition to  
22 other credits pursuant to this section regardless of the  
23 tier-level of the county. Appropriate documentation concerning  
24 the eligibility of an employee for this credit must be  
25 submitted as determined by the department.

26 Section 58. Subsection (10) of section 216.136,  
27 Florida Statutes, is amended to read:

28 216.136 Consensus estimating conferences; duties and  
29 principals.--

30 (10) WORKFORCE ESTIMATING ~~OCCUPATIONAL FORECASTING~~  
31 CONFERENCE.--

1 (a) Duties.--

2 1. The Workforce Estimating Occupational Forecasting  
3 Conference shall develop such official information on the  
4 workforce development system planning process as it relates to  
5 the personnel needs of current, new, and emerging industries  
6 as the conference determines is needed by the state planning  
7 and budgeting system. Such information, using quantitative  
8 and qualitative research methods, must include at least:  
9 short-term and long-term forecasts of employment demand for  
10 high-skills/high-wage jobs by occupation and industry; entry  
11 and average relative wage forecasts among those occupations;  
12 and estimates of the supply of trained and qualified  
13 individuals available or potentially available for employment  
14 in those occupations, with special focus upon those  
15 occupations and industries which require high skills and have  
16 high entry wages and experienced wage levels. In the  
17 development of workforce estimates, the conference shall use,  
18 to the fullest extent possible, local occupational and  
19 workforce forecasts and estimates.

20 2. The Workforce Estimating Conference shall review  
21 data concerning the local and regional demands for short-term  
22 and long-term employment in High-Skills/High-Wage Program  
23 jobs, as well as other jobs, which data is generated through  
24 surveys conducted as part of the state's Internet-based job  
25 matching and labor market information system authorized under  
26 s. 445.011. The conference shall consider such data in  
27 developing its forecasts for statewide employment demand,  
28 including reviewing the local and regional data for common  
29 trends and conditions among localities or regions which may  
30 warrant inclusion of a particular occupation on the statewide  
31 occupational forecasting list developed by the conference.

1 Based upon its review of such survey data, the conference  
2 shall also make recommendations semiannually to Workforce  
3 Florida, Inc., on additions or deletions to lists of locally  
4 targeted occupations approved by Workforce Florida, Inc.

5 3. During each legislative session, and at other times  
6 if necessary, the Workforce Estimating Conference shall meet  
7 as the Workforce Impact Conference for the purpose of  
8 determining the effects of legislation related to the state's  
9 workforce and economic development efforts introduced prior to  
10 and during such legislative session. In addition to the  
11 designated principals of the impact conference, nonprincipal  
12 participants of the impact conference shall include a  
13 representative of the Florida Chamber of Commerce and other  
14 interested parties. The impact conference shall use both  
15 quantitative and qualitative research methods to determine the  
16 impact of introduced legislation related to workforce and  
17 economic development issues.

18 4. Notwithstanding subparagraph 3., the Workforce  
19 Estimating Conference, for the purposes described in  
20 subparagraph 1., shall meet no less than 2 times in a calendar  
21 year. The first meeting shall be held in February and the  
22 second meeting shall be held in August. Other meetings may be  
23 scheduled as needed.

24 (b) Principals.--The Commissioner of Education, the  
25 Executive Office of the Governor, the director of the Office  
26 of Tourism, Trade, and Economic Development, the director of  
27 the Agency for Workforce Innovation ~~Secretary of Labor~~, the  
28 Chancellor of the State University System, the Executive  
29 Director of the State Board of Community Colleges, the Chair  
30 of the State Board of Nonpublic Career Education, the Chair of  
31 the Workforce Florida, Inc., and the coordinator of the Office

1 of Economic and Demographic Research, or their designees, and  
2 professional staff from the Senate and the House of  
3 Representatives who have forecasting and substantive  
4 expertise, are the principals of the Workforce Estimating  
5 Occupational Forecasting Conference. In addition to the  
6 designated principals of the conference, nonprincipal  
7 participants of the conference shall include a representative  
8 of the Florida Chamber of Commerce and other interested  
9 parties. The principal representing the Executive Office of  
10 the Governor Commissioner of Education, or the commissioner's  
11 designee, shall preside over the sessions of the conference.

12 Section 59. Subsections (1) and (2) of section  
13 220.181, Florida Statutes, are amended to read:

14 220.181 Enterprise zone jobs credit.--

15 (1)(a) Beginning July 1, 1995, there shall be allowed  
16 a credit against the tax imposed by this chapter to any  
17 business located in an enterprise zone which employs one or  
18 more new employees. The credit shall be computed as follows:

19 1. Ten percent of the actual monthly wages paid in  
20 this state to each new employee whose wages do not exceed  
21 \$1,500 a month. If no less than 20 percent of the employees of  
22 the business are residents of an enterprise zone, excluding  
23 temporary and part-time employees, the credit shall be  
24 computed as 15 percent of the actual monthly wages paid in  
25 this state to each new employee, for a period of up to 12  
26 consecutive months;

27 2. Five percent of the first \$1,500 of actual monthly  
28 wages paid in this state for each new employee whose wages  
29 exceed \$1,500 a month; or

30 3. Fifteen percent of the first \$1,500 of actual  
31 monthly wages paid in this state for each new employee who is

1 a welfare transition ~~WAGES~~ program participant ~~pursuant to~~  
2 ~~chapter 414.~~

3 (b) This credit applies only with respect to wages  
4 subject to unemployment tax and does not apply for any new  
5 employee who is employed for any period less than 3 full  
6 months.

7 (c) If this credit is not fully used in any one year,  
8 the unused amount may be carried forward for a period not to  
9 exceed 5 years. The carryover credit may be used in a  
10 subsequent year when the tax imposed by this chapter for such  
11 year exceeds the credit for such year after applying the other  
12 credits and unused credit carryovers in the order provided in  
13 s. 220.02(10).

14 (2) When filing for an enterprise zone jobs credit, a  
15 business must file under oath with the governing body or  
16 enterprise zone development agency having jurisdiction over  
17 the enterprise zone where the business is located, as  
18 applicable, a statement which includes:

19 (a) For each new employee for whom this credit is  
20 claimed, the employee's name and place of residence during the  
21 taxable year, including the identifying number assigned  
22 pursuant to s. 290.0065 to the enterprise zone in which the  
23 new employee resides if the new employee is a person residing  
24 in an enterprise zone, and, if applicable, documentation that  
25 the employee is a qualified Job Training Partnership Act  
26 classroom training participant or a welfare transition ~~WAGES~~  
27 program participant.

28 (b) If applicable, the name and address of each  
29 permanent employee of the business, including, for each  
30 employee who is a resident of an enterprise zone, the  
31 identifying number assigned pursuant to s. 290.0065 to the

1 enterprise zone in which the employee resides.

2 (c) The name and address of the business.

3 (d) The identifying number assigned pursuant to s.

4 290.0065 to the enterprise zone in which the eligible business  
5 is located.

6 (e) The salary or hourly wages paid to each new  
7 employee claimed.

8 (f) Whether the business is a small business as  
9 defined by s. 288.703(1).

10 Section 60. Subsection (2) and paragraph (k) of  
11 subsection (3) of section 230.2305, Florida Statutes, are  
12 amended to read:

13 230.2305 Prekindergarten early intervention program.--

14 (2) ELIGIBILITY.--There is hereby created the  
15 prekindergarten early intervention program for children who  
16 are 3 and 4 years of age. A prekindergarten early  
17 intervention program shall be administered by a district  
18 school board and shall receive state funds pursuant to  
19 subsection (6). Each public school district shall make  
20 reasonable efforts to accommodate the needs of children for  
21 extended day and extended year services without compromising  
22 the quality of the 6-hour, 180-day program. The school  
23 district shall report on such efforts. School district  
24 participation in the prekindergarten early intervention  
25 program shall be at the discretion of each school district.

26 (a) At least 75 percent of the children projected to  
27 be served by the district program shall be economically  
28 disadvantaged 4-year-old children of working parents,  
29 including migrant children or children whose parents  
30 participate in the welfare transition ~~WAGES~~ program. Other  
31 children projected to be served by the district program may

1 include any of the following up to a maximum of 25 percent of  
2 the total number of children served:

3 1. Three-year-old and four-year-old children who are  
4 referred to the school system who may not be economically  
5 disadvantaged but who are abused, prenatally exposed to  
6 alcohol or harmful drugs, or from foster homes, or who are  
7 marginal in terms of Exceptional Student Education placement.

8 2. Three-year-old children and four-year-old children  
9 who may not be economically disadvantaged but who are eligible  
10 students with disabilities and served in an exceptional  
11 student education program with required special services,  
12 aids, or equipment and who are reported for partial funding in  
13 the K-12 Florida Education Finance Program. These students  
14 may be funded from prekindergarten early intervention program  
15 funds the portion of the time not funded by the K-12 Florida  
16 Education Finance Program for the actual instructional time or  
17 one full-time equivalent student membership, whichever is the  
18 lesser. These students with disabilities shall be counted  
19 toward the 25-percent student limit based on full-time  
20 equivalent student membership funded part-time by  
21 prekindergarten early intervention program funds. Also,  
22 3-year-old or 4-year-old eligible students with disabilities  
23 who are reported for funding in the K-12 Florida Education  
24 Finance Program in an exceptional student education program as  
25 provided in s. 236.081(1)(c) may be mainstreamed in the  
26 prekindergarten early intervention program if such programming  
27 is reflected in the student's individual educational plan; if  
28 required special services, aids, or equipment are provided;  
29 and if there is no operational cost to prekindergarten early  
30 intervention program funds. Exceptional education students  
31 who are reported for maximum K-12 Florida Education Finance

1 Program funding and who are not reported for early  
2 intervention funding shall not count against the 75-percent or  
3 25-percent student limit as stated in this paragraph.

4 3. Economically disadvantaged 3-year-old children.

5 4. Economically disadvantaged children, children with  
6 disabilities, and children at risk of future school failure,  
7 from birth to age four, who are served at home through home  
8 visitor programs and intensive parent education programs such  
9 as the Florida First Start Program.

10 5. Children who meet federal and state requirements  
11 for eligibility for the migrant preschool program but who do  
12 not meet the criteria of "economically disadvantaged" as  
13 defined in paragraph (b), who shall not pay a fee.

14 6. After the groups listed in subparagraphs 1., 2.,  
15 3., and 4. have been served, 3-year-old and 4-year-old  
16 children who are not economically disadvantaged and for whom a  
17 fee is paid for the children's participation.

18 (b) An "economically disadvantaged" child shall be  
19 defined as a child eligible to participate in the free lunch  
20 program. Notwithstanding any change in a family's economic  
21 status or in the federal eligibility requirements for free  
22 lunch, a child who meets the eligibility requirements upon  
23 initial registration for the program shall be considered  
24 eligible until the child reaches kindergarten age. In order  
25 to assist the school district in establishing the priority in  
26 which children shall be served, and to increase the efficiency  
27 in the provision of child care services in each district, the  
28 district shall enter into a written collaborative agreement  
29 with other publicly funded early education and child care  
30 programs within the district. Such agreement shall be  
31 facilitated by the interagency coordinating council and shall

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1 set forth, among other provisions, the measures to be  
2 undertaken to ensure the programs' achievement and compliance  
3 with the performance standards established in subsection (3)  
4 and for maximizing the public resources available to each  
5 program. In addition, the central agency for state-subsidized  
6 child care or the local service district of the Department of  
7 Children and Family Services shall provide the school district  
8 with an updated list of 3-year-old and 4-year-old children  
9 residing in the school district who are on the waiting list  
10 for state-subsidized child care.

11 (3) STANDARDS.--

12 (k) The school district must coordinate with the  
13 central agency for state-subsidized child care or the local  
14 service district of the Department of Children and Family  
15 Services to verify family participation in the welfare  
16 transition ~~WAGES~~ program, thus ensuring accurate reporting and  
17 full utilization of federal funds available through the Family  
18 Support Act, and for the agency's or service district's  
19 sharing of the waiting list for state-subsidized child care  
20 under paragraph (a).

21 Section 61. Subsections (4) and (5) of section 232.17,  
22 Florida Statutes, are amended to read:

23 232.17 Enforcement of school attendance.--The  
24 Legislature finds that poor academic performance is associated  
25 with nonattendance and that schools must take an active role  
26 in enforcing attendance as a means of improving the  
27 performance of many students. It is the policy of the state  
28 that the superintendent of each school district be responsible  
29 for enforcing school attendance of all children and youth  
30 subject to the compulsory school age in the school district.  
31 The responsibility includes recommending to the school board

1 policies and procedures to ensure that schools respond in a  
2 timely manner to every unexcused absence, or absence for which  
3 the reason is unknown, of students enrolled in the schools.  
4 School board policies must require each parent or guardian of  
5 a student to justify each absence of the student, and that  
6 justification will be evaluated based on adopted school board  
7 policies that define excused and unexcused absences. The  
8 policies must provide that schools track excused and unexcused  
9 absences and contact the home in the case of an unexcused  
10 absence from school, or an absence from school for which the  
11 reason is unknown, to prevent the development of patterns of  
12 nonattendance. The Legislature finds that early intervention  
13 in school attendance matters is the most effective way of  
14 producing good attendance habits that will lead to improved  
15 student learning and achievement. Each public school shall  
16 implement the following steps to enforce regular school  
17 attendance:

18 (4) REPORT TO THE DEPARTMENT OF LABOR AND EMPLOYMENT  
19 SECURITY DIVISION ~~OF JOBS AND BENEFITS~~.--A designated school  
20 representative shall report to ~~the Division of Jobs and~~  
21 ~~Benefits~~ of the Department of Labor and Employment Security or  
22 to any person acting in similar capacity who may be designated  
23 by law to receive such notices, all violations of the Child  
24 Labor Law that may come to his or her knowledge.

25 (5) RIGHT TO INSPECT.--A designated school  
26 representative shall have the same right of access to, and  
27 inspection of, establishments where minors may be employed or  
28 detained as is given by law to the Department of Labor and  
29 Employment Security ~~Division of Jobs and Benefits~~ only for the  
30 purpose of ascertaining whether children of compulsory school  
31 age are actually employed there and are actually working there

1 regularly. The designated school representative shall, if he  
2 or she finds unsatisfactory working conditions or violations  
3 of the Child Labor Law, report his or her findings to the  
4 Department of Labor and Employment Security ~~Division of Jobs~~  
5 ~~and Benefits~~ or its agents.

6 Section 62. Paragraph (g) of subsection (1) of section  
7 234.01, Florida Statutes, is amended to read:

8 234.01 Purpose; transportation; when provided.--

9 (1) School boards, after considering recommendations  
10 of the superintendent:

11 (g) May provide transportation for welfare transition  
12 ~~WAGES~~ program participants as defined in s. 414.0252.

13 Section 63. Paragraph (b) of subsection (1) of section  
14 234.211, Florida Statutes, is amended to read:

15 234.211 Use of school buses for public purposes.--

16 (1)

17 (b) Each school district may enter into agreements  
18 with regional workforce boards ~~local WAGES coalitions~~ for the  
19 provision of transportation services to ~~WAGES program~~  
20 participants in the welfare transition program ~~as defined in~~  
21 ~~s. 414.0252~~. Agreements must provide for reimbursement in full  
22 or in part for the proportionate share of fixed and operating  
23 costs incurred by the school district attributable to the use  
24 of buses in accordance with the agreement.

25 Section 64. Subsection (15) of section 239.105,  
26 Florida Statutes, is amended to read:

27 239.105 Definitions.--As used in this chapter, the  
28 term:

29 (15) "Degree vocational education program" means a  
30 course of study that leads to an associate in applied science  
31 degree or an associate in science degree. A degree vocational

1 education program may contain within it one or more  
2 occupational completion points and may lead to certificates or  
3 diplomas within the course of study. The term is  
4 interchangeable with the term "degree career education  
5 program." For licensure purposes, the term "associate in  
6 science degree" is interchangeable with "associate in applied  
7 science degree."

8 Section 65. Paragraph (c) of subsection (4) and  
9 subsections (7) and (9) of section 239.115, Florida Statutes,  
10 are amended to read:

11 239.115 Funds for operation of adult general education  
12 and vocational education programs.--

13 (4) The Florida Workforce Development Education Fund  
14 is created to provide performance-based funding for all  
15 workforce development programs, whether the programs are  
16 offered by a school district or a community college. Funding  
17 for all workforce development education programs must be from  
18 the Workforce Development Education Fund and must be based on  
19 cost categories, performance output measures, and performance  
20 outcome measures. This subsection takes effect July 1, 1999.

21 (c) The performance outcome measures for programs  
22 funded through the Workforce Development Education Fund are  
23 associated with placement and retention of students after  
24 reaching a completion point or completing a program of study.  
25 These measures include placement or retention in employment  
26 that is related to the program of study; placement into or  
27 retention in employment in an occupation on the Workforce  
28 Estimating Occupational Forecasting Conference list of  
29 high-wage, high-skill occupations with sufficient openings, or  
30 other High Wage/High Skill Program occupations as determined  
31 by Workforce Florida, Inc.; and placement and retention of

1 participants ~~WAGES clients~~ or former participants in the  
2 welfare transition program ~~WAGES clients~~ in employment.

3 Continuing postsecondary education at a level that will  
4 further enhance employment is a performance outcome for adult  
5 general education programs. Placement and retention must be  
6 reported pursuant to ss. 229.8075 and 239.233.

7 (7)(a) Beginning in fiscal year 1999-2000, a school  
8 district or a community college that provides workforce  
9 development education funded through the Workforce Development  
10 Education Fund shall receive funds in accordance with  
11 distributions for base and performance funding established by  
12 the Legislature in the General Appropriations Act, pursuant to  
13 the following conditions:

14 1.(a) Base funding shall not exceed 85 percent of the  
15 current fiscal year total Workforce Development Education Fund  
16 allocation, which shall be distributed by the Legislature in  
17 the General Appropriations Act based on a maximum of 85  
18 percent of the institution's prior year total allocation from  
19 base and performance funds.

20 2.(b) Performance funding shall be at least 15 percent  
21 of the current fiscal year total Workforce Development  
22 Education Fund allocation, which shall be distributed by the  
23 Legislature in the General Appropriations Act based on the  
24 previous fiscal year's achievement of output and outcomes in  
25 accordance with formulas adopted pursuant to subsection (9).  
26 Performance funding must incorporate payments for at least  
27 three levels of placements that reflect wages and workforce  
28 demand. Payments for completions must not exceed 60 percent of  
29 the payments for placement. For fiscal year 1999-2000, school  
30 districts and community colleges shall be awarded funds  
31 pursuant to this paragraph based on performance output data

1 generated for fiscal year 1998-1999 and performance outcome  
2 data available in that year.

3 3.(c) If a local educational agency achieves a level  
4 of performance sufficient to generate a full allocation as  
5 authorized by the workforce development funding formula, the  
6 agency may earn performance incentive funds as appropriated  
7 for that purpose in a General Appropriations Act. If  
8 performance incentive funds are funded and awarded, these  
9 funds must be added to the local educational agency's prior  
10 year total allocation from the Workforce Development Education  
11 Fund and shall be used to calculate the following year's base  
12 funding.

13 (b) A program is established to assist school  
14 districts and community colleges in responding to the needs of  
15 new and expanding businesses and thereby strengthening the  
16 state's workforce and economy. The program may be funded in  
17 the General Appropriations Act. A school district or community  
18 college may expend funds under the program without regard to  
19 performance criteria set forth in subparagraph (a)2. The  
20 district or community college shall use the program to provide  
21 customized training for businesses which satisfies the  
22 requirements of s. 288.047. Business firms whose employees  
23 receive the customized training must provide 50 percent of the  
24 cost of the training. Balances remaining in the program at the  
25 end of the fiscal year shall not revert to the general fund,  
26 but shall be carried over for 1 additional year and used for  
27 the purpose of serving incumbent worker training needs of area  
28 businesses with fewer than 100 employees. Priority shall be  
29 given to businesses that must increase or upgrade their use of  
30 technology to remain competitive.

31 (9) The Department of Education, the State Board of

1 Community Colleges, and Workforce Florida, Inc.,~~the Jobs and~~  
2 ~~Education Partnership~~ shall provide the Legislature with  
3 recommended formulas, criteria, timeframes, and mechanisms for  
4 distributing performance funds. The commissioner shall  
5 consolidate the recommendations and develop a consensus  
6 proposal for funding. The Legislature shall adopt a formula  
7 and distribute the performance funds to the Division of  
8 Community Colleges and the Division of Workforce Development  
9 through the General Appropriations Act. These recommendations  
10 shall be based on formulas that would discourage  
11 low-performing or low-demand programs and encourage through  
12 performance-funding awards:

13 (a) Programs that prepare people to enter high-wage  
14 occupations identified by the Workforce Estimating  
15 ~~Occupational Forecasting~~ Conference created by s. 216.136 and  
16 other programs as approved by Workforce Florida, Inc ~~the Jobs~~  
17 ~~and Education Partnership~~. At a minimum, performance  
18 incentives shall be calculated for adults who reach completion  
19 points or complete programs that lead to specified high-wage  
20 employment and to their placement in that employment.

21 (b) Programs that successfully prepare adults who are  
22 eligible for public assistance, economically disadvantaged,  
23 disabled, not proficient in English, or dislocated workers for  
24 high-wage occupations. At a minimum, performance incentives  
25 shall be calculated at an enhanced value for the completion of  
26 adults identified in this paragraph and job placement of such  
27 adults upon completion. In addition, adjustments may be made  
28 in payments for job placements for areas of high unemployment.

29 (c) Programs that are specifically designed to be  
30 consistent with the workforce needs of private enterprise and  
31 regional economic development strategies, as defined in

1 guidelines set by Workforce Florida, Inc. Workforce Florida,  
2 Inc., shall develop guidelines to identify such needs and  
3 strategies based on localized research of private employers  
4 and economic development practitioners.

5 ~~(d)(e)~~ Programs identified by Workforce Florida, Inc.,  
6 ~~the Jobs and Education Partnership~~ as increasing the  
7 effectiveness and cost efficiency of education.

8 Section 66. Paragraph (d) of subsection (4) of section  
9 239.117, Florida Statutes, is amended to read:

10 239.117 Workforce development postsecondary student  
11 fees.--

12 (4) The following students are exempt from the payment  
13 of registration, matriculation, and laboratory fees:

14 (d) A student enrolled in an employment and training  
15 program under the welfare transition WAGES program. The  
16 regional workforce board local WAGES coalition shall pay the  
17 community college or school district for costs incurred for  
18 welfare transition program participants WAGES clients.

19 Section 67. Paragraph (c) of subsection (2) of section  
20 239.229, Florida Statutes, is amended to read:

21 239.229 Vocational standards.--

22 (2)

23 (c) Department of Education accountability for career  
24 education includes, but is not limited to:

25 1. The provision of timely, accurate technical  
26 assistance to school districts and community colleges.

27 2. The provision of timely, accurate information to  
28 the State Board for Career Education, the Legislature, and the  
29 public.

30 3. The development of policies, rules, and procedures  
31 that facilitate institutional attainment of the accountability

1 standards and coordinate the efforts of all divisions within  
2 the department.

3 4. The development of program standards and  
4 industry-driven benchmarks for vocational, adult, and  
5 community education programs, which must be updated every 3  
6 years. The standards must include technical, academic, and  
7 workplace skills; viability of distance learning for  
8 instruction; and work/learn cycles that are responsive to  
9 business and industry.

10 5. Overseeing school district and community college  
11 compliance with the provisions of this chapter.

12 6. Ensuring that the educational outcomes for the  
13 technical component of workforce development programs and  
14 secondary vocational job-preparatory programs are uniform and  
15 designed to provide a graduate of high quality who is capable  
16 of entering the workforce on an equally competitive basis  
17 regardless of the institution of choice.

18 7. No school board or public school shall require a  
19 student to participate in any school-to-work or job training  
20 program. A school board or school shall not require a student  
21 to meet occupational standards for grade level promotion or  
22 graduation unless the student is voluntarily enrolled in a job  
23 training program.

24 Section 68. Paragraph (a) of subsection (3) and  
25 paragraph (e) of subsection (4) of section 239.301, Florida  
26 Statutes, are amended to read:

27 239.301 Adult general education.--

28 (3)(a) Each school board or community college board of  
29 trustees shall negotiate with the regional workforce board  
30 ~~local personnel of the Department of Children and Family~~  
31 ~~Services~~ for basic and functional literacy skills assessments

1 for participants in the welfare transition employment and  
2 training programs ~~under the WAGES Program~~. Such assessments  
3 shall be conducted at a site mutually acceptable to the school  
4 board or community college board of trustees and the regional  
5 workforce board ~~Department of Children and Family Services~~.

6 (4)

7 (e) A district school board or a community college  
8 board of trustees may negotiate a contract with the regional  
9 workforce board ~~local WAGES coalition~~ for specialized services  
10 for participants in the welfare transition program ~~WAGES~~  
11 ~~clients~~, beyond what is routinely provided for the general  
12 public, to be funded by the regional workforce board ~~WAGES~~  
13 ~~coalition pursuant to s. 414.065~~.

14 Section 69. Subsection (3) of section 239.514, Florida  
15 Statutes, is amended to read:

16 239.514 Workforce Development Capitalization Incentive  
17 Grant Program.--The Legislature recognizes that the need for  
18 school districts and community colleges to be able to respond  
19 to emerging local or statewide economic development needs is  
20 critical to the workforce development system. The Workforce  
21 Development Capitalization Incentive Grant Program is created  
22 to provide grants to school districts and community colleges  
23 on a competitive basis to fund some or all of the costs  
24 associated with the creation or expansion of workforce  
25 development programs that serve specific employment workforce  
26 needs.

27 (3) The commission shall give highest priority to  
28 programs that train people to enter high-skill, high-wage  
29 occupations identified by the Workforce Estimating  
30 ~~occupational forecasting~~ Conference and other programs  
31 approved by Workforce Florida, Inc. ~~the Jobs and Education~~

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1 ~~Partnership~~; programs that train people to enter occupations  
2 under the welfare transition program ~~on the WAGES list~~; or  
3 programs that train for the workforce adults who are eligible  
4 for public assistance, economically disadvantaged, disabled,  
5 not proficient in English, or dislocated workers. The  
6 commission shall consider the statewide geographic dispersion  
7 of grant funds in ranking the applications and shall give  
8 priority to applications from education agencies that are  
9 making maximum use of their workforce development funding by  
10 offering high-performing, high-demand programs.

11 Section 70. Paragraph (b) of subsection (5) of section  
12 240.209, Florida Statutes, is amended to read:

13 240.209 Board of Regents; powers and duties.--

14 (5) The Board of Regents is responsible for:

15 (b) Coordinating with the Postsecondary Education  
16 Planning Commission the programs, including doctoral programs,  
17 to be reviewed every 5 years or whenever the board determines  
18 that the effectiveness or efficiency of a program is  
19 jeopardized. The board shall define the indicators of quality  
20 and the criteria for program review for every program. Such  
21 indicators shall include need, student demand, industry-driven  
22 competencies for advanced technology and related programs, and  
23 resources available to support continuation. The results of  
24 the program reviews shall be tied to the university budget  
25 requests.

26 Section 71. Section 240.312, Florida Statutes, is  
27 amended to read:

28 240.312 Community colleges; program review.--Program  
29 reviews for the community college system shall be coordinated  
30 with the Postsecondary Education Planning Commission every  
31 year. Every major program shall be reviewed every 5 years or

1 whenever the effectiveness or efficiency of a program is  
2 jeopardized, except that certificate career education programs  
3 and programs leading to an associate in science degree shall  
4 be reviewed every 3 years. Indicators of quality and criteria  
5 for the program reviews shall be defined. The results of  
6 these program reviews shall be tied to the budget request for  
7 the community college system.

8 Section 72. Subsection (3) of section 240.35, Florida  
9 Statutes, is amended to read:

10 240.35 Student fees.--Unless otherwise provided, the  
11 provisions of this section apply only to fees charged for  
12 college credit instruction leading to an associate in arts  
13 degree, an associate in applied science degree, or an  
14 associate in science degree and noncollege credit  
15 college-preparatory courses defined in s. 239.105.

16 (3) Students enrolled in dual enrollment and early  
17 admission programs under s. 240.116 and students enrolled in  
18 employment and training programs under the welfare transition  
19 ~~WAGES~~ program are exempt from the payment of registration,  
20 matriculation, and laboratory fees; however, such students may  
21 not be included within calculations of fee-waived enrollments.  
22 The regional workforce board ~~local WAGES coalition~~ shall pay  
23 the community college for costs incurred by that ~~WAGES~~  
24 participant related to that person's classes or program. Other  
25 fee-exempt instruction provided under this subsection  
26 generates an additional one-fourth full-time equivalent  
27 enrollment.

28 Section 73. Paragraph (a) of subsection (1) of section  
29 240.40207, Florida Statutes, is amended to read:

30 240.40207 Florida Gold Seal Vocational Scholars  
31 award.--The Florida Gold Seal Vocational Scholars award is

1 created within the Florida Bright Futures Scholarship Program  
2 to recognize and reward academic achievement and vocational  
3 preparation by high school students who wish to continue their  
4 education.

5 (1) A student is eligible for a Florida Gold Seal  
6 Vocational Scholars award if the student meets the general  
7 eligibility requirements for the Florida Bright Futures  
8 Scholarship Program and the student:

9 (a) Completes the secondary school portion of a  
10 sequential program of studies that requires at least three  
11 secondary school vocational credits taken over at least 2  
12 academic years, and is continued in a planned, related  
13 postsecondary education program. If the student's school does  
14 not offer such a two-plus-two or tech-prep program, the  
15 student must complete a job-preparatory career education  
16 program selected by the Workforce Estimating Occupational  
17 ~~Forecasting~~ Conference or the Workforce Florida, Inc.,  
18 ~~Development Board of Enterprise Florida~~ for its ability to  
19 provide high-wage employment in an occupation with high  
20 potential for employment opportunities. On-the-job training  
21 may not be substituted for any of the three required  
22 vocational credits.

23 Section 74. Section 240.40685, Florida Statutes, is  
24 amended to read:

25 240.40685 Certified Education Paraprofessional Welfare  
26 Transition Program.--

27 (1) There is created the Certified Education  
28 Paraprofessional Welfare Transition Program to provide  
29 education and employment for recipients of public assistance  
30 who are certified to work in schools that, because of the high  
31 proportion of economically disadvantaged children enrolled,

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1 are at risk of poor performance on traditional measures of  
2 achievement. The program is designed to enable such schools  
3 to increase the number of adults working with the school  
4 children. However, the increase in personnel working at  
5 certain schools is intended to supplement and not to supplant  
6 the school staff and should not affect current school board  
7 employment and staffing policies, including those contained in  
8 collective bargaining agreements. The program is intended to  
9 be supported by local, state, and federal program funds for  
10 which the participants may be eligible. Further, the program  
11 is designed to provide its participants not only with  
12 entry-level employment but also with a marketable credential,  
13 a career option, and encouragement to advance.

14 (2) The Commissioner of Education, the Executive  
15 Director of the State Board of Community Colleges, the  
16 secretary of the Department of Children and Family Services,  
17 and the director of the Agency for Workforce Innovation  
18 ~~Secretary of Labor and Employment Security~~ have joint  
19 responsibility for planning and conducting the program.

20 (3) The agencies responsible may make recommendations  
21 to the State Board of Education and the Legislature if they  
22 find that implementation or operation of the program would  
23 benefit from the adoption or waiver of state or federal  
24 policy, rule, or law, including recommendations regarding  
25 program budgeting.

26 (4) The agencies shall complete an implementation plan  
27 that addresses at least the following recommended components  
28 of the program:

29 (a) A method of selecting participants. The method  
30 must not duplicate services provided by those assigned to  
31 screen participants of the welfare transition ~~WAGES~~ program,

1 but must assure that screening personnel are trained to  
2 identify recipients of public assistance whose personal  
3 aptitudes and motivation make them most likely to succeed in  
4 the program and advance in a career related to the school  
5 community.

6 (b) A budget for use of incentive funding to provide  
7 motivation to participants to succeed and excel. The budget  
8 for incentive funding includes:

9 1. Funds allocated by the Legislature directly for the  
10 program.

11 2. Funds that may be made available from the federal  
12 Workforce Investment ~~Job Training Partnership~~ Act based on  
13 client eligibility or requested waivers to make the clients  
14 eligible.

15 3. Funds made available by implementation strategies  
16 that would make maximum use of work supplementation funds  
17 authorized by federal law.

18 4. Funds authorized by strategies to lengthen  
19 participants' eligibility for federal programs such as  
20 Medicaid, subsidized child care, and transportation.

21  
22 Incentives may include a stipend during periods of college  
23 classroom training, a bonus and recognition for a high  
24 grade-point average, child care and prekindergarten services  
25 for children of participants, and services to increase a  
26 participant's ability to advance to higher levels of  
27 employment. Nonfinancial incentives should include providing a  
28 mentor or tutor, and service incentives should continue and  
29 increase for any participant who plans to complete the  
30 baccalaureate degree and become a certified teacher. Services  
31 may be provided in accordance with family choice by community

1 colleges and school district technical centers, through family  
2 service centers and full-service schools, or under contract  
3 with providers through central agencies.

4 (5) The agencies shall select Department of Children  
5 and Family Services districts to participate in the program. A  
6 district that wishes to participate must demonstrate that a  
7 district school board, a community college board of trustees,  
8 an economic services program administrator, and a regional  
9 workforce board ~~private industry council~~ are willing to  
10 coordinate to provide the educational program, support  
11 services, employment opportunities, and incentives required to  
12 fulfill the intent of this section.

13 (6)(a) A community college or school district  
14 technical center is eligible to participate if it provides a  
15 technical certificate program in Child Development Early  
16 Intervention as approved by Workforce Florida, Inc., ~~the Jobs~~  
17 ~~and Education Partnership~~ and it is participating in the  
18 ~~Performance Based Incentive Funding program authorized in s.~~  
19 ~~239.249.~~ Priority programs provide an option and incentives  
20 to articulate with an associate in science degree program or a  
21 baccalaureate degree program.

22 (b) A participating educational agency may earn funds  
23 appropriated for performance-based incentive funding for  
24 successful outcomes of enrollment and placement of recipients  
25 of public assistance who are in the program. In addition, an  
26 educational agency is eligible for an incentive award  
27 determined by Workforce Florida, Inc., ~~the Jobs and Education~~  
28 ~~Partnership~~ for each recipient of public assistance who  
29 successfully completes a program leading to the award of a  
30 General Education Development credential.

31 (c) Historically black colleges or universities that

1 have established programs that serve participants in the  
2 welfare transition ~~of the WAGES~~ program are eligible to  
3 participate in the Performance Based Incentive Funding Program  
4 and may earn an incentive award determined by Workforce  
5 Florida, Inc., ~~the Jobs and Education Partnership~~ for  
6 successful placement of program completers in jobs as  
7 education paraprofessionals in at-risk schools.

8 (7)(a) A participating school district shall identify  
9 at-risk schools in which the program participants will work  
10 during the practicum part of their education. For purposes of  
11 this act, an at-risk school is a school with grades K-3 in  
12 which 50 percent or more of the students enrolled at the  
13 school are eligible for free lunches or reduced-price lunches.  
14 Priority schools are schools whose service zones include the  
15 participants' own communities.

16 (b) A participating school district may use funds  
17 appropriated by the Legislature from Job Training Partnership  
18 Act service delivery area allotments to provide at least 6  
19 months of on-the-job training to participants in the Certified  
20 Education Paraprofessional Welfare Transition Program.  
21 Participating school districts may also use funds provided by  
22 grant diversion of funds from the welfare transition ~~WAGES~~  
23 program for the participants during the practicum portion of  
24 their training to earn the certificate required for their  
25 employment.

26 (8) The agencies shall give priority for funding to  
27 those programs that provide maximum security for the  
28 long-range employment and career opportunities of the program  
29 participants. Security is enhanced if employment is provided  
30 through a governmental or nongovernmental agency other than  
31 the school board, or if the plans assure in another way that

1 the participants will supplement, rather than supplant, the  
2 workforce available to the school board. It is the intent of  
3 the Legislature that, when a program participant succeeds in  
4 becoming a certified education paraprofessional after working  
5 successfully in a school during the practicum or on-the-job  
6 training supported by the program, the participant shall have  
7 the opportunity to continue in full-time employment at the  
8 school that provided the training or at another school in the  
9 district.

10 Section 75. Subsection (2) of section 240.61, Florida  
11 Statutes, is amended to read:

12 240.61 College reach-out program.--

13 (2) In developing the definition for "low-income  
14 educationally disadvantaged student," the State Board of  
15 Education shall include such factors as: the family's taxable  
16 income; family receipt of temporary cash assistance ~~under the~~  
17 ~~WAGES Program~~ in the preceding year; family receipt of public  
18 assistance in the preceding year; the student's cumulative  
19 grade point average; the student's promotion and attendance  
20 patterns; the student's performance on state standardized  
21 tests; the student's enrollment in mathematics and science  
22 courses; and the student's participation in a dropout  
23 prevention program.

24 Section 76. Section 246.50, Florida Statutes, is  
25 amended to read:

26 246.50 Certified Teacher-Aide Welfare Transition  
27 Program; participation by independent postsecondary  
28 schools.--An independent postsecondary school may participate  
29 in the Certified Teacher-Aide Welfare Transition Program and  
30 may receive incentives for successful performance from the  
31 Performance Based Incentive Funding Program if:

1           (1) The school is accredited by the Southern  
2 Association of Colleges and Schools and licensed by the State  
3 Board of Nonpublic Career Education;

4           (2) The school serves recipients of temporary cash  
5 assistance ~~under the WAGES Program~~ in a certified teacher-aide  
6 program;

7           (3) A participating school district recommends the  
8 school to Workforce Florida, Inc. ~~the Jobs and Education~~  
9 ~~Partnership~~; and

10           (4) Workforce Florida, Inc. ~~The Jobs and Education~~  
11 ~~Partnership~~ approves.

12           Section 77. Section 288.046, Florida Statutes, is  
13 amended to read:

14           288.046 Quick-response training; legislative  
15 intent.--The Legislature recognizes the importance of  
16 providing a skilled workforce for attracting new industries  
17 and retaining and expanding existing businesses and industries  
18 in this state. It is the intent of the Legislature that a  
19 program exist to meet the short-term, immediate,  
20 workforce-skill needs of such businesses and industries. It  
21 is further the intent of the Legislature that funds provided  
22 for the purposes of s. 288.047 be expended on businesses and  
23 industries that support the state's economic development  
24 goals, particularly high value-added businesses ~~in Florida's~~  
25 ~~Targeted Industrial Clusters~~ or businesses that locate in and  
26 provide jobs in the state's distressed urban and rural areas,  
27 and that instruction funded pursuant to s. 288.047 lead to  
28 permanent, quality employment opportunities.

29           Section 78. Section 288.047, Florida Statutes, is  
30 amended to read:

31           288.047 Quick-response training for economic

1 development.--

2 (1) The Quick-Response Training Program is created to  
3 meet the workforce-skill needs of existing, new, and expanding  
4 industries. The program shall be administered by Workforce  
5 ~~Enterprise~~ Florida, Inc., in conjunction with Enterprise  
6 Florida, Inc., and the Department of Education. Workforce  
7 ~~Enterprise~~ Florida, Inc., shall adopt guidelines for the  
8 administration of this program. Workforce ~~Enterprise~~ Florida,  
9 Inc., shall provide technical services and shall identify  
10 businesses that seek services through the program. Workforce  
11 Florida, Inc. may contract with Enterprise Florida, Inc., or  
12 administer this program directly, if it is determined that  
13 such an arrangement maximizes the amount of the Quick Response  
14 grant going to direct services. ~~The Department of Education~~  
15 ~~shall provide services related to the development and~~  
16 ~~implementation of instructional programs.~~

17 ~~(2)(a) A Quick-Response Advisory Committee, composed~~  
18 ~~of the director of the Division of Workforce Development of~~  
19 ~~the Department of Education; the director of the Division of~~  
20 ~~Community Colleges of the Department of Education; and the~~  
21 ~~director of the Division of Jobs and Benefits of the~~  
22 ~~Department of Labor and Employment Security, or their~~  
23 ~~respective designees, and four private sector members, shall~~  
24 ~~review training funded through this program and shall provide~~  
25 ~~policy advice to Enterprise Florida, Inc., in the~~  
26 ~~implementation of this program. The committee shall elect a~~  
27 ~~chair from among its members. Members of the committee may~~  
28 ~~receive reimbursement for per diem and travel expenses as~~  
29 ~~provided in s. 112.061.~~

30 ~~(b) The four private sector members appointed to the~~  
31 ~~Quick-Response Advisory Committee must be selected from a~~

1 ~~slate of nominees submitted by the board of directors of~~  
2 ~~Enterprise Florida, Inc. The president of Enterprise Florida,~~  
3 ~~Inc., shall appoint private sector members from this slate for~~  
4 ~~terms of 4 years, except that in making the initial~~  
5 ~~appointments, the president shall appoint members for~~  
6 ~~staggered terms, one for 1 year, 2 years, 3 years, and 4~~  
7 ~~years, respectively. To the maximum extent possible, the~~  
8 ~~president shall select private sector members who are~~  
9 ~~representative of diverse industries and regions of the state.~~  
10 ~~The importance of minority representation must be considered~~  
11 ~~when making appointments for each private sector position.~~  
12 ~~Private sector members may be removed for cause. Absence from~~  
13 ~~three consecutive meetings results in the automatic removal of~~  
14 ~~a private sector member.~~

15 ~~(c) The Quick-Response Advisory Committee shall meet~~  
16 ~~at the call of its chair, at the request of a majority of the~~  
17 ~~membership, at the request of Enterprise Florida, Inc., or at~~  
18 ~~times prescribed by its rules. The committee shall serve to~~  
19 ~~advise Enterprise Florida, Inc., regarding the administration~~  
20 ~~of the Quick-Response Training Program.~~

21 ~~(2)(3) Workforce Enterprise Florida, Inc., shall~~  
22 ~~ensure that instruction funded pursuant to this section is not~~  
23 ~~available through the local community college or school~~  
24 ~~district, or private industry council and that the instruction~~  
25 ~~promotes economic development by providing specialized~~  
26 ~~training entry-level skills to new workers or retraining for~~  
27 ~~supplemental skills to current employees to meet changing~~  
28 ~~skill requirements caused by new technology or new product~~  
29 ~~lines and to prevent potential layoffs whose job descriptions~~  
30 ~~are changing. Such funds may not be expended to subsidize the~~  
31 ~~ongoing staff development program of any business or industry~~

1 ~~or~~ to provide training for instruction related to retail  
2 businesses or to reimburse businesses for trainee wages. Funds  
3 made available pursuant to this section may not be expended in  
4 connection with the relocation of a business from one  
5 community to another community in this state unless Workforce  
6 ~~Enterprise~~ Florida, Inc., determines that without such  
7 relocation the business will move outside this state or  
8 determines that the business has a compelling economic  
9 rationale for the relocation which creates additional jobs.

10 (3)(4) Requests for funding through the Quick-Response  
11 Training Program may be produced through inquiries from a  
12 specific business or industry, inquiries from a school  
13 district director of career education or community college  
14 occupational dean on behalf of a business or industry, or  
15 through official state or local economic development efforts.  
16 In allocating funds for the purposes of the program, Workforce  
17 ~~Enterprise~~ Florida, Inc., shall establish criteria for  
18 approval of requests for funding and shall select the entity  
19 that provides the most efficient, cost-effective instruction  
20 meeting such criteria. Program funds may be allocated to any  
21 area technical center, community college, or state university.  
22 Program funds may be allocated to private postsecondary  
23 institutions only upon a review that includes, but is not  
24 limited to, accreditation and licensure documentation and  
25 prior approval by Workforce Florida, Inc. ~~a majority of the~~  
26 ~~advisory committee~~. Instruction funded through the program  
27 must terminate when participants demonstrate competence at the  
28 level specified in the request; however, the grant term  
29 ~~instruction~~ may not exceed 24 ~~18~~ months. Costs and  
30 expenditures for the Quick-Response Training Program must be  
31 documented and separated from those incurred by the training

1 provider.

2 ~~(4)(5)~~ For the first 6 months of each fiscal year,  
3 Workforce Enterprise Florida, Inc., shall set aside 30 percent  
4 of the amount appropriated for the Quick-Response Training  
5 Program by the Legislature to fund instructional programs for  
6 businesses located in an enterprise zone or brownfield area ~~to~~  
7 ~~instruct residents of an enterprise zone~~. Any unencumbered  
8 funds remaining undisbursed from this set-aside at the end of  
9 the 6-month period may be used to provide funding for any  
10 program qualifying for funding pursuant to this section.

11 ~~(5)(6)~~ Prior to the allocation of funds for any  
12 request pursuant to this section, Workforce Enterprise  
13 Florida, Inc., shall prepare a grant agreement between the  
14 business or industry requesting funds, the educational  
15 institution receiving funding through the program, and  
16 Workforce Enterprise Florida, Inc. Such agreement must  
17 include, but is not limited to:

18 ~~(a) An identification of the facility in which the~~  
19 ~~instruction will be conducted and the respective~~  
20 ~~responsibilities of the parties for paying costs associated~~  
21 ~~with facility use.~~

22 ~~(b) An identification of the equipment necessary to~~  
23 ~~conduct the program, the respective responsibilities of the~~  
24 ~~parties for paying costs associated with equipment purchase,~~  
25 ~~maintenance, and repair, as well as an identification of which~~  
26 ~~party owns the equipment upon completion of the instruction.~~

27 ~~(a)(c)~~ An identification of the personnel necessary to  
28 conduct the instructional program, the qualifications of such  
29 personnel, and the respective responsibilities of the parties  
30 for paying costs associated with the employment of such  
31 personnel.

1           ~~(b)(d)~~ An identification of the estimated length of  
2 the instructional program. ~~Such program may not exceed 12~~  
3 ~~months of full-time instruction or 18 months of total~~  
4 ~~instruction.~~

5           (c) An identification of all direct, training-related  
6 costs, including tuition and fees, curriculum development,  
7 books and classroom materials, and overhead or indirect costs,  
8 not to exceed 5 percent of the grant amount.

9           ~~(d)(e)~~ An identification of special program  
10 requirements that are not addressed otherwise in the  
11 agreement.

12           (e)(f) Permission to access information specific to  
13 the wages and performance of participants upon the completion  
14 of instruction for evaluation purposes. Information which, if  
15 released, would disclose the identity of the person to whom  
16 the information pertains or disclose the identity of the  
17 person's employer is confidential and exempt from the  
18 provisions of s. 119.07(1). The agreement must specify that  
19 any evaluations published subsequent to the instruction may  
20 not identify the employer or any individual participant.

21           (6)(7) For the purposes of this section, Workforce  
22 ~~Enterprise~~ Florida, Inc., may accept grants of money,  
23 materials, services, or property of any kind from any agency,  
24 corporation, or individual.

25           ~~(8)~~ ~~Enterprise Florida, Inc., may procure equipment as~~  
26 ~~necessary to meet the purposes of this section. Title to and~~  
27 ~~control of such equipment is vested in the Department of~~  
28 ~~Education. Upon the conclusion of instruction, the Department~~  
29 ~~of Education may transfer title to the district school board,~~  
30 ~~community college district board of trustees, or Board of~~  
31 ~~Regents on behalf of a specific state university, where the~~

1 ~~equipment is physically located. The department may also~~  
2 ~~lease such equipment to the district school board, community~~  
3 ~~college district board of trustees, or Board of Regents for a~~  
4 ~~maximum of 1 year. Such lease may provide for automatic~~  
5 ~~renewal. Either party to a lease has the right to cancel the~~  
6 ~~lease upon a 60-day notice in writing. Any equipment for which~~  
7 ~~no title transfer or lease exists must be returned to a~~  
8 ~~warehouse reserve and be available for use by an instructional~~  
9 ~~program in any area of the state.~~

10 (7)(9) In providing instruction pursuant to this  
11 section, materials that relate to methods of manufacture or  
12 production, potential trade secrets, business transactions, or  
13 proprietary information received, produced, ascertained, or  
14 discovered by employees of the respective departments,  
15 district school boards, community college district boards of  
16 trustees, or other personnel employed for the purposes of this  
17 section is confidential and exempt from the provisions of s.  
18 119.07(1). The state may seek copyright protection for all  
19 instructional materials and ancillary written documents  
20 developed wholly or partially with state funds as a result of  
21 instruction provided pursuant to this section, except for  
22 materials that are confidential and exempt from the provisions  
23 of s. 119.07(1).

24 (8)(10) There is created a Quick-Response Training  
25 Program for ~~Work and Gain Economic Self-sufficiency (WAGES)~~  
26 participants in the welfare transition program. Workforce  
27 ~~Enterprise Florida, Inc., may, at the discretion of the State~~  
28 ~~WAGES Emergency Response Team,~~ award quick-response training  
29 grants and develop applicable guidelines for the training of  
30 participants in the welfare transition ~~WAGES~~ program. In  
31 addition to a local economic development organization, grants

1 must be endorsed by the applicable ~~local WAGES coalition and~~  
2 regional workforce ~~development~~ board.

3 (a) Training funded pursuant to this subsection may  
4 not exceed 12 months, and may be provided by the local  
5 community college, school district, regional workforce  
6 ~~development~~ board, or the business employing the participant,  
7 including on-the-job training. Training will provide  
8 entry-level skills to new workers, including those employed in  
9 retail, who are participants in the welfare transition ~~WAGES~~  
10 program.

11 (b) ~~WAGES~~ Participants trained pursuant to this  
12 subsection must be employed at a wage not less than \$6.00  
13 per hour.

14 (c) Funds made available pursuant to this subsection  
15 may be expended in connection with the relocation of a  
16 business from one community to another community if approved  
17 by Workforce Florida, Inc. ~~the State WAGES Emergency Response~~  
18 ~~Team.~~

19 (9) Notwithstanding any other provision of law,  
20 eligible matching contributions received under the  
21 Quick-Response Training Program under this section may be  
22 counted toward the private-sector support of Enterprise  
23 Florida, Inc., under s. 288.90151(5)(d).

24 (10) Workforce Florida, Inc., and Enterprise Florida,  
25 Inc., shall ensure maximum coordination and cooperation in  
26 administering this section, in such a manner that any division  
27 of responsibility between the two organizations which relates  
28 to marketing or administering the Quick-Response Training  
29 Program is not apparent to a business that inquires about or  
30 applies for funding under this section. The organizations  
31 shall provide such a business with a single point of contact

1 for information and assistance.

2 Section 79. Subsection (7) of section 288.0656,  
3 Florida Statutes, is amended to read:

4 288.0656 Rural Economic Development Initiative.--  
5 (7) REDI may recommend to the Governor up to three  
6 rural areas of critical economic concern. A rural area of  
7 critical economic concern must be a rural community, or a  
8 region composed of such, that has been adversely affected by  
9 an extraordinary economic event or a natural disaster or that  
10 presents a unique economic development opportunity of regional  
11 impact that will create more than 1,000 jobs over a 5-year  
12 period. The Governor may by executive order designate up to  
13 three rural areas of critical economic concern which will  
14 establish these areas as priority assignments for REDI as well  
15 as to allow the Governor, acting through REDI, to waive  
16 criteria, requirements, or similar provisions of any economic  
17 development incentive. Such incentives shall include, but not  
18 be limited to: the Qualified Target Industry Tax Refund  
19 Program under s. 288.106, the Quick Response Training Program  
20 under s. 288.047, the ~~WAGES~~ Quick Response Training Program  
21 for participants in the welfare transition program under s.  
22 288.047(8)~~s. 288.047(10)~~, transportation projects under s.  
23 288.063, the brownfield redevelopment bonus refund under s.  
24 288.107, and the rural job tax credit program under ss.  
25 212.098 and 220.1895. Designation as a rural area of critical  
26 economic concern under this subsection shall be contingent  
27 upon the execution of a memorandum of agreement among the  
28 Office of Tourism, Trade, and Economic Development; the  
29 governing body of the county; and the governing bodies of any  
30 municipalities to be included within a rural area of critical  
31 economic concern. Such agreement shall specify the terms and

1 conditions of the designation, including, but not limited to,  
2 the duties and responsibilities of the county and any  
3 participating municipalities to take actions designed to  
4 facilitate the retention and expansion of existing businesses  
5 in the area, as well as the recruitment of new businesses to  
6 the area.

7 Section 80. Paragraph (f) of subsection (3) of section  
8 288.901, Florida Statutes, is amended to read:

9 288.901 Enterprise Florida, Inc.; creation;  
10 membership; organization; meetings; disclosure.--

11 (3) Enterprise Florida, Inc., shall be governed by a  
12 board of directors. The board of directors shall consist of  
13 the following members:

14 (f) The chairperson of the board of directors of ~~the~~  
15 Workforce Florida, Inc. ~~Development Board.~~

16 Section 81. Paragraph (i) of subsection (1) of section  
17 288.904, Florida Statutes, is amended to read:

18 288.904 Powers of the board of directors of Enterprise  
19 Florida, Inc.--

20 (1) The board of directors of Enterprise Florida,  
21 Inc., shall have the power to:

22 (i) Use the state seal, notwithstanding the provisions  
23 of s. 15.03, when appropriate, to establish that Enterprise  
24 Florida, Inc., is the principal economic, ~~workforce,~~ and trade  
25 development organization for the state, and for other standard  
26 corporate identity applications. Use of the state seal is not  
27 to replace use of a corporate seal as provided in this  
28 section.

29 Section 82. Subsections (1) and (3) of section  
30 288.905, Florida Statutes, are amended to read:

31 288.905 Duties of the board of directors of Enterprise

1 Florida, Inc.--

2 (1) In the performance of its functions and duties,  
3 the board of directors may establish, implement, and manage  
4 policies, strategies, and programs for Enterprise Florida,  
5 Inc., and its boards. These policies, strategies, and programs  
6 shall promote business formation, expansion, recruitment, and  
7 retention through aggressive marketing and international  
8 development and export assistance, ~~and workforce development~~,  
9 which together lead to more and better jobs with higher wages  
10 for all geographic regions and communities of the state,  
11 including rural areas and urban core areas, and for all  
12 residents, including minorities. In developing such policies,  
13 strategies, and programs, the board of directors shall solicit  
14 advice from and consider the recommendations of its boards,  
15 any advisory committees or similar groups created by  
16 Enterprise Florida, Inc., and local and regional partners.

17 (3)(a) The strategic plan required under this section  
18 shall include, but is not limited to, strategies for the  
19 promotion of business formation, expansion, recruitment, and  
20 retention through aggressive marketing, international  
21 development, and export assistance, ~~and workforce development~~  
22 ~~programs~~ which lead to more and better jobs and higher wages  
23 for all geographic regions and disadvantaged communities and  
24 populations of the state, including rural areas, minority  
25 businesses, and urban core areas. Further, the strategic plan  
26 shall give consideration to the economic diversity of the  
27 state and its regions and their associated industrial clusters  
28 and develop realistic policies and programs to further their  
29 development.

30 (b)1. The strategic plan required under this section  
31 shall include specific provisions for the stimulation of

1 economic development and job creation in rural areas and  
2 midsize cities and counties of the state.

3           2. Enterprise Florida, Inc., shall involve local  
4 governments, local and regional economic development  
5 organizations, and other local, state, and federal economic,  
6 international, and workforce development entities, both public  
7 and private, in developing and carrying out policies,  
8 strategies, and programs, seeking to partner and collaborate  
9 to produce enhanced public benefit at a lesser cost.

10           3. Enterprise Florida, Inc., shall involve rural,  
11 urban, small-business, and minority-business development  
12 agencies and organizations, both public and private, in  
13 developing and carrying out policies, strategies, and  
14 programs.

15           ~~(c) The strategic plan required under this section~~  
16 ~~shall include the creation of workforce training programs that~~  
17 ~~lead to better employment opportunities and higher wages.~~

18           (c)(d) The strategic plan required under this section  
19 shall include the promotion of the successful long-term  
20 economic development of the state with increased emphasis in  
21 market research and information to local economic development  
22 entities and generation of foreign investment in the state  
23 that creates jobs with above-average wages,  
24 internationalization of this state, with strong emphasis in  
25 reverse investment that creates high wage jobs for the state  
26 and its many regions, including programs that establish viable  
27 overseas markets, generate foreign investment, assist in  
28 meeting the financing requirements of export-ready firms,  
29 broaden opportunities for international joint venture  
30 relationships, use the resources of academic and other  
31 institutions, coordinate trade assistance and facilitation

1 services, and facilitate availability of and access to  
2 education and training programs which will assure requisite  
3 skills and competencies necessary to compete successfully in  
4 the global marketplace.

5 (d)~~(e)~~ The strategic plan required under this section  
6 shall include the identification of business sectors that are  
7 of current or future importance to the state's economy and to  
8 the state's worldwide business image, and development of  
9 specific strategies to promote the development of such  
10 sectors.

11 Section 83. Paragraph (f) of subsection (1) of section  
12 288.906, Florida Statutes, is amended to read:

13 288.906 Annual report of Enterprise Florida, Inc.;  
14 audits; confidentiality.--

15 (1) Prior to December 1 of each year, Enterprise  
16 Florida, Inc., shall submit to the Governor, the President of  
17 the Senate, the Speaker of the House of Representatives, the  
18 Senate Minority Leader, and the House Minority Leader a  
19 complete and detailed report including, but not limited to:

20 (f) An assessment of ~~employee training and job~~  
21 creation that directly benefits participants in the welfare  
22 transition ~~WAGES~~ program.

23  
24 The detailed report required by this subsection shall also  
25 include the information identified in paragraphs (a)-(g), if  
26 applicable, for any board established within the corporate  
27 structure of Enterprise Florida, Inc.

28 Section 84. Subsection (4) of section 320.20, Florida  
29 Statutes, is amended to read:

30 320.20 Disposition of license tax moneys.--The revenue  
31 derived from the registration of motor vehicles, including any

1 delinquent fees and excluding those revenues collected and  
2 distributed under the provisions of s. 320.081, must be  
3 distributed monthly, as collected, as follows:

4 (4) Notwithstanding any other provision of law except  
5 subsections (1), (2), and (3), on July 1, 1999, and annually  
6 thereafter, \$10 million shall be deposited in the State  
7 Transportation Trust Fund solely for the purposes of funding  
8 the Florida Seaport Transportation and Economic Development  
9 Program as provided in chapter 311 and for funding seaport  
10 intermodal access projects of statewide significance as  
11 provided in s. 341.053. Such revenues shall be distributed to  
12 any port listed in s. 311.09(1), to be used for funding  
13 projects as follows:

14 (a) For any seaport intermodal access projects that  
15 are identified in the 1997-1998 Tentative Work Program of the  
16 Department of Transportation, up to the amounts needed to  
17 offset the funding requirements of this section; ~~and~~

18 (b) For seaport intermodal access projects as  
19 described in s. 341.053(5) that are identified in the 5-year  
20 Florida Seaport Mission Plan as provided in s. 311.09(3).  
21 Funding for such projects shall be on a matching basis as  
22 mutually determined by the Florida Seaport Transportation and  
23 Economic Development Council and the Department of  
24 Transportation, provided a minimum of 25 percent of total  
25 project funds shall come from any port funds, local funds,  
26 private funds, or specifically earmarked federal funds; ~~or~~

27 (c) On a 50-50 matching basis for projects as  
28 described in s. 311.07(3)(b); ~~or~~

29 (d) For seaport intermodal access projects that  
30 involve the dredging or deepening of channels, turning basins,  
31 or harbors; or the rehabilitation of wharves, docks, or

Amendment No. \_\_\_\_ (for drafter's use only)

1 similar structures. Funding for such projects shall require a  
2 25 percent match of the funds received pursuant to this  
3 subsection. Matching funds shall come from any port funds,  
4 federal funds, local funds, or private funds.

5  
6 Such revenues may be assigned, pledged, or set aside as a  
7 trust for the payment of principal or interest on bonds, tax  
8 anticipation certificates, or any other form of indebtedness  
9 issued by an individual port or appropriate local government  
10 having jurisdiction thereof, or collectively by interlocal  
11 agreement among any of the ports, or used to purchase credit  
12 support to permit such borrowings. However, such debt shall  
13 not constitute a general obligation of the state. This state  
14 does hereby covenant with holders of such revenue bonds or  
15 other instruments of indebtedness issued hereunder that it  
16 will not repeal or impair or amend this subsection in any  
17 manner which will materially and adversely affect the rights  
18 of holders so long as bonds authorized by this subsection are  
19 outstanding. Any revenues that are not pledged to the  
20 repayment of bonds as authorized by this section may be  
21 utilized for purposes authorized under the Florida Seaport  
22 Transportation and Economic Development Program. This revenue  
23 source is in addition to any amounts provided for and  
24 appropriated in accordance with s. 311.07 and subsection (3).  
25 The Florida Seaport Transportation and Economic Development  
26 Council shall approve distribution of funds to ports for  
27 projects that have been approved pursuant to s. 311.09(5)-(9),  
28 or for seaport intermodal access projects identified in the  
29 5-year Florida Seaport Mission Plan as provided in s.  
30 311.09(3) and mutually agreed upon by the FSTED Council and  
31 the Department of Transportation. All contracts for actual

1 construction of projects authorized by this subsection must  
2 include a provision encouraging employment of ~~WAGES~~  
3 participants in the welfare transition program. The goal for  
4 employment of ~~WAGES~~ participants in the welfare transition  
5 program is 25 percent of all new employees employed  
6 specifically for the project, unless the Department of  
7 Transportation and the Florida Seaport Transportation and  
8 Economic Development Council demonstrates ~~can demonstrate to~~  
9 ~~the satisfaction of the Secretary of Labor and Employment~~  
10 ~~Security~~ that such a requirement would severely hamper the  
11 successful completion of the project. In such an instance,  
12 Workforce Florida, Inc., ~~the Secretary of Labor and Employment~~  
13 ~~Security~~ shall establish an appropriate percentage of  
14 employees that must be ~~WAGES~~ participants in the welfare  
15 transition program. The council and the Department of  
16 Transportation are authorized to perform such acts as are  
17 required to facilitate and implement the provisions of this  
18 subsection. To better enable the ports to cooperate to their  
19 mutual advantage, the governing body of each port may exercise  
20 powers provided to municipalities or counties in s.  
21 163.01(7)(d) subject to the provisions of chapter 311 and  
22 special acts, if any, pertaining to a port. The use of funds  
23 provided pursuant to this subsection is limited to eligible  
24 projects listed in this subsection. The provisions of s.  
25 311.07(4) do not apply to any funds received pursuant to this  
26 subsection.

27 Section 85. Paragraph (c) of subsection (9) of section  
28 322.34, Florida Statutes, is amended to read:

29 322.34 Driving while license suspended, revoked,  
30 canceled, or disqualified.--

31 (9)

1           (c) Notwithstanding s. 932.703(1)(c) or s. 932.7055,  
2 when the seizing agency obtains a final judgment granting  
3 forfeiture of the motor vehicle under this section, 30 percent  
4 of the net proceeds from the sale of the motor vehicle shall  
5 be retained by the seizing law enforcement agency and 70  
6 percent shall be deposited in the General Revenue Fund for use  
7 by regional workforce boards ~~local WAGES coalitions~~ in  
8 providing transportation services for participants of the  
9 welfare transition ~~WAGES~~ program. In a forfeiture proceeding  
10 under this section, the court may consider the extent that the  
11 family of the owner has other public or private means of  
12 transportation.

13           Section 86. Subsection (1) of section 341.052, Florida  
14 Statutes, is amended to read:

15           341.052 Public transit block grant program;  
16 administration; eligible projects; limitation.--

17           (1) There is created a public transit block grant  
18 program which shall be administered by the department. Block  
19 grant funds shall only be provided to "Section 9" providers  
20 and "Section 18" providers designated by the United States  
21 Department of Transportation and community transportation  
22 coordinators as defined in chapter 427. Eligible providers  
23 must establish public transportation development plans  
24 consistent, to the maximum extent feasible, with approved  
25 local government comprehensive plans of the units of local  
26 government in which the provider is located. In developing  
27 public transportation development plans, eligible providers  
28 must solicit comments from regional workforce boards ~~local~~  
29 ~~WAGES coalitions~~ established under chapter 445 ~~414~~. The  
30 development plans must address how the public transit provider  
31 will work with the appropriate regional workforce board ~~local~~

1 ~~WAGES coalition~~ to provide services to ~~WAGES~~ participants in  
2 the welfare transition program. Eligible providers must ~~review~~  
3 ~~program and financial plans established under s. 414.028 and~~  
4 provide information to the regional workforce board ~~local~~  
5 ~~WAGES coalition~~ serving the county in which the provider is  
6 located regarding the availability of transportation services  
7 to assist ~~WAGES~~ program participants.

8 Section 87. Subsections (1) and (8) of section  
9 402.3015, Florida Statutes, are amended, and subsection (10)  
10 is added to said section, to read:

11 402.3015 Subsidized child care program; purpose; fees;  
12 contracts.--

13 (1) The purpose of the subsidized child care program  
14 is to provide quality child care to enhance the development,  
15 including language, cognitive, motor, social, and self-help  
16 skills of children who are at risk of abuse or neglect and  
17 children of low-income families, and to promote financial  
18 self-sufficiency and life skills for the families of these  
19 children, unless prohibited by federal law. Priority for  
20 participation in the subsidized child care program shall be  
21 accorded to children under 13 years of age who are:

22 (a) Determined to be at risk of abuse, neglect, or  
23 exploitation and who are currently clients of the department's  
24 Children and Families Program Office;

25 (b) Children at risk of welfare dependency, including  
26 children of participants in the welfare transition ~~WAGES~~  
27 program, children of migrant farmworkers, children of teen  
28 parents, and children from other families at risk of welfare  
29 dependency due to a family income of less than 100 percent of  
30 the federal poverty level;

31 (c) Children of working families whose family income

1 is equal to or greater than 100 percent, but does not exceed  
2 150 percent, of the federal poverty level; ~~and~~

3 (d) Children of working families enrolled in the Child  
4 Care Executive Partnership Program whose family income does  
5 not exceed 200 percent of the federal poverty level; ~~and-~~

6 (e) Children of working families who participate in  
7 the diversion program to strengthen Florida's families under  
8 s. 445.018.

9 (8) The community child care coordinating agencies  
10 shall assist participants in the welfare transition ~~WAGES~~  
11 program and former participants of the program who are  
12 eligible for subsidized child care in developing cooperative  
13 child care arrangements whereby participants support and  
14 assist one another in meeting child care needs at minimal cost  
15 to the individual participant.

16 (10) A family that is eligible to participate in the  
17 subsidized child care program shall be considered a needy  
18 family for purposes of the program funded through the federal  
19 Temporary Assistance for Needy Families (TANF) block grant, to  
20 the extent permitted by the appropriation of funds.

21 Section 88. Paragraph (g) of subsection (1) of section  
22 402.33, Florida Statutes, is amended to read:

23 402.33 Department authority to charge fees for  
24 services provided.--

25 (1) As used in this section, the term:

26 (g) "State and federal aid" means cash assistance or  
27 cash equivalent benefits based on an individual's proof of  
28 financial need, including, but not limited to, temporary cash  
29 assistance ~~under the WAGES Program~~ and food stamps.

30 Section 89. Paragraph (a) of subsection (3) of section  
31 402.40, Florida Statutes, is amended to read:

1           402.40 Child welfare training academies established;  
2 Child Welfare Standards and Training Council created;  
3 responsibilities of council; Child Welfare Training Trust Fund  
4 created.--

5           (3) CHILD WELFARE STANDARDS AND TRAINING COUNCIL.--

6           (a) There is created within the Department of Children  
7 and Family Services the Child Welfare Training Council,  
8 hereinafter referred to as the council. The 21-member council  
9 shall consist of the Commissioner of Education or his or her  
10 designee; a member of the judiciary who has experience in the  
11 area of dependency and has served at least 3 years in the  
12 Juvenile Division of the circuit court, to be appointed by the  
13 Chief Justice of the Supreme Court; and 19 members to be  
14 appointed by the Secretary of Children and Family Services as  
15 follows:

16           1. Nine members shall be dependency program staff:

17           a. An intake supervisor or counselor, a protective  
18 services supervisor or counselor, a foster care supervisor or  
19 counselor, and an adoption and related services supervisor or  
20 counselor. Each such member shall have at least 5 years'  
21 experience working with children and families, at least two  
22 members shall each have a master's degree in social work, and  
23 any member not having a master's degree in social work shall  
24 have at least a bachelor's degree in social work, child  
25 development, behavioral psychology, or any other discipline  
26 directly related to providing care or counseling for families.

27           b. A representative from a licensed, residential  
28 child-caring agency contracted with by the state; a  
29 representative from a runaway shelter or similar program  
30 primarily serving adolescents, which shelter or program must  
31 be contracted with by the state; and a representative from a

- 1 licensed child-placing agency contracted with by the state.  
2 At least two of these members shall each have a master's  
3 degree in social work, and any member not having a master's  
4 degree in social work shall have a degree as cited in  
5 sub-subparagraph a. All three members shall have at least 5  
6 years' experience working with children and families.
- 7 c. A family foster home parent and an emergency  
8 shelter home parent, both of whom shall have been providing  
9 such care for at least 5 years and shall have participated in  
10 training for foster parents or shelter parents on an ongoing  
11 basis.
- 12 2. One member shall be a supervisor or counselor from  
13 the temporary cash assistance ~~WAGES~~ program.
- 14 3. Two members shall be educators from the state's  
15 university and community college programs of social work,  
16 child development, psychology, sociology, or other field of  
17 study pertinent to the training of dependency program staff.
- 18 4. One member shall be a pediatrician with expertise  
19 in the area of child abuse and neglect.
- 20 5. One member shall be a psychiatrist or licensed  
21 clinical psychologist with extensive experience in counseling  
22 children and families.
- 23 6. One member shall be an attorney with extensive  
24 experience in the practice of family law.
- 25 7. One member shall be a guardian ad litem or a child  
26 welfare attorney, either of whom shall have extensive  
27 experience in the representation of children.
- 28 8. One member shall be a state attorney with  
29 experience and expertise in the area of dependency and family  
30 law.
- 31 9. One member shall be a representative from a local

1 law enforcement unit specializing in child abuse and neglect.

2 10. One member shall be a lay citizen who is a member  
3 of a child advocacy organization.

4  
5 The initial members of the council shall be appointed within  
6 30 days of the effective date of this section. Of the initial  
7 appointments, the member appointed by the Chief Justice of the  
8 Supreme Court, three members appointed pursuant to  
9 subparagraph 1., one member appointed pursuant to subparagraph  
10 3., and the members specified in subparagraphs 4. and 5. shall  
11 be appointed to terms of 3 years each; three members appointed  
12 pursuant to subparagraph 1., one of the members appointed  
13 pursuant to subparagraph 3., and the members specified in  
14 subparagraphs 2., 6., and 7. shall be appointed for terms of 2  
15 years each; and three members appointed pursuant to  
16 subparagraph 1., and the members specified in subparagraphs  
17 8., 9., and 10. shall be appointed to terms of 1 year each.  
18 Thereafter, all appointed members shall serve terms of 3 years  
19 each. No person shall serve more than two consecutive terms.

20 Section 90. Subsection (4) of section 402.45, Florida  
21 Statutes, is amended to read:

22 402.45 Community resource mother or father program.--

23 (4) A community resource mother or father shall be an  
24 individual who by residence and resources is able to identify  
25 with the target population, and meets the following minimum  
26 criteria:

27 (a) Is at least 25 years of age.

28 (b) Is a mother or father.

29 (c) Is a recipient of temporary cash assistance ~~under~~  
30 ~~the WAGES Program~~ or a person with an income below the federal  
31 poverty level, or has an income equivalent to community

1 clients.

2 Section 91. Subsection (3) of section 403.973, Florida  
3 Statutes, is amended to read:

4 403.973 Expedited permitting; comprehensive plan  
5 amendments.--

6 (3)(a) The Governor, through the office, shall direct  
7 the creation of regional permit action teams, for the purpose  
8 of expediting review of permit applications and local  
9 comprehensive plan amendments submitted by:

- 10 1. Businesses creating at least 100 jobs, or
- 11 2. Businesses creating at least 50 jobs if the project  
12 is located in an enterprise zone, or in a county having a  
13 population of less than 75,000 or in a county having a  
14 population of less than 100,000 which is contiguous to a  
15 county having a population of less than 75,000, as determined  
16 by the most recent decennial census, residing in incorporated  
17 and unincorporated areas of the county, or

18 (b) On a case-by-case basis and at the request of a  
19 county or municipal government, the office may certify as  
20 eligible for expedited review a project not meeting the  
21 minimum job creation thresholds but creating a minimum of 10  
22 jobs. The recommendation from the governing body of the county  
23 or municipality in which the project may be located is  
24 required in order for the office to certify that any project  
25 is eligible for expedited review under this paragraph. When  
26 considering projects that do not meet the minimum job creation  
27 thresholds but that are recommended by the governing body in  
28 which the project may be located, the office shall consider  
29 economic impact factors that include, but are not limited to:

- 30 1. The proposed wage and skill levels relative to  
31 those existing in the area in which the project may be

1 located;

2 2. The project's potential to diversify and strengthen  
3 the area's economy;

4 3. The amount of capital investment; and

5 4. The number of jobs that will be made available for  
6 persons served by the welfare transition ~~WAGES~~ program.

7 (c) At the request of a county or municipal  
8 government, the office or a Quick Permitting County may  
9 certify projects located in counties where the ratio of new  
10 jobs per participant in the welfare transition program ~~WAGES~~  
11 ~~client~~, as determined by ~~the~~ Workforce Florida, Inc.  
12 ~~Development Board of Enterprise Florida~~, is less than one or  
13 otherwise critical, as eligible for the expedited permitting  
14 process. Such projects must meet the numerical job creation  
15 criteria of this subsection, but the jobs created by the  
16 project do not have to be high-wage jobs that diversify the  
17 state's economy.

18 Section 92. Subsection (7) of section 409.2554,  
19 Florida Statutes, is amended to read:

20 409.2554 Definitions.--As used in ss.  
21 409.2551-409.2598, the term:

22 (7) "Public assistance" means food stamps, money  
23 assistance paid on the basis of Title IV-E and Title XIX of  
24 the Social Security Act, or temporary cash assistance ~~paid~~  
25 ~~under the WAGES Program~~.

26 Section 93. Subsection (7) of section 409.2564,  
27 Florida Statutes, is amended to read:

28 409.2564 Actions for support.--

29 (7) In a judicial circuit with a work experience and  
30 job training pilot project, if the obligor is a noncustodial  
31 parent of a child receiving public assistance as defined in

1 this chapter, is unemployed or underemployed or has no income,  
2 then the court shall order the obligor to seek employment, if  
3 the obligor is able to engage in employment, and to  
4 immediately notify the court upon obtaining employment, upon  
5 obtaining any income, or upon obtaining any ownership of any  
6 asset with a value of \$500 or more. If the obligor is still  
7 unemployed 30 days after any order for support, the court  
8 shall order the obligor to enroll in a work experience, job  
9 placement, and job training program ~~for noncustodial parents~~  
10 ~~as established in s. 414.38.~~

11 Section 94. Subsection (1) of section 409.259, Florida  
12 Statutes, is amended to read:

13 409.259 Partial payment of filing fees.--

14 (1) Notwithstanding s. 28.241, each clerk of the  
15 circuit court shall only be reimbursed at the prevailing rate  
16 of federal financial participation on the amount of \$40 for  
17 each civil action, suit, or proceeding for support instituted  
18 in the circuit court in which the parent is not receiving  
19 temporary cash assistance ~~under the WAGES Program~~. The  
20 prevailing rate of the state match shall be paid by the local  
21 government in the form of a certified public expenditure. The  
22 clerk of the circuit court shall bill the department monthly.  
23 The clerk of the circuit court and the department shall  
24 maintain a monthly log of the number of civil actions, suits,  
25 or proceedings filed in which the parent does not receive  
26 temporary assistance. These monthly logs will be used to  
27 determine the number of \$40 filings the clerk of court may  
28 submit for reimbursement at the prevailing rate of federal  
29 financial participation.

30 Section 95. Paragraph (c) of subsection (1) of section  
31 409.903, Florida Statutes, is amended to read:

1           409.903 Mandatory payments for eligible persons.--The  
2 agency shall make payments for medical assistance and related  
3 services on behalf of the following persons who the agency  
4 determines to be eligible, subject to the income, assets, and  
5 categorical eligibility tests set forth in federal and state  
6 law. Payment on behalf of these Medicaid eligible persons is  
7 subject to the availability of moneys and any limitations  
8 established by the General Appropriations Act or chapter 216.

9           (1) Low-income families with children are eligible for  
10 Medicaid provided they meet the following requirements:

11           (c) The family's countable income and resources do not  
12 exceed the applicable Aid to Families with Dependent Children  
13 (AFDC) income and resource standards under the AFDC state plan  
14 in effect in July 1996, except as amended in the Medicaid  
15 state plan to conform as closely as possible to the  
16 requirements of the welfare transition ~~WAGES~~ program ~~as~~  
17 ~~created in s. 414.015~~, to the extent permitted by federal law.

18           Section 96. Section 409.942, Florida Statutes, is  
19 amended to read:

20           409.942 Electronic benefit transfer program.--

21           (1) The Department of Children and Family Services  
22 shall establish an electronic benefit transfer program for the  
23 dissemination of food stamp benefits and temporary assistance  
24 payments, including refugee cash assistance payments, asylum  
25 applicant payments, and child support disregard payments. If  
26 the Federal Government does not enact legislation or  
27 regulations providing for dissemination of supplemental  
28 security income by electronic benefit transfer, the state may  
29 include supplemental security income in the electronic benefit  
30 transfer program.

31           (2) The department shall, in accordance with

1 applicable federal laws and regulations, develop minimum  
2 program requirements and other policy initiatives for the  
3 electronic benefit transfer program ~~and shall have at least~~  
4 ~~one operational pilot program in place by July 1, 1996.~~

5 (3) The department shall enter into public-private  
6 contracts for all provisions of electronic transfer of public  
7 assistance benefits, including, but not limited to, the  
8 necessary electronic equipment and technical support for the  
9 electronic benefit transfer pilot program.

10 (4) Workforce Florida, Inc., through the Agency for  
11 Workforce Innovation, shall establish an electronic benefit  
12 transfer program for the use and management of education,  
13 training, childcare, transportation, and other program  
14 benefits under its direction. The workforce electronic benefit  
15 transfer program shall fulfill all federal and state  
16 requirements for Individual Training Accounts, Retention  
17 Incentive Training Accounts, Individual Development Accounts,  
18 and Individual Services Accounts. The workforce electronic  
19 benefit transfer program shall be designed to enable an  
20 individual who receives an electronic benefit transfer card  
21 under subsection (1) to use that card for purposes of benefits  
22 provided under the workforce development system as well. The  
23 Department of Children and Family Services shall assist  
24 Workforce Florida, Inc., in developing an electronic benefit  
25 transfer program for the workforce development system that is  
26 fully compatible with the department's electronic benefit  
27 transfer program. The agency shall reimburse the department  
28 for all costs incurred in providing such assistance and shall  
29 pay all costs for the development of the workforce electronic  
30 benefit transfer program.

31 Section 97. Paragraph (b) of subsection (4) and

1 paragraph (a) of subsection (6) of section 411.01, Florida  
2 Statutes, are amended to read:

3 411.01 Florida Partnership for School Readiness;  
4 school readiness coalitions.--

5 (4) FLORIDA PARTNERSHIP FOR SCHOOL READINESS.--

6 (b)1. The Florida Partnership for School Readiness  
7 shall include the Lieutenant Governor or his or her designee,  
8 the Commissioner of Education, the Secretary of Children and  
9 Family Services, the Secretary of Health, the chair of the  
10 Child Care Executive Partnership Board, and the chairperson of  
11 the ~~WAGES Program State~~ board of directors of Workforce  
12 Florida, Inc.

13 2. The partnership shall also include 10 members of  
14 the public who shall be business, community, and civic leaders  
15 in the state who are not elected to public office. These  
16 members and their families must not be providers in the early  
17 education and child care industry. The members must be  
18 geographically and demographically representative of the  
19 state. Each member shall be appointed by the Governor. Eight  
20 of the members shall be appointed from a list of 10 nominees,  
21 of which five must be submitted by the President of the Senate  
22 and five must be submitted by the Speaker of the House of  
23 Representatives. Members shall be appointed to 4-year terms of  
24 office. However, of the initial appointees, two shall be  
25 appointed to 1-year terms, two shall be appointed to 2-year  
26 terms, three shall be appointed to 3-year terms, and three  
27 shall be appointed to 4-year terms. The members of the  
28 partnership shall elect a chairperson annually from the  
29 nongovernmental members of the partnership. Any vacancy on the  
30 partnership shall be filled in the same manner as the original  
31 appointment.

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To ensure that the system for measuring school readiness is comprehensive and appropriate statewide, as the system is developed and implemented, the partnership must consult with representatives of district school systems, providers of public and private child care, health care providers, large and small employers, experts in education for children with disabilities, and experts in child development.

(6) PROGRAM ELIGIBILITY.--The school readiness program shall be established for children under the age of kindergarten eligibility. Priority for participation in the school readiness program shall be given to children who meet one or more of the following criteria:

(a) Children under the age of kindergarten eligibility who are:

1. Children determined to be at risk of abuse, neglect, or exploitation and who are currently clients of the Children and Family Services Program Office of the Department of Children and Family Services.

2. Children at risk of welfare dependency, including economically disadvantaged children, children of participants in the welfare transition ~~WAGES~~ program, children of migrant farmworkers, and children of teen parents.

3. Children of working families whose family income does not exceed 150 percent of the federal poverty level.

An "economically disadvantaged" child means a child whose family income is below 150 percent of the federal poverty level. Notwithstanding any change in a family's economic status, but subject to additional family contributions in accordance with the sliding fee scale, a child who meets the

1 eligibility requirements upon initial registration for the  
2 program shall be considered eligible until the child reaches  
3 kindergarten age.

4 Section 98. Paragraph (a) of subsection (3) of section  
5 411.232, Florida Statutes, is amended to read:

6 411.232 Children's Early Investment Program.--

7 (3) ESSENTIAL ELEMENTS.--

8 (a) Initially, the program shall be directed to  
9 geographic areas where at-risk young children and their  
10 families are in greatest need because of an unfavorable  
11 combination of economic, social, environmental, and health  
12 factors, including, without limitation, extensive poverty,  
13 high crime rate, great incidence of low birthweight babies,  
14 high incidence of alcohol and drug abuse, and high rates of  
15 teenage pregnancy. The selection of a geographic site shall  
16 also consider the incidence of young children within these  
17 at-risk geographic areas who are cocaine babies, children of  
18 single mothers who receive temporary cash assistance  
19 ~~participate in the WAGES Program~~, children of teenage parents,  
20 low birthweight babies, and very young foster children. To  
21 receive funding under this section, an agency, board, council,  
22 or provider must demonstrate:

23 1. Its capacity to administer and coordinate the  
24 programs and services in a comprehensive manner and provide a  
25 flexible range of services;

26 2. Its capacity to identify and serve those children  
27 least able to access existing programs and case management  
28 services;

29 3. Its capacity to administer and coordinate the  
30 programs and services in an intensive and continuous manner;

31 4. The proximity of its facilities to young children,

1 parents, and other family members to be served by the program,  
2 or its ability to provide offsite services;

3 5. Its ability to use existing federal, state, and  
4 local governmental programs and services in implementing the  
5 investment program;

6 6. Its ability to coordinate activities and services  
7 with existing public and private, state and local agencies and  
8 programs such as those responsible for health, education,  
9 social support, mental health, child care, respite care,  
10 housing, transportation, alcohol and drug abuse treatment and  
11 prevention, income assistance, employment training and  
12 placement, nutrition, and other relevant services, all the  
13 foregoing intended to assist children and families at risk;

14 7. How its plan will involve project participants and  
15 community representatives in the planning and operation of the  
16 investment program;

17 8. Its ability to participate in the evaluation  
18 component required in this section; and

19 9. Its consistency with the strategic plan pursuant to  
20 s. 411.221.

21 Section 99. Paragraph (a) of subsection (3) of section  
22 411.242, Florida Statutes, is amended to read:

23 411.242 Florida Education Now and Babies Later (ENABL)  
24 program.--

25 (3) ESSENTIAL ELEMENTS.--

26 (a) The ENABL program should be directed to geographic  
27 areas in the state where the childhood birth rate is higher  
28 than the state average and where the children and their  
29 families are in greatest need because of an unfavorable  
30 combination of economic, social, environmental, and health  
31 factors, including, without limitation, extensive poverty,

1 high crime rate, great incidence of low birthweight babies,  
2 high incidence of alcohol and drug abuse, and high rates of  
3 childhood pregnancy. The selection of a geographic site shall  
4 also consider the incidence of young children within these  
5 at-risk geographic areas who are cocaine babies, children of  
6 single mothers who receive temporary cash assistance  
7 ~~participate in the WAGES Program~~, children of teenage parents,  
8 low birthweight babies, and very young foster children. To  
9 receive funding under this section, a community-based local  
10 contractor must demonstrate:

11           1. Its capacity to administer and coordinate the ENABL  
12 pregnancy prevention public education program and services for  
13 children and their families in a comprehensive manner and to  
14 provide a flexible range of age-appropriate educational  
15 services.

16           2. Its capacity to identify and serve those children  
17 least able to access existing pregnancy prevention public  
18 education programs.

19           3. Its capacity to administer and coordinate the ENABL  
20 programs and services in an intensive and continuous manner.

21           4. The proximity of its program to young children,  
22 parents, and other family members to be served by the ENABL  
23 program, or its ability to provide offsite educational  
24 services.

25           5. Its ability to incorporate existing federal, state,  
26 and local governmental educational programs and services in  
27 implementing the ENABL program.

28           6. Its ability to coordinate its activities and  
29 educational services with existing public and private state  
30 and local agencies and programs, such as those responsible for  
31 health, education, social support, mental health, child care,

1 respite care, housing, transportation, alcohol and drug abuse  
2 treatment and prevention, income assistance, employment  
3 training and placement, nutrition, and other relevant  
4 services, all of the foregoing intended to assist children and  
5 families at risk.

6 7. How its plan will involve project participants and  
7 community representatives in the planning and operation of the  
8 ENABL program.

9 8. Its ability to participate in the evaluation  
10 component required in this section.

11 9. Its consistency with the strategic plan pursuant to  
12 s. 411.221.

13 10. Its capacity to match state funding for the ENABL  
14 program at the rate of \$1 in cash or in matching services for  
15 each dollar funded by the state.

16 Section 100. Subsection (6) of section 413.82, Florida  
17 Statutes, is amended to read:

18 413.82 Definitions.--As used in ss. 413.81-413.93, the  
19 term:

20 (6) "Region" means a service area for a regional  
21 workforce ~~development~~ board established by ~~the~~ Workforce  
22 Florida Inc. Development Board.

23 Section 101. Paragraph (d) of subsection (1) of  
24 section 421.10, Florida Statutes, is amended to read:

25 421.10 Rentals and tenant selection.--

26 (1) In the operation or management of housing projects  
27 an authority shall at all times observe the following duties  
28 with respect to rentals and tenants selection:

29 (d) The Department of Children and Family Services,  
30 pursuant to 45 C.F.R. s. 233.20(a)(3)(vii)(c), may not  
31 consider as income for recipients of temporary cash assistance

1 ~~any participants in the WAGES Program~~ assistance received by  
2 recipients from other agencies or organizations such as public  
3 housing authorities.

4 Section 102. Subsection (27) of section 427.013,  
5 Florida Statutes, is amended to read:

6 427.013 The Commission for the Transportation  
7 Disadvantaged; purpose and responsibilities.--The purpose of  
8 the commission is to accomplish the coordination of  
9 transportation services provided to the transportation  
10 disadvantaged. The goal of this coordination shall be to  
11 assure the cost-effective provision of transportation by  
12 qualified community transportation coordinators or  
13 transportation operators for the transportation disadvantaged  
14 without any bias or presumption in favor of multioperator  
15 systems or not-for-profit transportation operators over single  
16 operator systems or for-profit transportation operators. In  
17 carrying out this purpose, the commission shall:

18 (27) Ensure that local community transportation  
19 coordinators work cooperatively with regional workforce boards  
20 ~~local WAGES coalitions~~ established in chapter 445 414 to  
21 provide assistance in the development of innovative  
22 transportation services for ~~WAGES~~ participants in the welfare  
23 transition program.

24 Section 103. Subsection (9) of section 427.0155,  
25 Florida Statutes, is amended to read:

26 427.0155 Community transportation coordinators; powers  
27 and duties.--Community transportation coordinators shall have  
28 the following powers and duties:

29 (9) Work cooperatively with regional workforce boards  
30 ~~local WAGES coalitions~~ established in chapter 445 414 to  
31 provide assistance in the development of innovative

1 transportation services for ~~WAGES~~ participants in the welfare  
2 transition program.

3 Section 104. Subsection (7) of section 427.0157,  
4 Florida Statutes, is amended to read:

5 427.0157 Coordinating boards; powers and duties.--The  
6 purpose of each coordinating board is to develop local service  
7 needs and to provide information, advice, and direction to the  
8 community transportation coordinators on the coordination of  
9 services to be provided to the transportation disadvantaged.  
10 The commission shall, by rule, establish the membership of  
11 coordinating boards. The members of each board shall be  
12 appointed by the metropolitan planning organization or  
13 designated official planning agency. The appointing authority  
14 shall provide each board with sufficient staff support and  
15 resources to enable the board to fulfill its responsibilities  
16 under this section. Each board shall meet at least quarterly  
17 and shall:

18 (7) Work cooperatively with regional workforce boards  
19 ~~local WAGES coalitions~~ established in chapter 445 414 to  
20 provide assistance in the development of innovative  
21 transportation services for ~~WAGES~~ participants in the welfare  
22 transition program.

23 Section 105. Paragraph (b) of subsection (1) of  
24 section 443.091, Florida Statutes, is amended to read:

25 443.091 Benefit eligibility conditions.--

26 (1) An unemployed individual shall be eligible to  
27 receive benefits with respect to any week only if the division  
28 finds that:

29 (b) She or he has registered for work at, and  
30 thereafter continued to report at, the division, which shall  
31 be responsible for notification of the Agency for Workforce

1 Innovation Division of Jobs and Benefits in accordance with  
2 such rules as the division may prescribe; except that the  
3 division may, by rule not inconsistent with the purposes of  
4 this law, waive or alter either or both of the requirements of  
5 this subsection as to individuals attached to regular jobs;  
6 but no such rule shall conflict with s. 443.111(1).

7 Section 106. Subsection (8) of section 443.151,  
8 Florida Statutes, is amended to read:

9 443.151 Procedure concerning claims.--

10 (8) BILINGUAL REQUIREMENTS.--

11 (a) Based on the estimated total number of households  
12 in a county which speak the same non-English language, a  
13 single-language minority, the division shall provide printed  
14 bilingual instructional and educational materials in the  
15 appropriate language in those counties in which 5 percent or  
16 more of the households in the county are classified as a  
17 single-language minority.

18 (b) The division shall ensure that one-stop career  
19 centers ~~jobs and benefits offices~~ and appeals bureaus in  
20 counties subject to the requirements of paragraph (c)  
21 prominently post notices in the appropriate languages that  
22 translators are available in those centers ~~offices~~ and  
23 bureaus.

24 (c) Single-language minority refers to households  
25 which speak the same non-English language and which do not  
26 contain an adult fluent in English. The division shall develop  
27 estimates of the percentages of single-language minority  
28 households for each county by using data made available by the  
29 United States Bureau of the Census.

30 Section 107. Section 443.181, Florida Statutes, is  
31 amended to read:

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1           443.181 State Employment Service.--  
2           (1) A state public employment service is hereby  
3 established in the Agency for Workforce Innovation, under  
4 policy direction from Workforce Florida, Inc.~~Division of Jobs~~  
5 ~~and Benefits.~~The agency division shall establish and maintain  
6 free public employment offices in such number and in such  
7 places as may be necessary for the proper administration of  
8 this chapter and for the purposes of performing such duties as  
9 are within the purview of the Act of Congress entitled "An Act  
10 to provide for the establishment of a national employment  
11 system and for cooperation with the states in the promotion of  
12 such system and for other purposes," approved June 6, 1933 (48  
13 Stat. 113; 29 U.S.C. s. 49(c)), as amended. Notwithstanding  
14 any provisions in this section to the contrary, the one-stop  
15 delivery system shall be the primary method for delivering  
16 services under this section, consistent with Pub. L. No.  
17 105-220 and chapter 445.It shall be the duty of the agency  
18 ~~division~~ to cooperate with any official or agency of the  
19 United States having power or duties under the provisions of  
20 the Act of Congress, as amended, and to do and perform all  
21 things necessary to secure to this state the benefits of said  
22 Act of Congress, as amended, in the promotion and maintenance  
23 of a system of public employment offices. The provisions of  
24 the said Act of Congress, as amended, are hereby accepted by  
25 this state, in conformity with s. 4 of that act, and this  
26 state will observe and comply with the requirements thereof.  
27 The Agency for Workforce Innovation ~~Division of Jobs and~~  
28 ~~Benefits of the Department of Labor and Employment Security~~ is  
29 hereby designated and constituted the agency of this state for  
30 the purpose of that act. The agency division is authorized  
31 and directed to appoint sufficient employees to carry out the

1 purposes of this section. The agency division may cooperate  
2 with or enter into agreements with the Railroad Retirement  
3 Board with respect to the establishment, maintenance, and use  
4 of free employment service facilities.

5 (2) FINANCING.--All moneys received by this state  
6 under the said Act of Congress, as amended, shall be paid into  
7 the Employment Security Administration Trust Fund, and such  
8 moneys are hereby made available to the agency division to be  
9 expended as provided by this chapter and by said Act of  
10 Congress. For the purpose of establishing and maintaining  
11 free public employment offices, the agency division is  
12 authorized to enter into agreements with the Railroad  
13 Retirement Board or any other agency of the United States  
14 charged with the administration of an unemployment  
15 compensation law, with any political subdivision of this  
16 state, or with any private, nonprofit organization, and as a  
17 part of any such agreement the agency division may accept  
18 moneys, services, or quarters as a contribution to the  
19 Employment Security Administration Trust Fund.

20 (3) References to "the agency division" in this  
21 section mean the Agency for Workforce Innovation Division of  
22 ~~Jobs and Benefits~~.

23 Section 108. Subsections (2) and (5) of section  
24 443.211, Florida Statutes, are amended to read:

25 443.211 Employment Security Administration Trust Fund;  
26 appropriation; reimbursement.--

27 (2) SPECIAL EMPLOYMENT SECURITY ADMINISTRATION TRUST  
28 FUND.--There is created in the State Treasury a special fund,  
29 to be known as the "Special Employment Security Administration  
30 Trust Fund," into which shall be deposited or transferred all  
31 interest on contributions, penalties, and fines or fees

1 collected under this chapter. Interest on contributions,  
2 penalties, and fines or fees deposited during any calendar  
3 quarter in the clearing account in the Unemployment  
4 Compensation Trust Fund shall, as soon as practicable after  
5 the close of such calendar quarter and upon certification of  
6 the division, be transferred to the Special Employment  
7 Security Administration Trust Fund. However, there shall be  
8 withheld from any such transfer the amount certified by the  
9 division to be required under this chapter to pay refunds of  
10 interest on contributions, penalties, and fines or fees  
11 collected and erroneously deposited into the clearing account  
12 in the Unemployment Compensation Trust Fund. Such amounts of  
13 interest and penalties so certified for transfer shall be  
14 deemed to have been erroneously deposited in the clearing  
15 account, and the transfer thereof to the Special Employment  
16 Security Administration Trust Fund shall be deemed to be a  
17 refund of such erroneous deposits. All moneys in this fund  
18 shall be deposited, administered, and disbursed in the same  
19 manner and under the same conditions and requirements as are  
20 provided by law for other special funds in the State Treasury.  
21 These moneys shall not be expended or be available for  
22 expenditure in any manner which would permit their  
23 substitution for, or permit a corresponding reduction in,  
24 federal funds which would, in the absence of these moneys, be  
25 available to finance expenditures for the administration of  
26 the Unemployment Compensation Law. But nothing in this  
27 section shall prevent these moneys from being used as a  
28 revolving fund to cover expenditures, necessary and proper  
29 under the law, for which federal funds have been duly  
30 requested but not yet received, subject to the charging of  
31 such expenditures against such funds when received. The

1 moneys in this fund, with the approval of the Executive Office  
2 of the Governor, shall be used by the Division of Unemployment  
3 Compensation and the Agency for Workforce Innovation ~~Division~~  
4 ~~of Jobs and Benefits~~ for the payment of costs of  
5 administration which are found not to have been properly and  
6 validly chargeable against funds obtained from federal  
7 sources. All moneys in the Special Employment Security  
8 Administration Trust Fund shall be continuously available to  
9 the division for expenditure in accordance with the provisions  
10 of this chapter and shall not lapse at any time. All payments  
11 from the Special Employment Security Administration Trust Fund  
12 shall be approved by the division or by a duly authorized  
13 agent thereof and shall be made by the Treasurer upon warrants  
14 issued by the Comptroller. The moneys in this fund are hereby  
15 specifically made available to replace, as contemplated by  
16 subsection (3), expenditures from the Employment Security  
17 Administration Trust Fund, established by subsection (1),  
18 which have been found by the Bureau of Employment Security, or  
19 other authorized federal agency or authority, because of any  
20 action or contingency, to have been lost or improperly  
21 expended. The Treasurer shall be liable on her or his  
22 official bond for the faithful performance of her or his  
23 duties in connection with the Special Employment Security  
24 Administration Trust Fund.

25 (5) In connection with its duties under s. 443.181,  
26 the Agency for Workforce Innovation ~~Division of Jobs and~~  
27 ~~Benefits~~ shall have several authority and responsibility for  
28 deposit, requisition, expenditure, approval of payment,  
29 reimbursement, and reporting in regard to the trust funds  
30 established by this section.

31 Section 109. Subsection (3) of section 443.221,

1 Florida Statutes, is amended to read:

2 443.221 Reciprocal arrangements.--

3 (3) The administration of this chapter and of other  
4 state and federal unemployment compensation and public  
5 employment service laws will be promoted by cooperation  
6 between this state and such other states and the appropriate  
7 federal agencies and therefore the division is authorized to  
8 enter into reciprocal arrangements with appropriate and duly  
9 authorized agencies of other states or the Federal Government  
10 or both in exchanging services, determining and enforcing  
11 payment obligations, and making available facilities and  
12 information. The Division of Unemployment Compensation and  
13 the Agency for Workforce Innovation ~~Division of Jobs and~~  
14 ~~Benefits~~ are each, therefore, authorized to make such  
15 investigations, secure and transmit such information, make  
16 available such services and facilities, and exercise such of  
17 the other powers provided herein with respect to the  
18 administration of this chapter as each deems necessary or  
19 appropriate to facilitate the administration of any such  
20 unemployment compensation or public employment service law  
21 and, in like manner, to accept and utilize information,  
22 services, and facilities made available to this state by the  
23 agency charged with the administration of any such other  
24 unemployment compensation or public employment service law.

25 Section 110. Subsection (6) of section 443.231,  
26 Florida Statutes, is amended to read:

27 443.231 Florida Training Investment Program.--The  
28 Florida Training Investment Program is designed to extend  
29 additional benefit eligibility to dislocated workers  
30 throughout Florida who have lost their jobs, have limited  
31 marketable skills, and enroll in vocational training intended

1 to lead to employment in a recognized occupation for which  
2 there is labor market demand. Pursuant thereto:

3 (6) PROCEDURE.--

4 (a) Any dislocated worker may apply to receive  
5 benefits under this section while enrolled in an approved  
6 course of training pursuant to this section.

7 (b) Upon approval of an application the division shall  
8 notify both the applicant and the training institution by mail  
9 of the applicant's status under this section and shall request  
10 the training institution to promptly notify the regular claims  
11 reporting office in writing if the participant's attendance or  
12 progress should become unsatisfactory.

13 (c) The division is required to notify applicants of  
14 the determination of eligibility by mail at the claimant's  
15 last known address. In addition to the initial approval or  
16 denial of the applicant, the division shall make any further  
17 determinations pursuant to s. 443.151(3) and rules 38B-3.016  
18 and 38B-3.017, Florida Administrative Code.

19 (d) A determination or redetermination will become  
20 final unless the claimant files by mail or in person at the  
21 local one-stop career center ~~jobs and benefits office~~, an  
22 appeal of a determination or redetermination within 20  
23 calendar days after the mailing of the Notice of Determination  
24 or Redetermination to the claimant's last known address, or if  
25 such notice is not mailed, within 20 calendar days after the  
26 date of delivery of such notice. Appeals by mail shall be  
27 considered filed when postmarked by the United States Postal  
28 Service.

29 Section 111. Subsections (2) and (3) of section  
30 446.011, Florida Statutes, are amended to read:

31 446.011 Legislative intent regarding apprenticeship

1 training.--

2 (2) It is the intent of the Legislature that the  
3 Division of Workforce Development ~~Jobs and Benefits~~ of the  
4 Department of Education ~~Labor and Employment Security~~ have  
5 responsibility for the development of the apprenticeship and  
6 preapprenticeship uniform minimum standards for the  
7 apprenticeable trades and that the Division of Workforce  
8 Development of the Department of Education have responsibility  
9 for assisting district school boards and community college  
10 district boards of trustees in developing preapprenticeship  
11 programs ~~in compliance with the standards established by the~~  
12 ~~Division of Jobs and Benefits.~~

13 (3) It is the further intent of ss. 446.011-446.092  
14 ~~this act~~ that the Division of Workforce Development ~~Jobs and~~  
15 ~~Benefits~~ ensure quality training through the adoption and  
16 enforcement of uniform minimum standards and that the Bureau  
17 of Apprenticeship ~~of the division of Jobs and Benefits~~  
18 promote, register, monitor, and service apprenticeship and  
19 training programs and ensure that such programs adhere to the  
20 standards.

21 Section 112. The Office of Program Policy Analysis and  
22 Government Accountability, in cooperation with Workforce  
23 Florida, Inc., and the Department of Education, shall submit a  
24 report to the Legislature by January 1, 2002, regarding joint  
25 programs, nonjoint programs, and other programs that provide  
26 formalized on-the-job training for skilled trades. The report  
27 must include recommendations for improving the efficiency of  
28 the programs, decreasing the cost of the programs, improving  
29 or retaining current practices regarding admission  
30 requirements, reducing the duration of the programs, and  
31 increasing the number of persons who successfully complete the

1 programs.

2 Section 113. Subsections (1), (5), (12), and (13) of  
3 section 446.021, Florida Statutes, are amended to read:

4 446.021 Definitions of terms used in ss.  
5 446.011-446.092.--As used in ss. 446.011-446.092, the  
6 following words and terms shall have the following meanings  
7 unless the context clearly indicates otherwise:

8 (1) "Preapprentice" means any person 16 years of age  
9 or over engaged in any course of instruction in the public  
10 school system or elsewhere, which course is registered as a  
11 preapprenticeship program with the Division of Workforce  
12 Development ~~Jobs and Benefits~~ of the Department of Education  
13 ~~Labor and Employment Security~~.

14 (5) "Preapprenticeship program" means an organized  
15 course of instruction in the public school system or  
16 elsewhere, which course is designed to prepare a person 16  
17 years of age or older to become an apprentice and which course  
18 is approved by and registered with the Bureau of  
19 Apprenticeship of the Division of Workforce Development ~~Jobs~~  
20 ~~and Benefits~~ and sponsored by a registered apprenticeship  
21 program.

22 (12) "Division" means the Division of Workforce  
23 Development ~~Jobs and Benefits~~ of the Department of Education  
24 ~~Labor and Employment Security~~.

25 (13) "Director" means the director of the Division of  
26 Workforce Development ~~Jobs and Benefits~~.

27 Section 114. Section 446.032, Florida Statutes, is  
28 amended to read:

29 446.032 General duties of division with respect to  
30 apprenticeship training.--The Division of Workforce  
31 Development ~~Jobs and Benefits~~ shall:

1           (1) Establish uniform minimum standards and policies  
2 governing apprentice programs and agreements. Such standards  
3 and policies shall govern the terms and conditions of the  
4 apprentice's employment and training, including the quality  
5 training of the apprentice with respect to, but not limited  
6 to, such matters as ratios of apprentices to journeymen,  
7 safety, related instruction, and on-the-job training; but such  
8 standards and policies shall not include rules, standards, or  
9 guidelines that require the use of apprentices and job  
10 trainees on state, county, or municipal contracts. The  
11 division may adopt rules as necessary to carry out such  
12 standards and policies.

13           (2) Establish ~~by rule~~ procedures to be used ~~utilized~~  
14 by the State Apprenticeship Advisory Council ~~in accordance~~  
15 ~~with the provisions of s. 446.045.~~

16           (3) Establish a Bureau of Apprenticeship pursuant to  
17 the instructions of the Commissioner of Education ~~Secretary of~~  
18 ~~Labor and Employment Security.~~

19           Section 115. Section 446.041, Florida Statutes, is  
20 amended to read:

21           446.041 Apprenticeship program, duties of  
22 division.--The Division of Workforce Development ~~Jobs and~~  
23 ~~Benefits~~ shall:

24           (1) Administer the provisions of ss. 446.011-446.092.

25           (2) Administer the standards established by the  
26 division.

27           (3) Register in accordance with this chapter any  
28 apprenticeship or preapprenticeship program, regardless of  
29 affiliation, which meets standards established by the  
30 division.

31           (4) Investigate complaints concerning the failure of

1 any registered program to meet the standards established by  
2 the division.

3 (5) Cancel the registration of any program that ~~which~~  
4 fails to comply with the standards and policies of the  
5 division or that ~~which~~ unreasonably fails or refuses to  
6 cooperate with the division in monitoring and enforcing  
7 compliance with such standards.

8 (6) Develop and encourage apprenticeship programs.

9 (7) Cooperate with and assist local apprenticeship  
10 sponsors in the development of their apprenticeship standards  
11 and training requirements.

12 ~~(8) Cooperate with and assist the Division of~~  
13 ~~Workforce Development of the Department of Education and~~  
14 ~~appropriate education institutions in the development of~~  
15 ~~viable apprenticeship and preapprenticeship programs.~~

16 (8)~~(9)~~ Encourage registered apprenticeship programs to  
17 grant consideration and credit to individuals completing  
18 registered preapprenticeship programs.

19 (9)~~(10)~~ Monitor registered apprenticeship programs to  
20 ensure that they are being operated in compliance with all  
21 applicable standards.

22 (10)~~(11)~~ Supervise all apprenticeship programs which  
23 are registered with the division.

24 (11) Ensure that minority and gender diversity are  
25 considered in administering this program.

26 (12) Adopt rules as required to implement ss.  
27 446.011-446.092 ~~the provisions of this act.~~

28 Section 116. Section 446.045, Florida Statutes, is  
29 amended to read:

30 446.045 State Apprenticeship Advisory Council.--

31 (1) For the purposes of this section, the term:

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1 (a) "Joint employee organization" means an  
2 apprenticeship sponsor who participates in a collective  
3 bargaining agreement and represents employees.

4 (b) "Nonjoint employer organization" means an  
5 apprenticeship sponsor who does not participate in a  
6 collective bargaining agreement and who represents management.

7 (2)(a) There is created a State Apprenticeship  
8 Advisory Council to be composed of 13 members, which shall be  
9 advisory to the Division of Workforce Development. ~~Jobs and~~  
10 ~~Benefits of the Department of Labor and Employment Security.~~

11 The purpose of the advisory council is to advise the division  
12 and the council on matters relating to apprenticeship. The  
13 advisory council may not establish policy, adopt rules, or  
14 consider whether particular apprenticeship programs should be  
15 approved by the division ~~or bureau~~. ~~Only those matters~~  
16 ~~contained in the notice of meeting provided by the division~~  
17 ~~shall be considered by the council at council meetings.~~

18 (b) The division director or the division director's  
19 designee shall be ex officio chair of the State Apprenticeship  
20 Advisory Council, but may not vote. The ~~administrator of~~  
21 ~~industrial education of the Department of Education and the~~  
22 state director of the Bureau of Apprenticeship and Training of  
23 the United States Department of Labor shall be appointed a  
24 nonvoting member ~~members~~ of the council. The Governor shall  
25 appoint two three-member committees for the purpose of  
26 nominating candidates for appointment to the council. One  
27 nominating committee shall be composed of joint employee  
28 organization representatives, and the other nominating  
29 committee shall be composed of nonjoint employer organization  
30 representatives. The joint employee organization nominating  
31 committee shall submit to the Governor the names of three

1 persons for each vacancy occurring among the joint employee  
2 organization members on the council, and the nonjoint employer  
3 organization nominating committee likewise shall submit to the  
4 Governor the names of three persons for each vacancy occurring  
5 among the nonjoint employer organization members on the  
6 council. The Governor shall appoint to the council five  
7 members representing joint employee organizations and five  
8 members representing nonjoint employer organizations from the  
9 candidates nominated for each position by the respective  
10 nominating committees. Each member shall represent industries  
11 which have registered apprenticeship programs or in which a  
12 need for apprenticeship programs has been demonstrated.  
13 Initially, the Governor shall appoint four members for terms  
14 of 4 years, two members for terms of 3 years, two members for  
15 terms of 2 years, and two members for terms of 1 year.  
16 Thereafter, members shall be appointed for 4-year terms. A  
17 vacancy shall be filled for the remainder of the unexpired  
18 term.

19 (c) The council shall meet at the call of the chair or  
20 at the request of a majority of its membership, but at least  
21 twice a year. A majority of the voting members shall  
22 constitute a quorum, and the affirmative vote of a majority of  
23 a quorum is necessary to take action.

24 (d) The Governor may remove any member for cause.

25 (e) The council shall maintain minutes of each  
26 meeting. The division shall keep on file the minutes of each  
27 meeting and shall make such minutes available to any  
28 interested person.

29 (f) Members of the council shall serve without  
30 compensation, but shall be entitled to receive reimbursement  
31 for per diem and travel expenses as provided in s. 112.061.

1           Section 117. Subsection (3) of section 446.052,  
2 Florida Statutes, is amended to read:

3           446.052 Preapprenticeship program.--

4           (3) The Division of Workforce Development, the  
5 district school boards, and the community college district  
6 boards of trustees, ~~and the Division of Jobs and Benefits~~  
7 shall work together with existing registered apprenticeship  
8 programs so that individuals completing such preapprenticeship  
9 programs may be able to receive credit towards completing a  
10 registered apprenticeship program.

11           Section 118. Section 446.061, Florida Statutes, is  
12 amended to read:

13           446.061 Expenditures.--The Division of Workforce  
14 Development of the Department of Education ~~Jobs and Benefits~~  
15 shall make necessary expenditures from the appropriation  
16 provided by law for personal services, travel, printing,  
17 equipment, office space, and supplies as provided by law.

18           Section 119. Subsection (1) of section 446.071,  
19 Florida Statutes, is amended to read:

20           446.071 Apprenticeship sponsors.--

21           (1) One or more local apprenticeship sponsors shall be  
22 approved in any trade or group of trades by the Division of  
23 Workforce Development of the Department of Education ~~Jobs and~~  
24 ~~Benefits~~, upon a determination of need, provided the  
25 apprenticeship sponsor meets all of the standards established  
26 by the division. "Need" refers to the need of state residents  
27 for apprenticeship training. In the absence of proof to the  
28 contrary, it shall be presumed that there is need for  
29 apprenticeship and preapprenticeship training in each county  
30 in this state.

31           Section 120. Section 446.075, Florida Statutes, is

1 amended to read:

2           446.075 Federal and state cooperation.--The Division  
3 of Workforce Development of the Department of Education may  
4 ~~Jobs and Benefits of the Department of Labor and Employment~~  
5 ~~Security is authorized to~~ make and enter into contracts with  
6 the United States Department of Labor, and may ~~to~~ assume ~~such~~  
7 other functions and duties as are necessary for the division  
8 to serve as registration agent for federal apprenticeship  
9 registration purposes, except that the division may ~~shall~~ not  
10 enforce any federal apprenticeship requirement unless the  
11 division first adopts such requirement as a rule. All rules  
12 adopted ~~promulgated~~ and administrative hearings afforded by  
13 the division under ~~because of~~ this section must ~~shall~~ be in  
14 accordance with the requirements of chapter 120.

15           Section 121. Section 446.40, Florida Statutes, is  
16 amended to read:

17           446.40 Rural Workforce ~~Manpower~~ Services Act; short  
18 title.--Sections 446.40-446.44 may ~~shall~~ be cited as the  
19 "Rural Workforce ~~Manpower~~ Services Act."

20           Section 122. Section 446.41, Florida Statutes, is  
21 amended to read:

22           446.41 Legislative intent with respect to rural  
23 workforce ~~manpower~~ training and development; establishment of  
24 Rural Workforce ~~Manpower~~ Services Program.--In order that the  
25 state may achieve its full economic and social potential,  
26 consideration must be given to rural workforce ~~manpower~~  
27 training and development to enable its rural citizens as well  
28 as urban citizens to develop their maximum capacities and  
29 participate productively in our society. It is, therefore,  
30 the policy of the state to make available those services  
31 needed to assist individuals and communities in rural areas to

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1 improve their quality of life. It is with a great sense of  
2 urgency that a Rural Workforce ~~Manpower~~ Services Program is  
3 established within the Agency for Workforce Innovation, under  
4 the direction of Workforce Florida, Inc., ~~Division of Jobs and~~  
5 ~~Benefits of the Department of Labor and Employment Security~~ to  
6 provide equal access to all manpower training programs  
7 available to rural as well as urban areas.

8 Section 123. Section 446.42, Florida Statutes, is  
9 amended to read:

10 446.42 General purpose of Rural Workforce ~~Manpower~~  
11 Services Program.--A trained labor force is an essential  
12 ingredient for industrial as well as agricultural growth.  
13 Therefore, it shall be the general responsibility of the Rural  
14 Workforce ~~Manpower~~ Services Program to provide rural business  
15 and potential rural businesses with the employment and  
16 workforce ~~manpower~~ training services and resources necessary  
17 to train and retain Florida's rural workforce.

18 Section 124. Section 446.43, Florida Statutes, is  
19 amended to read:

20 446.43 Scope and coverage of Rural Workforce ~~Manpower~~  
21 Services Program.--The scope of the area to be covered by the  
22 Rural Workforce ~~Manpower~~ Services Program will include all  
23 counties of the state not classified as standard metropolitan  
24 statistical areas (SMSA) by the United States Department of  
25 Labor Manpower Administration. Florida's designated SMSA labor  
26 areas include: Broward, Dade, Duval, Escambia, Hillsborough,  
27 Pinellas, Leon, Orange, and Palm Beach Counties.

28 Section 125. Section 446.44, Florida Statutes, is  
29 amended to read:

30 446.44 Duties of Rural Workforce ~~Manpower~~ Services  
31 Program.--It shall be the direct responsibility of the Rural

1 Workforce ~~Manpower~~ Services Program to promote and deliver ~~all~~  
2 employment and workforce ~~manpower~~ services and resources to  
3 the rural undeveloped and underdeveloped counties of the state  
4 in an effort to:

5 (1) Slow down out-migration of untrained rural  
6 residents to the state's overcrowded large metropolitan  
7 centers.

8 (2) Assist Enterprise Florida, Inc., ~~the department's~~  
9 ~~Economic Development Division~~ in attracting light,  
10 pollution-free industry to the rural counties.

11 (3) Improve the economic status of the impoverished  
12 rural residents.

13 (4) Provide present and new industry with the  
14 workforce ~~manpower~~ training resources necessary for them to  
15 train the untrained rural workforce toward gainful employment.

16 (5) Develop rural workforce ~~manpower~~ programs that  
17 ~~which~~ will be evaluated, planned, and implemented through  
18 communications and planning with appropriate:

19 (a) Departments of state and federal governments.

20 (b) Units of Enterprise Florida, Inc. ~~Divisions,~~  
21 ~~bureaus, or sections of the Department of Commerce.~~

22 (c) Agencies and organizations of the public and  
23 private sectors at the state, regional, and local levels.

24 Section 126. Section 446.50, Florida Statutes, is  
25 amended to read:

26 446.50 Displaced homemakers; multiservice programs;  
27 report to the Legislature; Displaced Homemaker Trust Fund  
28 created.--

29 (1) INTENT.--It is the intent of the Legislature to  
30 require the Agency for Workforce Innovation ~~Division of~~  
31 ~~Community Colleges of the Department of Education~~ to enter

1 into contracts with, and make grants to, public and nonprofit  
2 private entities for purposes of establishing multipurpose  
3 service programs to provide necessary training, counseling,  
4 and services for displaced homemakers so that they may enjoy  
5 the independence and economic security vital to a productive  
6 life.

7 (2) DEFINITIONS.--For the purposes of this section  
8 act:

9 (a) "Displaced homemaker" means an individual who:

- 10 1. Is 35 years of age or older;
- 11 2. Has worked in the home, providing unpaid household  
12 services for family members;
- 13 3. Is not adequately employed, as defined by rule of  
14 the division;
- 15 4. Has had, or would have, difficulty in securing  
16 adequate employment; and
- 17 5. Has been dependent on the income of another family  
18 member but is no longer supported by such income, or has been  
19 dependent on federal assistance.

20 (b) "Agency Division" means the Agency for Workforce  
21 Innovation Division of Community Colleges of the Department of  
22 Education.

23 (3) AGENCY DIVISION POWERS AND DUTIES.--

24 (a) The agency division, under plans established by  
25 Workforce Florida, Inc., shall establish, or contract for the  
26 establishment of, programs for displaced homemakers which  
27 shall include:

- 28 1. Job counseling, by professionals and peers,  
29 specifically designed for a person entering the job market  
30 after a number of years as a homemaker.
- 31 2. Job training and placement services, including:

1           a. Training programs for available jobs in the public  
2 and private sectors, taking into account the skills and job  
3 experiences of a homemaker and developed by working with  
4 public and private employers.

5           b. Assistance in locating available employment for  
6 displaced homemakers, some of whom could be employed in  
7 existing job training and placement programs.

8           c. Utilization of the services of the state employment  
9 service, ~~which shall cooperate with the division~~ in locating  
10 employment opportunities.

11           3. Financial management services providing information  
12 and assistance with respect to insurance, including, but not  
13 limited to, life, health, home, and automobile insurance, and  
14 taxes, estate and probate problems, mortgages, loans, and  
15 other related financial matters.

16           4. Educational services, including high school  
17 equivalency degree and such other courses as the agency  
18 ~~division~~ determines would be of interest and benefit to  
19 displaced homemakers.

20           5. Outreach and information services with respect to  
21 federal and state employment, education, health, and  
22 unemployment assistance programs which the division determines  
23 would be of interest and benefit to displaced homemakers.

24           (b)1. The agency ~~division~~ shall enter into contracts  
25 with, and make grants to, public and nonprofit private  
26 entities for purposes of establishing multipurpose service  
27 programs for displaced homemakers under this section ~~act~~.  
28 Such grants and contracts shall be awarded pursuant to chapter  
29 287 and based on criteria established in the state plan  
30 developed pursuant to this section. The agency ~~division~~ shall  
31 designate catchment areas which together shall comprise the

1 entire state, and, to the extent possible from revenues in the  
2 Displaced Homemaker Trust Fund, the agency division shall  
3 contract with, and make grants to, entities which will serve  
4 entire catchment areas so that displaced homemaker service  
5 programs are available statewide. These catchment areas shall  
6 be coterminous with the state's workforce development regions.  
7 The agency division may give priority to existing displaced  
8 homemaker programs when evaluating bid responses to the  
9 agency's division's request for proposals.

10 2. In order to receive funds under this section, and  
11 unless specifically prohibited by law from doing so, an entity  
12 that provides displaced homemaker service programs must, ~~by~~  
13 ~~the 1991-1992 fiscal year,~~ receive at least 25 percent of its  
14 funding from one or more local, municipal, or county sources  
15 or nonprofit private sources. In-kind contributions may be  
16 evaluated by the agency division and counted as part of the  
17 required local fundi ng.

18 3. The agency division shall require an entity that  
19 receives funds under this section to maintain appropriate data  
20 to be compiled in an annual report to the agency division.  
21 Such data shall include, but shall not be limited to, the  
22 number of clients served, the units of services provided,  
23 designated client-specific information including intake and  
24 outcome information specific to each client, costs associated  
25 with specific services and program administration, total  
26 program revenues by source and other appropriate financial  
27 data, and client followup information at specified intervals  
28 after the placement of a displaced home maker in a job.

29 (c) The agency division shall consult and cooperate  
30 with the Commissioner of Education, the United States  
31 Commissioner of the Social Security Administration, and such

1 other persons in the executive branch of the state government  
2 as the agency division considers appropriate to facilitate the  
3 coordination of multipurpose service programs established  
4 under this section ~~act~~ with existing programs of a similar  
5 nature.

6 (d) Supervisory, technical, and administrative  
7 positions relating to programs established under this section  
8 ~~act~~ shall, to the maximum extent practicable, be filled by  
9 displaced homemakers.

10 (e) The agency division shall adopt rules establishing  
11 minimum standards necessary for entities that provide  
12 displaced homemaker service programs to receive funds from the  
13 agency division and any other rules necessary to administer  
14 this section.

15 (4) STATE PLAN.--

16 (a) The Agency for Workforce Innovation division shall  
17 develop a 3-year state plan for the displaced homemaker  
18 program which shall be updated annually. The plan must  
19 address, at a minimum, the need for programs specifically  
20 designed to serve displaced homemakers, any necessary service  
21 components for such programs in addition to those enumerated  
22 in this section, goals of the displaced homemaker program with  
23 an analysis of the extent to which those goals are being met,  
24 and recommendations for ways to address any unmet program  
25 goals. Any request for funds for program expansion must be  
26 based on the state plan.

27 (b) Each annual update must address any changes in the  
28 components of the 3-year state plan and a report which must  
29 include, but need not be limited to, the following:

- 30 1. The scope of the incidence of displaced homemakers;  
31 2. A compilation and report, by program, of data

1 submitted to the agency division pursuant to subparagraph 3.  
2 by funded displaced homemaker service programs;

3 3. An identification and description of the programs  
4 in the state that receive funding from the agency division,  
5 including funding information; and

6 4. An assessment of the effectiveness of each  
7 displaced homemaker service program based on outcome criteria  
8 established by rule of the agency division.

9 (c) The 3-year state plan must be submitted to the  
10 President of the Senate, the Speaker of the House of  
11 Representatives, and the Governor on or before January 1, 2001  
12 ~~1989~~, and annual updates of the plan must be submitted by  
13 January 1 of each subsequent year.

14 (5) DISPLACED HOME MAKER TRUST FUND.--

15 (a) There is established within the State Treasury a  
16 Displaced Homemaker Trust Fund to be used by the agency  
17 division for its administration of the displaced homemaker  
18 program and to fund displaced homemaker service programs  
19 according to criteria established under this section.

20 (b) The trust fund shall receive funds generated from  
21 an additional fee on marriage license applications and  
22 dissolution of marriage filings as specified in ss. 741.01(3)  
23 and 28.101, respectively, and may receive funds from any other  
24 public or private source.

25 (c) Funds that are not expended by the agency division  
26 at the end of the budget cycle or through a supplemental  
27 budget approved by the agency division shall revert to the  
28 trust fund.

29 Section 127. Subsection (3) of section 447.02, Florida  
30 Statutes, is amended to read:

31 447.02 Definitions.--The following terms, when used in

1 this chapter, shall have the meanings ascribed to them in this  
2 section:

3 (3) The term "department" ~~"division"~~ means the  
4 ~~Division of Jobs and Benefits~~ of the Department of Labor and  
5 Employment Security.

6 Section 128. Subsections (2), (3), and (4) of section  
7 447.04, Florida Statutes, are amended to read:

8 447.04 Business agents; licenses, permits.--

9 (2)(a) Every person desiring to act as a business  
10 agent in this state shall, before doing so, obtain a license  
11 or permit by filing an application under oath therefor with  
12 ~~the Division of Jobs and Benefits of the department of Labor~~  
13 ~~and Employment Security~~, accompanied by a fee of \$25 and a  
14 full set of fingerprints of the applicant taken by a law  
15 enforcement agency qualified to take fingerprints. There  
16 shall accompany the application a statement signed by the  
17 president and the secretary of the labor organization for  
18 which he or she proposes to act as agent, showing his or her  
19 authority to do so. The department ~~division~~ shall hold such  
20 application on file for a period of 30 days, during which time  
21 any person may file objections to the issuing of such license  
22 or permit.

23 (b) The department ~~division~~ may also conduct an  
24 independent investigation of the applicant; and, if objections  
25 are filed, it may hold, or cause to be held, a hearing in  
26 accordance with the requirements of chapter 120. The  
27 objectors and the applicant shall be permitted to attend such  
28 hearing and present evidence.

29 (3) After the expiration of the 30-day period,  
30 regardless of whether or not any objections have been filed,  
31 the department ~~division~~ shall review the application, together

1 with all information that it may have, including, but not  
2 limited to, any objections that may have been filed to such  
3 application, any information that may have been obtained  
4 pursuant to an independent investigation, and the results of  
5 any hearing on the application. If the department division,  
6 from a review of the information, finds that the applicant is  
7 qualified, pursuant to the terms of this chapter, it shall  
8 issue such license or permit; and such license or permit shall  
9 run for the calendar year for which issued, unless sooner  
10 surrendered, suspended, or revoked.

11 (4) Licenses and permits shall expire at midnight,  
12 December 31, but may be renewed by the department division on  
13 a form prescribed by it; however, if any such license or  
14 permit has been surrendered, suspended, or revoked during the  
15 year, then such applicant must go through the same formalities  
16 as a new applicant.

17 Section 129. Section 447.041, Florida Statutes, is  
18 amended to read:

19 447.041 Hearings.--

20 (1) Any person or labor organization denied a license,  
21 permit, or registration shall be afforded the opportunity for  
22 a hearing by the department division in accordance with the  
23 requirements of chapter 120.

24 (2) The department division may, pursuant to the  
25 requirements of chapter 120, suspend or revoke the license or  
26 permit of any business agent or the registration of any labor  
27 organization for the violation of any provision of this  
28 chapter.

29 Section 130. Section 447.045, Florida Statutes, is  
30 amended to read:

31 447.045 Information confidential.--Neither the

1 ~~department division~~ nor any investigator or employee of the  
2 ~~department division~~ shall divulge in any manner the  
3 information obtained pursuant to the processing of applicant  
4 fingerprint cards, and such information is confidential and  
5 exempt from the provisions of s. 119.07(1).

6 Section 131. Section 447.06, Florida Statutes, is  
7 amended to read:

8 447.06 Registration of labor organizations required.--

9 (1) Every labor organization operating in the state  
10 shall make a report under oath, in writing, to ~~the Division of~~  
11 ~~Jobs and Benefits of the department of Labor and Employment~~  
12 ~~Security~~ annually, on or before December 31. Such report shall  
13 be filed by the secretary or business agent of such labor  
14 organization, shall be in such form as the department  
15 prescribes ~~division may prescribe~~, and shall show the  
16 following facts:

17 (a) The name of the labor organization;

18 (b) The location of its office; and

19 (c) The name and address of the president, secretary,  
20 treasurer, and business agent.

21 (2) At the time of filing such report, it shall be the  
22 duty of every such labor organization to pay the department  
23 ~~division~~ an annual fee therefor in the sum of \$1.

24 Section 132. Section 447.12, Florida Statutes, is  
25 amended to read:

26 447.12 Fees for registration.--All fees collected by  
27 ~~the Division of Jobs and Benefits of the department~~ under this  
28 part of Labor and Employment Security hereunder shall be paid  
29 to the Treasurer and credited to the General Revenue Fund.

30 Section 133. Section 447.16, Florida Statutes, is  
31 amended to read:

1           447.16 Applicability of chapter ~~when effective.~~--Any  
2 labor business agent licensed on July 1, 1965, may renew such  
3 license each year on forms provided by ~~the Division of Jobs~~  
4 ~~and Benefits of the department of Labor and Employment~~  
5 ~~Security~~ without submitting fingerprints so long as such  
6 license or permit has not expired or has not been surrendered,  
7 suspended, or revoked. The fingerprinting requirements of  
8 this act shall become effective for a new applicant for a  
9 labor business agent license immediately upon this act  
10 becoming a law.

11           Section 134. Subsection (4) of section 447.305,  
12 Florida Statutes, is amended to read:

13           447.305 Registration of employee organization.--

14           (4) Notification of registrations and renewals of  
15 registration shall be furnished at regular intervals by the  
16 commission to ~~the Division of Jobs and Benefits of the~~  
17 Department of Labor and Employment Security.

18           Section 135. Subsection (4) of section 450.012,  
19 Florida Statutes, is amended to read:

20           450.012 Definitions.--For the purpose of this chapter,  
21 the word, phrase, or term:

22           (4) "Department" ~~"Division"~~ means ~~the Division of Jobs~~  
23 ~~and Benefits of the Department of Labor and Employment~~  
24 Security.

25           Section 136. Subsection (3) of section 450.061,  
26 Florida Statutes, is amended to read:

27           450.061 Hazardous occupations prohibited;  
28 exemptions.--

29           (3) No minor under 18 years of age, whether such  
30 person's disabilities of nonage have been removed by marriage  
31 or otherwise, shall be employed or permitted or suffered to

1 work in any place of employment or at any occupation hazardous  
2 or injurious to the life, health, safety, or welfare of such  
3 minor, as such places of employment or occupations may be  
4 determined and declared by ~~the Division of Jobs and Benefits~~  
5 ~~of the department of Labor and Employment Security~~ to be  
6 hazardous and injurious to the life, health, safety, or  
7 welfare of such minor.

8 Section 137. Paragraph (c) of subsection (5) of  
9 section 450.081, Florida Statutes, is amended to read:

10 450.081 Hours of work in certain occupations.--

11 (5) The provisions of subsections (1) through (4)  
12 shall not apply to:

13 (c) Minors enrolled in a public educational  
14 institution who qualify on a hardship basis such as economic  
15 necessity or family emergency. Such determination shall be  
16 made by the school superintendent or his or her designee, and  
17 a waiver of hours shall be issued to the minor and the  
18 employer. The form and contents thereof shall be prescribed by  
19 the department division.

20 Section 138. Section 450.095, Florida Statutes, is  
21 amended to read:

22 450.095 Waivers.--In extenuating circumstances when it  
23 clearly appears to be in the best interest of the child, the  
24 department division may grant a waiver of the restrictions  
25 imposed by the Child Labor Law on the employment of a child.  
26 Such waivers shall be granted upon a case-by-case basis and  
27 shall be based upon such factors as the department division,  
28 by rule, establishes as determinative of whether such waiver  
29 is in the best interest of a child.

30 Section 139. Subsections (1), (2), and (5) of section  
31 450.121, Florida Statutes, are amended to read:

1           450.121 Enforcement of Child Labor Law.--

2           (1) The department ~~Division of Jobs and Benefits~~ shall  
3 administer this chapter. It shall employ such help as is  
4 necessary to effectuate the purposes of this chapter. Other  
5 agencies of the state may cooperate with the department  
6 ~~division~~ in the administration and enforcement of this part.  
7 To accomplish this joint, cooperative effort, the department  
8 ~~division~~ may enter into intergovernmental agreements with  
9 other agencies of the state whereby the other agencies may  
10 assist the department ~~division~~ in the administration and  
11 enforcement of this part. Any action taken by an agency  
12 pursuant to an intergovernmental agreement entered into  
13 pursuant to this section shall be considered to have been  
14 taken by the department ~~division~~.

15           (2) It is the duty of the department ~~division~~ and its  
16 agents and all sheriffs or other law enforcement officers of  
17 the state or of any municipality of the state to enforce the  
18 provisions of this law, to make complaints against persons  
19 violating its provisions, and to prosecute violations of the  
20 same. The department ~~division~~ and its agents have authority to  
21 enter and inspect at any time any place or establishment  
22 covered by this law and to have access to age certificates  
23 kept on file by the employer and such other records as may aid  
24 in the enforcement of this law. A designated school  
25 representative acting in accordance with s. 232.17 shall  
26 report to the department ~~division~~ all violations of the Child  
27 Labor Law that may come to his or her knowledge.

28           (5) The department ~~division~~ may adopt rules:

29           (a) Defining words, phrases, or terms used in the  
30 child labor rule or in this part, as long as the word, phrase,  
31 or term is not a word, phrase, or term defined in s. 450.012.

1 (b) Prescribing additional documents that may be used  
2 to prove the age of a minor and the procedure to be followed  
3 before a person who claims his or her disability of nonage has  
4 been removed by a court of competent jurisdiction may be  
5 employed.

6 (c) Requiring certain safety equipment and a safe  
7 workplace environment for employees who are minors.

8 (d) Prescribing the deadlines applicable to a response  
9 to a request for records under subsection (2).

10 (e) Providing an official address from which child  
11 labor forms, rules, laws, and posters may be requested and  
12 prescribing the forms to be used in connection with this part.

13 Section 140. Subsections (1), (2), (3), (4), and (5)  
14 of section 450.132, Florida Statutes, are amended to read:

15 450.132 Employment of children by the entertainment  
16 industry; rules; procedures.--

17 (1) Children within the protection of our child labor  
18 statutes may, notwithstanding such statutes, be employed by  
19 the entertainment industry in the production of motion  
20 pictures, legitimate plays, television shows, still  
21 photography, recording, publicity, musical and live  
22 performances, circuses, and rodeos, in any work not determined  
23 by the department ~~Division of Jobs and Benefits~~ to be  
24 hazardous, or detrimental to their health, morals, education,  
25 or welfare.

26 (2) The department ~~Division of Jobs and Benefits~~  
27 shall, as soon as convenient, and after such investigation as  
28 to the department ~~division~~ may seem necessary or advisable,  
29 determine what work in connection with the entertainment  
30 industry is not hazardous or detrimental to the health,  
31 morals, education, or welfare of minors within the purview and

1 protection of our child labor laws. When so adopted, such  
2 rules shall have the force and effect of law in this state.

3 (3) Entertainment industry employers or agents wishing  
4 to qualify for the employment of minors in work not hazardous  
5 or detrimental to their health, morals, or education shall  
6 make application to the department ~~division~~ for a permit  
7 qualifying them to employ minors in the entertainment  
8 industry. The form and contents thereof shall be prescribed by  
9 the department ~~division~~.

10 (4) Any duly qualified entertainment industry employer  
11 may employ any minor. However, if any entertainment industry  
12 employer employing a minor causes, permits, or suffers such  
13 minor to be placed under conditions which are dangerous to the  
14 life or limb or injurious or detrimental to the health or  
15 morals or education of the minor, the right of that  
16 entertainment industry employer and its representatives and  
17 agents to employ minors as provided herein shall stand  
18 revoked, unless otherwise ordered by the department ~~division~~,  
19 and the person responsible for such unlawful employment is  
20 guilty of a misdemeanor of the second degree, punishable as  
21 provided in s. 775.082 or s. 775.083.

22 (5) Any entertainment industry employer and its agents  
23 employing minors hereunder are required to notify the  
24 department ~~division~~, showing the date of the commencement of  
25 work, the number of days worked, the location of the work, and  
26 the date of termination.

27 Section 141. Subsections (2) and (3) of section  
28 450.141, Florida Statutes, are amended to read:

29 450.141 Employing minor children in violation of law;  
30 penalties.--

31 (2) Any person, firm, corporation, or governmental

1 agency, or agent thereof, that has employed minors in  
2 violation of this part, or any rule adopted pursuant thereto,  
3 may be subject by the department ~~division~~ to fines not to  
4 exceed \$2,500 per offense. The department ~~division~~ shall  
5 adopt, by rule, disciplinary guidelines specifying a  
6 meaningful range of designated penalties based upon the  
7 severity and repetition of the offenses, and which distinguish  
8 minor violations from those which endanger a minor's health  
9 and safety.

10 (3) If the department ~~division~~ has reasonable grounds  
11 for believing there has been a violation of this part or any  
12 rule adopted pursuant thereto, it shall give written notice to  
13 the person alleged to be in violation. Such notice shall  
14 include the provision or rule alleged to be violated, the  
15 facts alleged to constitute such violation, and requirements  
16 for remedial action within a time specified in the notice. No  
17 fine may be levied unless the person alleged to be in  
18 violation fails to take remedial action within the time  
19 specified in the notice.

20 Section 142. Paragraph (j) of subsection (1) of  
21 section 450.191, Florida Statutes, is amended to read:

22 450.191 Executive Office of the Governor; powers and  
23 duties.--

24 (1) The Executive Office of the Governor is authorized  
25 and directed to:

26 (j) Cooperate with the farm labor office of the  
27 Department of Labor and Employment Security ~~Florida State~~  
28 ~~Employment Service~~ in the recruitment and referral of migrant  
29 laborers and other persons for the planting, cultivation, and  
30 harvesting of agricultural crops in Florida.

31 Section 143. Subsection (2) of section 450.28, Florida

1 Statutes, is amended to read:

2 450.28 Definitions.--

3 (2) "Department"~~"Division"~~means ~~the Division of Jobs~~  
4 ~~and Benefits of~~ the Department of Labor and Employment  
5 Security.

6 Section 144. Section 450.30, Florida Statutes, is  
7 amended to read:

8 450.30 Requirement of certificate of registration;  
9 education and examination program.--

10 (1) No person may act as a farm labor contractor until  
11 a certificate of registration has been issued to him or her by  
12 the department ~~division~~ and unless such certificate is in full  
13 force and effect and is in his or her possession.

14 (2) No certificate of registration may be transferred  
15 or assigned.

16 (3) Unless sooner revoked, each certificate of  
17 registration, regardless of the date of issuance, shall be  
18 renewed on the last day of the birth month following the date  
19 of issuance and, thereafter, each year on the last day of the  
20 birth month of the registrant. The date of incorporation shall  
21 be used in lieu of birthdate for registrants that are  
22 corporations. Applications for certificates of registration  
23 and renewal thereof shall be on a form prescribed by the  
24 department ~~division~~.

25 (4) The department ~~division~~ shall provide a program of  
26 education and examination for applicants under this part. The  
27 program may be provided by the department ~~division~~ or through  
28 a contracted agent. The program shall be designed to ensure  
29 the competency of those persons to whom the department  
30 ~~division~~ issues certificates of registration.

31 (5) The department ~~division~~ shall require each

1 applicant to demonstrate competence by a written or oral  
2 examination in the language of the applicant, evidencing that  
3 he or she is knowledgeable concerning the duties and  
4 responsibilities of a farm labor contractor. The examination  
5 shall be prepared, administered, and evaluated by the  
6 department ~~division~~ or through a contracted agent.

7 (6) The department ~~division~~ shall require an applicant  
8 for renewal of a certificate of registration to retake the  
9 examination only if:

10 (a) During the prior certification period, the  
11 department ~~division~~ issued a final order assessing a civil  
12 monetary penalty or revoked or refused to renew or issue a  
13 certificate of registration; or

14 (b) The department ~~division~~ determines that new  
15 requirements related to the duties and responsibilities of a  
16 farm labor contractor necessitate a new examination.

17 (7) The department ~~division~~ shall charge each  
18 applicant a \$35 fee for the education and examination program.  
19 Such fees shall be deposited in the Crew Chief Registration  
20 Trust Fund.

21 (8) The department ~~division~~ may adopt rules  
22 prescribing the procedures to be followed to register as a  
23 farm labor contractor.

24 Section 145. Subsections (1), (2), and (4) of section  
25 450.31, Florida Statutes, are amended to read:

26 450.31 Issuance, revocation, and suspension of, and  
27 refusal to issue or renew, certificate of registration.--

28 (1) The department ~~division~~ shall not issue to any  
29 person a certificate of registration as a farm labor  
30 contractor, nor shall it renew such certificate, until:

31 (a) Such person has executed a written application

1 therefor in a form and pursuant to regulations prescribed by  
2 the department ~~division~~ and has submitted such information as  
3 the department ~~division~~ may prescribe.

4 (b) Such person has obtained and holds a valid federal  
5 certificate of registration as a farm labor contractor, or a  
6 farm labor contractor employee, unless exempt by federal law.

7 (c) Such person pays to the department ~~division~~, in  
8 cash, certified check, or money order, a nonrefundable  
9 application fee of \$75. Fees collected by the department  
10 ~~division~~ under this subsection shall be deposited in the State  
11 Treasury into the Crew Chief Registration Trust Fund, which is  
12 hereby created, and shall be utilized for administration of  
13 this part.

14 (d) Such person has successfully taken and passed the  
15 farm labor contractor examination.

16 (2) The department ~~division~~ may revoke, suspend, or  
17 refuse to renew any certificate of registration when it is  
18 shown that the farm labor contractor has:

19 (a) Violated or failed to comply with any provision of  
20 this part or the rules adopted pursuant to s. 450.36.

21 (b) Made any misrepresentation or false statement in  
22 his or her application for a certificate of registration.

23 (c) Given false or misleading information concerning  
24 terms, conditions, or existence of employment to persons who  
25 are recruited or hired to work on a farm.

26 (4) The department ~~division~~ may refuse to issue or  
27 renew, or may suspend or revoke, a certificate of registration  
28 if the applicant or holder is not the real party in interest  
29 in the application or certificate of registration and the real  
30 party in interest is a person who has been refused issuance or  
31 renewal of a certificate, has had a certificate suspended or

1 revoked, or does not qualify under this section for a  
2 certificate.

3 Section 146. Subsections (1), (4), (5), (6), (8), (9),  
4 and (10) of section 450.33, Florida Statutes, are amended to  
5 read:

6 450.33 Duties of farm labor contractor.--Every farm  
7 labor contractor must:

8 (1) Carry his or her certificate of registration with  
9 him or her at all times and exhibit it to all persons with  
10 whom the farm labor contractor intends to deal in his or her  
11 capacity as a farm labor contractor prior to so dealing and,  
12 upon request, to persons designated by the department  
13 ~~division~~.

14 (4) Display prominently, at the site where the work is  
15 to be performed and on all vehicles used by the registrant for  
16 the transportation of employees, a single posting containing a  
17 written statement in English and in the language of the  
18 majority of the non-English-speaking employees disclosing the  
19 terms and conditions of employment in a form prescribed by the  
20 department ~~division~~ or by the United States Department of  
21 Labor for this purpose.

22 (5) Take out a policy of insurance with any insurance  
23 carrier which policy insures such registrant against liability  
24 for damage to persons or property arising out of the operation  
25 or ownership of any vehicle or vehicles for the transportation  
26 of individuals in connection with his or her business,  
27 activities, or operations as a farm labor contractor. In no  
28 event may the amount of such liability insurance be less than  
29 that required by the provisions of the financial  
30 responsibility law of this state. Any insurance carrier that  
31 is licensed to operate in this state and that has issued a

1 policy of liability insurance to operate a vehicle used to  
2 transport farm workers shall notify the department ~~division~~  
3 when it intends to cancel such policy.

4 (6) Maintain such records as may be designated by the  
5 department ~~division~~.

6 (8) File, within such time as the department ~~division~~  
7 may prescribe, a set of his or her fingerprints.

8 (9) Produce evidence to the department ~~division~~ that  
9 each vehicle he or she uses for the transportation of  
10 employees complies with the requirements and specifications  
11 established in chapter 316, s. 316.620, or Pub. L. No. 93-518  
12 as amended by Pub. L. No. 97-470 meeting Department of  
13 Transportation requirements or, in lieu thereof, bears a valid  
14 inspection sticker showing that the vehicle has passed the  
15 inspection in the state in which the vehicle is registered.

16 (10) Comply with all applicable statutes, rules, and  
17 regulations of the United States and of the State of Florida  
18 for the protection or benefit of labor, including, but not  
19 limited to, those providing for wages, hours, fair labor  
20 standards, social security, workers' compensation,  
21 unemployment compensation, child labor, and transportation.  
22 The department ~~division~~ shall not suspend or revoke a  
23 certificate of registration pursuant to this subsection  
24 unless:

25 (a) A court or agency of competent jurisdiction  
26 renders a judgment or other final decision that a violation of  
27 one of the laws, rules, or regulations has occurred and, if  
28 invoked, the appellate process is exhausted;

29 (b) An administrative hearing pursuant to ss. 120.569  
30 and 120.57 is held on the suspension or revocation and the  
31 administrative law judge finds that a violation of one of the

1 laws, rules, or regulations has occurred and, if invoked, the  
2 appellate process is exhausted; or

3 (c) The holder of a certificate of registration  
4 stipulates that a violation has occurred or defaults in the  
5 administrative proceedings brought to suspend or revoke his or  
6 her registration.

7 Section 147. Section 450.35, Florida Statutes, is  
8 amended to read:

9 450.35 Certain contracts prohibited.--It is unlawful  
10 for any person to contract for the employment of farm workers  
11 with any farm labor contractor as defined in this act until  
12 the labor contractor displays to him or her a current  
13 certificate of registration issued by the department ~~division~~  
14 pursuant to the requirements of this part.

15 Section 148. Section 450.36, Florida Statutes, is  
16 amended to read:

17 450.36 Rules and regulations.--The department ~~division~~  
18 may adopt rules necessary to enforce and administer this part.

19 Section 149. Section 450.37, Florida Statutes, is  
20 amended to read:

21 450.37 Cooperation with federal agencies.--The  
22 department ~~division~~ shall, whenever appropriate, cooperate  
23 with any federal agency.

24 Section 150. Subsections (2), (3), and (4) of section  
25 450.38, Florida Statutes, are amended to read:

26 450.38 Enforcement of farm labor contractor laws.--

27 (2) Any person who, on or after June 19, 1985, commits  
28 a violation of this part or of any rule adopted thereunder may  
29 be assessed a civil penalty of not more than \$1,000 for each  
30 such violation. Such assessed penalties shall be paid in cash,  
31 certified check, or money order and shall be deposited into

1 the General Revenue Fund. The department ~~division~~ shall not  
2 institute or maintain any administrative proceeding to assess  
3 a civil penalty under this subsection when the violation is  
4 the subject of a criminal indictment or information under this  
5 section which results in a criminal penalty being imposed, or  
6 of a criminal, civil, or administrative proceeding by the  
7 United States government or an agency thereof which results in  
8 a criminal or civil penalty being imposed. The department  
9 ~~division~~ may adopt rules prescribing the criteria to be used  
10 to determine the amount of the civil penalty and to provide  
11 notification to persons assessed a civil penalty under this  
12 section.

13 (3) Upon a complaint of the department ~~division~~ being  
14 filed in the circuit court of the county in which the farm  
15 labor contractor may be doing business, any farm labor  
16 contractor who fails to obtain a certificate of registration  
17 as required by this part may, in addition to such penalties,  
18 be enjoined from engaging in any activity which requires the  
19 farm labor contractor to possess a certificate of  
20 registration.

21 (4) For the purpose of any investigation or proceeding  
22 conducted by the department ~~division~~, the secretary of the  
23 department or the secretary's designee shall have the power to  
24 administer oaths, take depositions, make inspections when  
25 authorized by statute, issue subpoenas which shall be  
26 supported by affidavit, serve subpoenas and other process, and  
27 compel the attendance of witnesses and the production of  
28 books, papers, documents, and other evidence. The secretary of  
29 the department or the secretary's designee shall exercise this  
30 power on the secretary's own initiative.

31 Section 151. Subsection (7) of section 497.419,

1 Florida Statutes, is amended to read:

2           497.419 Cancellation of, or default on, preneed  
3 contracts.--

4           (7) All preneed contracts are cancelable and revocable  
5 as provided in this section, provided that a preneed contract  
6 does not restrict any contract purchaser who is a qualified  
7 applicant for, or a recipient of, supplemental security  
8 income, temporary cash assistance ~~under the WAGES Program~~, or  
9 Medicaid from making her or his contract irrevocable.

10           Section 152. Subsection (3) of section 240.3341,  
11 Florida Statutes, is amended, and subsection (5) is added to  
12 said section, to read:

13           240.3341 Incubator facilities for small business  
14 concerns.--

15           (3)~~(a)~~ The incubator facility and any improvements to  
16 the facility shall be owned by or leased the community  
17 college. The community college may charge residents of the  
18 facility all or part of the cost for facilities, utilities,  
19 and support personnel and equipment. No small business  
20 concern shall reside in the incubator facility for more than 5  
21 calendar years. The state shall not be liable for any act or  
22 failure to act of any small business concern residing in an  
23 incubator facility pursuant to this section or of any such  
24 concern benefiting from the incubator facilities program.

25           ~~(b) Notwithstanding any provision of paragraph (a) to~~  
26 ~~the contrary, and for the 1999-2000 fiscal year only, the~~  
27 ~~incubator facility may be leased by the community college.~~  
28 ~~This paragraph is repealed on July 1, 2000.~~

29           (5) Community colleges are encouraged to establish  
30 incubator facilities through which emerging small businesses  
31 supportive of development of content and technology for

1 digital broadband media and digital broadcasting may be  
2 served.

3 Section 153. Section 240.710, Florida Statutes, is  
4 created to read:

5 240.710 Digital Media Education Coordination Group.--

6 (1) The Board of Regents shall create a Digital Media  
7 Education Coordination Group composed of representatives of  
8 the universities within the State University System that shall  
9 work in conjunction with the Department of Education, the  
10 State Board of Community Colleges, and the Articulation  
11 Coordinating Committee on the development of a plan to enhance  
12 Florida's ability to meet the current and future workforce  
13 needs of the digital media industry. The following purposes  
14 of the group shall be included in its plan development  
15 process:

16 (a) Coordination of the use of existing academic  
17 programs and research and faculty resources to promote the  
18 development of a digital media industry in this state.

19 (b) Address strategies to improve opportunities for  
20 interdisciplinary study and research within the emerging field  
21 of digital media through the development of tracts in existing  
22 degree programs, new interdisciplinary degree programs, and  
23 interdisciplinary research centers.

24 (c) Address the sharing of resources among  
25 universities in such a way as to allow a student to take  
26 courses from multiple departments or multiple educational  
27 institutions in pursuit of competency, certification, and  
28 degrees in digital information and media technology.

29 (2) Where practical, private accredited institutions  
30 of higher learning in this state should be encouraged to  
31 participate.

1           (3) In addition to the elements of the plan governed  
2 by the purposes described in (1), the plan shall include, to  
3 the maximum extent practical, the coordination of educational  
4 resources to be provided by distance learning and shall  
5 facilitate to the maximum extent possible articulation and  
6 transfer of credits between community colleges and the state  
7 universities. The plan shall address student enrollment in  
8 affected programs with emphasis on enrollment beginning as  
9 early as fall term, 2001.

10           (4) The Digital Media Education Coordination Group  
11 shall submit its plan to the President of the Senate and the  
12 Speaker of the House of Representatives no later than January  
13 1, 2001.

14           Section 154. Workforce Florida, Inc., through the  
15 Agency for Workforce Innovation, may use funds dedicated for  
16 Incumbent Worker Training for the digital media industry.  
17 Training may be provided by public or private training  
18 providers for broadband digital media jobs listed on the  
19 targeted occupations list developed by the Workforce  
20 Estimating Conference or Workforce Florida Inc. Programs that  
21 operate outside the normal semester time periods and  
22 coordinate the use of industry and public resources should be  
23 given priority status for funding.

24           Section 155. Section 445.012, Florida Statutes, is  
25 created to read:

26           445.012 Careers for Florida's Future Incentive Grant  
27 Program.--

28           (1) The Careers for Florida's Future Incentive Grant  
29 Program is created to encourage students in this state to  
30 obtain degrees or certificates in postsecondary programs that  
31 produce graduates with job skills in advanced technology which

1 are critical to the economic future of this state. The program  
2 shall provide for a forgivable loan that requires a student to  
3 enroll in and complete an eligible program and then to  
4 maintain employment in an eligible occupation in this state  
5 for 1 year for each year of grant receipt. The recipient must  
6 begin repayment of the grant 1 year after the recipient is no  
7 longer enrolled in an eligible institution or completes the  
8 program, unless the recipient obtains employment in an  
9 eligible occupation.

10 (2) Workforce Florida, Inc., shall manage the Careers  
11 for Florida's Future Incentive Grant Program in accordance  
12 with rules and procedures established for this purpose.  
13 Workforce Florida, Inc., shall contract with the Office of  
14 Student Financial Assistance in the Department of Education to  
15 administer the incentive grant program for students pursuing  
16 baccalaureate degrees or degree career education programs that  
17 articulate into baccalaureate degree programs. The office  
18 shall advertise the availability of the grant program and  
19 collect all delinquent incentive grant repayments.

20 (a) The Office of Student Financial Assistance of the  
21 Department of Education shall issue awards from the incentive  
22 grant program each semester. Before the registration period  
23 each semester, the department shall transmit payment for each  
24 award to the president or director of the postsecondary  
25 education institution, or his or her representative, except  
26 that the department may withhold payment if the receiving  
27 institution fails to report or make refunds to the department  
28 as required in this section.

29 (b) Within 30 days after the end of regular  
30 registration each semester, the educational institution shall  
31 certify to the department the eligibility status of each

1 student who receives an award. After the end of the  
2 drop-and-add period, an institution is not required to  
3 reevaluate or revise a student's eligibility status, but must  
4 make a refund to the department if a student who receives an  
5 award disbursement terminates enrollment for any reason during  
6 an academic term and a refund is permitted by the  
7 institution's refund policy.

8 (c) An institution that receives funds from the  
9 program shall certify to the department the amount of funds  
10 disbursed to each student and shall remit to the department  
11 any undisbursed advances within 60 days after the end of  
12 regular registration. The department may suspend or revoke an  
13 institution's eligibility to receive future moneys for the  
14 program if the department finds that an institution has not  
15 complied with this section.

16 (3) Workforce Florida, Inc., shall allocate to each  
17 regional workforce board its share of funds available for  
18 incentive grants in eligible diploma, certificate, and degree  
19 career education programs that do not articulate into  
20 baccalaureate programs. Each regional workforce board shall  
21 administer the program, including determining award recipients  
22 within funds available to it for that purpose. Workforce  
23 Florida, Inc., shall contract with the Office of Student  
24 Financial Assistance in the Department of Education for  
25 collecting delinquent incentive grant repayments.

26 (a) Workforce Florida, Inc., shall reallocate any  
27 funds not encumbered by the regional workforce boards by  
28 January 31 of each year to other regional workforce boards for  
29 additional awards, in accordance with rules and procedures  
30 established for this purpose.

31 (b) Within 30 days after the student begins classes,

1 the educational institution shall certify to the regional  
2 workforce board the eligibility status of each student who  
3 receives an award. After this report, an institution is not  
4 required to reevaluate or revise a student's eligibility  
5 status, but must make a refund to the regional workforce board  
6 if a student who receives an award disbursement terminates  
7 enrollment for any reason during the period that would permit  
8 a refund by the institution's refund policy.

9 (c) Regional workforce boards shall ensure that each  
10 recipient receives maximum funding possible by coordinating  
11 career education awards with Individual Training Accounts  
12 funded by the federal Workforce Investment Act, Retention  
13 Incentive Training Accounts funded by the federal Temporary  
14 Assistance for Needy Families Act, the federal Welfare-to-Work  
15 program, and other programs intended to assist incumbent  
16 workers in upgrading their skills.

17 (4) If funds appropriated are not adequate to provide  
18 the maximum allowable award to each eligible applicant, full  
19 awards must be provided in the order of priority established  
20 by Workforce Florida, Inc. Awards must not be reduced to  
21 increase the number of recipients.

22 (5) A recipient who is pursuing a baccalaureate degree  
23 shall receive \$100 for each lower-division credit hour in  
24 which the student is enrolled at an eligible college or  
25 university, up to a maximum of \$1,500 per semester, and \$200  
26 for each upper-division credit hour in which the student is  
27 enrolled at an eligible college or university, up to a maximum  
28 of \$3,000 per semester. For purposes of this section, a  
29 student is pursuing a baccalaureate degree if he or she is in  
30 a program that articulates into a baccalaureate degree program  
31 by agreement of the Articulation Coordinating Committee. A

1 student in an applied technology diploma program, a  
2 certificate career education program, or a degree career  
3 education program that does not articulate into a  
4 baccalaureate degree program shall receive \$2 for each  
5 vocational contact hour, or the equivalent, for certificate  
6 programs, or \$60 for each credit hour, or the equivalent, for  
7 degree career education programs and applied technology  
8 programs for which the student is enrolled at an eligible  
9 college, technical center, or nonpublic career education  
10 school.

11 (6) If a recipient who is enrolled in a diploma,  
12 certificate, or degree career education program that does not  
13 articulate into a baccalaureate degree program transfers from  
14 one eligible institution to another within the same workforce  
15 region and continues to meet eligibility requirements, the  
16 award shall be transferred with the student.

17 (7) If a recipient who is enrolled in a baccalaureate  
18 degree or a degree career education program that articulates  
19 into a baccalaureate degree program transfers from one  
20 eligible institution to another and continues to meet  
21 eligibility requirements, the award shall be transferred with  
22 the student.

23 (8) An award recipient may use an award for enrollment  
24 in a summer term if funds are available.

25 (9) Funds may not be used to pay for remedial,  
26 college-preparatory, or vocational-preparatory coursework.

27 Section 156. Section 445.0121, Florida Statutes, is  
28 created to read:

29 445.0121 Student eligibility requirements for initial  
30 awards.--

31 (1) To be eligible for an initial award for lower

1 division college credit courses that lead to a baccalaureate  
2 degree, as defined in s. 445.0122(5), a student must:

3 (a)1. Have been a resident of this state for no less  
4 than 1 year for purposes other than to obtain an education; or

5 2. Have received a standard Florida high school  
6 diploma, as provided in s. 232.246, or its equivalent, as  
7 described in s. 229.814, unless:

8 a. The student is enrolled full-time in the  
9 early-admission program of an eligible postsecondary education  
10 institution or completes a home-education program in  
11 accordance with s. 232.0201; or

12 b. The student earns a high school diploma from a  
13 non-Florida school while living with a parent or guardian who  
14 is on military or public service assignment outside this  
15 state.

16 (b) In addition to the residency requirements in  
17 paragraph (a), an eligible lower-division, baccalaureate  
18 degree-seeking student must:

19 1. Have earned a cumulative grade point average of at  
20 least 2.75 on a 4.0 scale in postsecondary coursework.

21 2. Have earned at least 18 credit hours at the  
22 postsecondary level.

23 3. Be enrolled in an eligible public or independent  
24 postsecondary educational institution in this state for at  
25 least 6 semester credit hours or the equivalent.

26 (2) To be eligible for an initial award for  
27 upper-division courses, a student must:

28 (a) Have been a resident of this state for the  
29 previous 3 years for purposes other than to obtain an  
30 education.

31 (b) Be enrolled in an eligible baccalaureate degree

1 program, as specified in s. 445.0124, for at least 6 semester  
2 credit hours or the equivalent.

3 (c) Have earned a cumulative grade point average of at  
4 least 2.75 on a 4.0 scale in all postsecondary coursework.

5 (3) To be eligible for an initial award for an applied  
6 technology diploma program or a certificate or degree career  
7 education program that does not articulate into a  
8 baccalaureate degree program, a student must:

9 (a) Have been a resident of this state for not less  
10 than 1 year for noneducational purposes.

11 (b) Be enrolled in an eligible diploma, certificate,  
12 or degree career education program, as specified in s.  
13 445.0124.

14 Section 157. Section 445.0122, Florida Statutes, is  
15 created to read:

16 445.0122 Student eligibility requirements for renewal  
17 awards.--

18 (1) To be eligible to renew an incentive grant for a  
19 degree program, a student must:

20 (a) Complete at least 12 semester credit hours or the  
21 equivalent of program requirements in the previous academic  
22 year, including summer school.

23 (b) Maintain the equivalent of a grade point average  
24 of at least 2.75 on a 4.0 scale for all postsecondary  
25 education work.

26 (2) A student who is enrolled in a program that  
27 terminates in a baccalaureate degree or who is enrolled in an  
28 associate degree program that articulates into a baccalaureate  
29 degree may receive an award for a maximum of 110 percent of  
30 the number of credit hours required to complete the program.

31 (3) To be eligible to renew an incentive grant for an

1 applied technology diploma program or a certificate or degree  
2 career education program that does not articulate into a  
3 baccalaureate degree program, a student must have successfully  
4 attained the last occupational completion point attempted. If  
5 an occupational completion point requires more than one term  
6 to complete, a student may receive grants for the additional  
7 terms if the institution reports that the student is making  
8 adequate progress toward completion.

9 (4) A student who is enrolled in a program that  
10 terminates in an applied technology diploma or a certificate  
11 or degree career education program that does not articulate  
12 into a baccalaureate degree program may receive an award for a  
13 maximum of 110 percent of the credit hours or clock hours  
14 required to complete the program, up to 90 semester credit  
15 hours or the equivalent in quarter or clock hours.

16 (5) A student maintains eligibility for an award for 4  
17 years following receipt of the initial award for courses in  
18 the lower division and 4 years following receipt of the  
19 initial award for courses in the upper division. For purposes  
20 of this subsection, lower-division courses include courses in  
21 an eligible applied technology diploma program or a  
22 certificate or degree career education program that does not  
23 articulate into a baccalaureate degree program by agreement of  
24 the Articulation Coordinating Committee, as well as courses in  
25 associate in arts and associate in science degree programs  
26 that articulate into a baccalaureate degree program.

27 Section 158. Section 445.0123, Florida Statutes, is  
28 created to read:

29 445.0123 Eligible postsecondary education  
30 institutions.--A student is eligible for an award or the  
31 renewal of an award from the Careers for Florida's Future

1 Incentive Grant Program if the student meets the requirements  
2 for the program as described in ss. 445.012-445.0125 and is  
3 enrolled in a postsecondary education institution that meets  
4 the description of any one of the following:

5 (1) A public university, community college, or  
6 technical center in this state.

7 (2) An independent college or university in this state  
8 which is recognized by the United States Department of  
9 Education and has operated in this state for at least 3 years.

10 (3) An independent postsecondary education institution  
11 in this state which is chartered in Florida and accredited by  
12 the Commission on Colleges of the Southern Association of  
13 Colleges and Schools.

14 (4) An independent postsecondary education institution  
15 in this state which is licensed by the State Board of  
16 Independent Colleges and Universities and which:

17 (a) Shows evidence of sound financial condition; and

18 (b) Has operated in this state for at least 3 years  
19 without having its approval, accreditation, or license placed  
20 on probation.

21 (4) An independent postsecondary education institution  
22 in this state which is licensed by the State Board of  
23 Nonpublic Career Education and which:

24 (a) Has a program-completion and placement rate of at  
25 least the rate required by current state law, the Florida  
26 Administrative Code, or the Department of Education for an  
27 institution at its level;

28 (b) Shows evidence of sound financial condition; and

29 (c)1. Is accredited at the institutional level by an  
30 accrediting agency recognized by the United States Department  
31 of Education and has operated in this state for at least 3

1 years during which there has been no complaint for which  
2 probable cause has been found; or

3 2. Has operated in this state for 5 years during which  
4 there has been no complaint for which probable cause has been  
5 found.

6 Section 159. Section 445.0124, Florida Statutes, is  
7 created to read:

8 445.0124 Eligible programs.--

9 (1) A student must enroll in a program determined  
10 eligible by Workforce Florida, Inc.

11 (2) Eligible lower-division programs are those  
12 programs that prepare a student for admission to a degree  
13 program that prepares students for employment in targeted  
14 career occupations listed in subsection (3). These programs  
15 include any associate in science degree program that  
16 articulates into a baccalaureate degree program by agreement  
17 of the Articulation Coordinating Committee.

18 (3) Eligible upper-division programs are those  
19 programs that prepare students for employment in targeted  
20 career occupations in one of the following business sectors:  
21 information technology/telecommunications, biomedical  
22 technology, manufacturing-electronics, and  
23 aviation/transportation. Workforce Florida, Inc., must  
24 determine eligible programs within these sectors annually in  
25 cooperation with the Board of Regents.

26 (4) Eligible career education programs are those  
27 programs in the following business sectors: information  
28 technology/telecommunications, biomedical technology,  
29 manufacturing-electronics, aviation/transportation, and  
30 skilled building trades. Workforce Florida, Inc., must  
31 determine eligible programs within these sectors annually in

1 cooperation with the State Board of Community Colleges and the  
2 Department of Education.

3 Section 160. Section 445.0125, Florida Statutes, is  
4 created to read:

5 445.0125 Repayment schedule.--

6 (1) A recipient must repay an incentive grant from the  
7 Careers for Florida's Future Incentive Grant Program within 10  
8 years after termination of the grant.

9 (a) Repayment must begin:

10 1. One year after completion of the program of  
11 studies, unless the recipient is employed in an eligible  
12 occupation; or

13 2. One year after the student is no longer enrolled in  
14 an eligible institution.

15 (b) Workforce Florida, Inc., shall determine whether a  
16 grant recipient is employed in an eligible occupation. For  
17 repayment purposes, an occupation determined to be eligible  
18 remains eligible for the duration of the repayment period.

19 (c) The State Board of Education shall adopt by rule  
20 repayment schedules.

21 (2) Credit for repayment of an incentive grant shall  
22 be as follows:

23 (a) To repay an incentive grant for upper-division or  
24 lower-division courses that lead to a baccalaureate degree, a  
25 student must earn the baccalaureate degree and then maintain  
26 employment in an eligible occupation in this state for 1 year  
27 for each year in which the grant was received for full-time  
28 enrollment. If the student's actual enrollment was part-time,  
29 the grant repayment shall be calculated as the length of time  
30 required to complete the program based on full-time  
31 enrollment.

1           (b) For an incentive grant for a program that  
2 generates credit toward an occupational completion point, a  
3 certificate, or a career education degree that does not  
4 articulate into a baccalaureate degree, a student must  
5 complete the program and maintain employment in an eligible  
6 occupation in this state for 6 months for every semester of  
7 full-time enrollment in the program. If the student's actual  
8 enrollment in the program was part-time, the grant repayment  
9 shall be calculated as the length of time required to complete  
10 the program based on full-time enrollment, based on 6 months  
11 for each semester.

12           (3) Any incentive grant recipient who does not remain  
13 employed in an eligible occupation in this state must repay  
14 the loan plus accrued annual interest at the rate of the  
15 3-month United States Treasury Bill, plus 2.3 percent.

16           (4) An incentive grant recipient may receive repayment  
17 credit for eligible employment rendered at any time during the  
18 scheduled repayment period. However, this repayment credit is  
19 applicable only to the current principal and accrued interest  
20 balance that remains at the time the repayment credit is  
21 earned. An incentive grant recipient may not be reimbursed for  
22 previous cash payments of principal and interest.

23           Section 161. Section 445.014, Florida Statutes, is  
24 created to read:

25           445.014 Small business workforce service initiative.--

26           (1) Subject to legislative appropriation, Workforce  
27 Florida, Inc., shall establish a program to encourage regional  
28 workforce development boards to establish one-stop delivery  
29 systems that maximize the provision of workforce and  
30 human-resource support services to small businesses. Under the  
31 program, a regional workforce board may apply, on a

1 competitive basis, for funds to support the provision of such  
2 services to small businesses through the region's one-stop  
3 delivery system.

4 (2) Eligible uses of funds under this program include,  
5 but are not limited to:

6 (a) Identifying common training needs among small  
7 businesses;

8 (b) Developing curriculum to address common training  
9 needs among small businesses;

10 (c) Facilitating the provision of training services  
11 for such small businesses through eligible training providers;

12 (d) Assisting small businesses to identify incentives  
13 and complete applications or other paperwork associated with  
14 such incentives; and

15 (e) Establishing a single point of contact for the  
16 provision of preemployment and postemployment services to  
17 small businesses.

18 (3) Workforce Florida, Inc., shall establish  
19 guidelines governing the administration of this program and  
20 shall establish criteria to be used in evaluating applications  
21 for funding. Such criteria must include, but need not be  
22 limited to, a showing that the regional board has in place a  
23 detailed plan for establishing a one-stop delivery system  
24 designed to meet the workforce needs of small businesses and  
25 for leveraging other funding sources in support of such  
26 activities.

27 (4) For purposes of this section, the term "small  
28 business" means an independently owned and operated business  
29 concern that employs 30 or fewer permanent full-time employees  
30 and that, together with its affiliates, has a net worth of not  
31 more than \$3 million and an average net income, after federal

1 income taxes and excluding any carryover losses, of not more  
2 than \$2 million for the preceding 2 years.

3 Section 162. Temporary decennial census  
4 employment.--Notwithstanding any provision of state law, and  
5 within the procedures, requirements, and limitations of  
6 federal law and regulation, income earned through temporary  
7 decennial census employment shall be disregarded when  
8 determining eligibility or continued eligibility for  
9 participation in programs requiring a financial determination  
10 for receipt of benefits, payments, or services, including the  
11 WAGES Program under chapter 414, Florida Statutes, subsidized  
12 child care under s. 402.3015, Florida Statutes, and any other  
13 social or economic assistance funded through the state share  
14 of Temporary Assistance for Needy Families (TANF) block grant  
15 funds. For purposes of this section, "temporary decennial  
16 census employment" means employment for 120 days or less,  
17 within the period January 1, 2000, to December 31, 2000, with  
18 the United States Department of Commerce as a census-taker or  
19 block canvasser.

20 Section 163. (1) For the purchase of workforce  
21 marketing materials required by section 445.006, Florida  
22 Statutes, the sum of \$250,000 in nonrecurring general revenue  
23 is appropriated to the Agency for Workforce Innovation.

24 (2) For the workforce training institute established  
25 pursuant to section 445.008, Florida Statutes, the sum of  
26 \$200,000 is appropriated from nonrecurring Temporary  
27 Assistance for Needy Families funds to the Agency for  
28 Workforce Innovation.

29 (3) For diversion services for needy families  
30 authorized by section 445.018, Florida Statutes, the sum of \$8  
31 million is appropriated from recurring Temporary Assistance

1 for Needy Families funds to the Agency for Workforce  
2 Innovation.

3 (4) For the workforce information systems required by  
4 s. 445.011, Florida Statutes, the sum of \$15 million is  
5 appropriated from nonrecurring Temporary Assistance for Needy  
6 Families funds to the Agency for Workforce Innovation.  
7 Workforce Florida, Inc., shall develop implementation plans  
8 for workforce information systems in consultation with the  
9 State Technology Office. The plans shall ensure optimal  
10 delivery of workforce services to all clients of the workforce  
11 system, provide the best long-term solution, and ensure that  
12 previous investments and current appropriations made by the  
13 state for workforce information systems are maximized. All  
14 automated workforce information systems shall be compatible  
15 with the WAGES information system provided for in Specific  
16 Appropriation 1817 of Chapter Law 99-226, Laws of Florida.

17 (5) For the Careers for Florida's Future Incentive  
18 Grant Program established pursuant to sections  
19 445.012-445.0125, Florida Statutes, the sum of \$10 million in  
20 recurring General Revenue is appropriated to the Agency for  
21 Workforce Innovation.

22 (6) For the Small Business Workforce Service  
23 Initiative established pursuant to section 445.014, Florida  
24 Statutes, the sum of \$500,000 in nonrecurring General Revenue  
25 is appropriated to the Agency for Workforce Innovation.

26 Section 164. Paragraph (b) of subsection (4) of  
27 section 402.305, Florida Statutes, is amended to read:

28 402.305 Licensing standards; child care facilities.--

29 (4) STAFF-TO-CHILDREN RATIO.--

30 (b) This subsection does not apply to nonpublic  
31 schools and their integral programs as defined in s.

1 402.3025(2)(d)1. In addition, an individual participating in a  
2 community service work experience activity under s.  
3 445.024(1)(d)~~414.065(1)(d)~~, or a work experience activity  
4 under s. 445.024(1)(e)~~414.065(1)(e)~~, at a child care facility  
5 may not be considered in calculating the staff-to-children  
6 ratio.

7       Section 165. (1) Effective upon this act becoming a  
8 law, the Commission on Basic Research for the Future of  
9 Florida is hereby established. All members of the commission  
10 shall be appointed prior to August 1, 2000, and the commission  
11 shall hold its first meeting no later than September 1, 2000.  
12 The commission shall be composed of 13 members who represent a  
13 broad range of experience in basic scientific research and  
14 possess an appreciation of the importance of basic scientific  
15 research to the future of Florida. Members shall include  
16 performers and users of research from public and private  
17 universities, the armed forces, defense and high technology  
18 businesses, and other interested nongovernmental  
19 organizations. Five members shall be appointed to the  
20 commission by the Governor, four members shall be appointed by  
21 the President of the Senate, and four members shall be  
22 appointed by the Speaker of the House of Representatives. The  
23 Governor shall name one of the appointees as chair of the  
24 commission. Members of the commission shall serve 4-year  
25 terms, except that two of the initial appointees by the  
26 Governor, by the President of the Senate, and by the Speaker  
27 of the House of Representatives shall be appointed for 2-year  
28 terms. Members of the commission are eligible for  
29 reappointment.

30       (2) The purpose of the commission is to serve as an  
31 economic development tool to increase the scientific research

1 dollars allocated to the state by the Federal Government. The  
2 commission shall:  
3 (a) Focus attention on the importance of improving the  
4 state's basic science research infrastructure;  
5 (b) Provide advice to scientific research driven  
6 stakeholders;  
7 (c) Assist in the development of long-range strategies  
8 for increasing the state's share of scientific research  
9 dollars from all sources; and  
10 (d) Raise public awareness of the importance of basic  
11 scientific research to the future of the state.  
12 (3) The commission shall use the resources of the  
13 state in implementing the work of the commission, including,  
14 but not limited to, the Institute for Science and Health  
15 Policy at the University of Florida and similar public and  
16 private research groups. The commission shall coordinate with,  
17 and not duplicate the efforts of, other scientific  
18 research-related organizations.  
19 (4) The commission shall consult with Enterprise  
20 Florida, Inc., to ensure that economic development  
21 considerations are factored into the work of the commission.  
22 (5) The commission shall be located in the Executive  
23 Office of the Governor and staff of the office shall serve as  
24 staff for the commission.  
25 (6) Members of the commission shall serve without  
26 compensation but will be entitled to per diem and travel  
27 expenses pursuant to section 112.061, Florida Statutes, while  
28 in the performance of their duties.  
29 (7) The commission may procure information and  
30 assistance from any officer or agency of the state or any  
31 subdivision thereof. All such officials and agencies shall

1 give the commission all relevant information and assistance on  
2 any matter within their knowledge or control.

3 (8) By February 1 of each year, the commission shall  
4 submit a report to the Governor, the President of the Senate,  
5 and the Speaker of the House of Representatives. The report  
6 shall outline activities of the commission and provide  
7 specific recommendations for consideration by the Governor and  
8 Legislature which are designed to increase the state's share  
9 of scientific research dollars.

10 Section 166. Nothing in this act shall be construed as  
11 creating an entitlement to services or benefits authorized by  
12 any section of the act.

13 Section 167. If any provision of this act or its  
14 application to any person or circumstance is held invalid, the  
15 invalidity does not affect other provisions or applications of  
16 the act which can be given effect without the invalid  
17 provision or application, and to this end the provisions of  
18 this act are severable.

19 Section 168. Except as otherwise expressly provided in  
20 this act, this act shall take effect July 1, 2000.

21  
22

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

24 And the title is amended as follows:

25 On page 1, line 2, through page 18, line 26,  
26 remove from the title of the bill: all of said lines,

27  
28

and insert in lieu thereof:

29 An act relating to workforce innovation;  
30 creating s. 445.001, F.S.; designating chapter  
31 445, F.S., as the "Workforce Innovation Act of

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1           2000"; creating s. 445.002, F.S.; providing  
2           definitions; transferring, renumbering, and  
3           amending s. 288.9956, F.S.; revising provisions  
4           implementing the federal Workforce Investment  
5           Act of 1998 to conform to changes made by the  
6           act; revising the investment act principles;  
7           revising funding requirements; deleting  
8           obsolete provisions; transferring, renumbering,  
9           and amending s. 288.9952, F.S.; redesignating  
10          the Workforce Development Board as "Workforce  
11          Florida, Inc."; providing for Workforce  
12          Florida, Inc., to function as a not-for-profit  
13          corporation and be the principal workforce  
14          policy organization for the state; providing  
15          for a board of directors; providing for the  
16          appointment of a president of Workforce  
17          Florida, Inc.; providing duties of the board of  
18          directors; specifying programs to be under the  
19          oversight of Workforce Florida, Inc.; requiring  
20          reports and measures of outcomes; providing for  
21          Workforce Florida, Inc., to develop the state's  
22          workforce development strategy; authorizing the  
23          granting of charters to regional workforce  
24          boards; creating s. 445.005, F.S.; requiring  
25          the chairperson of Workforce Florida, Inc., to  
26          establish the First Jobs/First Wages Council,  
27          the Better Jobs/Better Wages Council, and the  
28          High Skills/High Wages Council; providing for  
29          council members; providing for the councils to  
30          advise the board of directors of Workforce  
31          Florida, Inc., and make recommendations for

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1 implementing workforce strategies; creating s.  
2 445.006, F.S.; requiring Workforce Florida,  
3 Inc., to develop a strategic plan for workforce  
4 development; requiring updates of the plan;  
5 requiring a marketing plan as part of the  
6 strategic plan; providing for performance  
7 measures and contract guidelines; requiring  
8 that the plan include a teen pregnancy  
9 prevention component; transferring,  
10 renumbering, and amending s. 288.9953, F.S.;  
11 redesignating the regional workforce  
12 development boards as the "regional workforce  
13 boards"; providing requirements for contracts  
14 with an organization or individual represented  
15 on the board; requiring the fiscal agent or  
16 administrative entity to administer funds  
17 according to certain specifications;  
18 transferring duties for overseeing the regional  
19 workforce boards to Workforce Florida, Inc.;  
20 requiring the workforce boards to establish  
21 certain committees; specifying that regional  
22 workforce boards and their entities are not  
23 state agencies; providing for procurement  
24 procedures; creating s. 445.008, F.S.;  
25 authorizing Workforce Florida, Inc., to create  
26 the Workforce Training Institute; providing for  
27 the institute to include Internet-based  
28 modules; requiring Workforce Florida, Inc., to  
29 adopt policies for operating the institute;  
30 authorizing the acceptance of grants and  
31 donations; transferring, renumbering, and

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1 amending s. 288.9951, F.S.; redesignating  
2 one-stop career centers as the "one-stop  
3 delivery system"; providing for the system to  
4 be the state's primary strategy for providing  
5 workforce development services; providing a  
6 procedure for designating one-stop delivery  
7 system operators; requiring the Office of  
8 Program Policy Analysis and Governmental  
9 Accountability to review the delivery of  
10 employment services and report to the Governor  
11 and Legislature; providing legislative intent  
12 with respect to the transfer of programs and  
13 administrative responsibilities for the state's  
14 workforce development system; providing for a  
15 transition period; requiring that the Governor  
16 appoint a representative to coordinate the  
17 transition plan; requiring that the Governor  
18 submit information and obtain waivers as  
19 required by federal law; providing for the  
20 transfer of records, balances of  
21 appropriations, and other funds; providing for  
22 the Office of Tourism, Trade, and Economic  
23 Development within the Executive Office of the  
24 Governor to contract with Workforce Florida,  
25 Inc., as the state's principal workforce policy  
26 organization; transferring the records,  
27 appropriations, and other funds of the WAGES  
28 Program and the Workforce Development Board of  
29 Enterprise Florida, Inc., to Workforce Florida,  
30 Inc., as created by the act; transferring the  
31 employees of the Division of Jobs and Benefits

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1 to the Agency for Workforce Innovation;  
2 providing for a type two transfer of the  
3 Division of Unemployment Compensation to the  
4 Agency for Workforce Innovation; requiring a  
5 contract between the Agency for Workforce  
6 Innovation and the Department of Revenue for  
7 unemployment tax collection services by the  
8 Department of Revenue; providing a limitation  
9 on certain administrative support services  
10 positions; requiring the Office of Program  
11 Policy Analysis and Government Accountability  
12 to conduct a study regarding the feasibility of  
13 privatizing unemployment tax collection  
14 services; transferring the programs and  
15 functions of the Division of Workforce and  
16 Employment Opportunities and the Office of  
17 Labor Market and Performance Information of the  
18 Department of Labor and Employment Security to  
19 the Agency for Workforce Innovation; providing  
20 certain exceptions; transferring certain vacant  
21 positions to the Agency for Workforce  
22 Innovation for allocation to regional workforce  
23 boards; authorizing Workforce Florida, Inc., to  
24 contract with the Agency for Workforce  
25 Innovation for the lease of employees;  
26 requiring the Department of Labor and  
27 Employment Security to develop a plan for  
28 certain purposes; creating s. 445.010, F.S.;  
29 providing principles for developing and  
30 managing information technology for the  
31 workforce system; requiring the sharing of

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1 information between agencies within the  
2 workforce system; creating s. 445.011, F.S.;  
3 requiring Workforce Florida, Inc., to implement  
4 a workforce information system, subject to  
5 legislative appropriation; specifying  
6 information systems to be included; providing  
7 requirements for procurement and validation  
8 services; requiring that the system be  
9 compatible with the state's information system;  
10 creating s. 445.013, F.S.; providing for  
11 challenge grants in support of welfare-to-work  
12 initiatives; requiring Workforce Florida, Inc.,  
13 to establish the grant program, subject to  
14 legislative appropriation; specifying types of  
15 organizations that are eligible to receive a  
16 grant under the program; providing requirements  
17 for matching funds; providing requirements for  
18 administering and evaluating the grant program;  
19 transferring, renumbering, and amending s.  
20 288.9955, F.S., relating to the Untried Worker  
21 Placement and Employment Incentive Act;  
22 conforming provisions to changes made by the  
23 act; transferring, renumbering, and amending s.  
24 414.15, F.S.; providing certain diversion  
25 services under the one-stop delivery system;  
26 providing for regional workforce boards to  
27 determine eligibility for diversion services;  
28 deleting certain limitations on diversion  
29 payments; creating s. 445.018, F.S.; providing  
30 for a diversion program to strengthen families;  
31 specifying services that may be offered under

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1 the program; providing that such services are  
2 not assistance under federal law or guidelines;  
3 requiring families that receive services to  
4 agree not to apply for temporary cash  
5 assistance for a specified period unless an  
6 emergency arises; providing requirements for  
7 repaying the value of services provided;  
8 transferring, renumbering, and amending s.  
9 414.159, F.S., relating to the teen parent and  
10 pregnancy prevention diversion program;  
11 conforming cross references to changes made by  
12 the act; creating s. 445.020, F.S.; providing  
13 for certain criteria for establishing  
14 eligibility for diversion programs;  
15 transferring, renumbering, and amending s.  
16 414.155, F.S., relating to the relocation  
17 assistance program; providing duties of the  
18 regional workforce boards; revising eligibility  
19 requirements for services under the program;  
20 requiring the board of directors of Workforce  
21 Florida, Inc., to determine eligibility  
22 criteria and relocation plans; transferring,  
23 renumbering, and amending s. 414.223, F.S.,  
24 relating to Retention Incentive Training  
25 Accounts; authorizing the board of directors of  
26 Workforce Florida, Inc., to establish such  
27 accounts; transferring, renumbering, and  
28 amending s. 414.18, F.S., relating to a program  
29 for dependent care for families with children  
30 with special needs; conforming provisions to  
31 changes made by the act; creating s. 445.024,

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1 F.S.; specifying the activities that satisfy  
2 the work requirements for a participant in the  
3 welfare transition program; providing for  
4 regional workforce boards to administer various  
5 subsidized employment programs formerly  
6 administered by the local WAGES coalitions;  
7 including GED preparation and literacy  
8 education within the activities that satisfy  
9 work requirements under the welfare transition  
10 program; providing requirements for  
11 participating in work activities; providing for  
12 certain individuals to be exempt from such  
13 requirements; requiring regional workforce  
14 boards to prioritize work requirements if funds  
15 are insufficient; requiring regional workforce  
16 boards to contract for work activities,  
17 training, and other services; transferring,  
18 renumbering, and amending s. 414.20, F.S.;  
19 authorizing the regional workforce boards to  
20 prioritize or limit certain support services;  
21 providing requirements for the boards in  
22 providing for counseling and therapy services;  
23 transferring, renumbering, and amending s.  
24 414.1525, F.S.; providing for a severance  
25 benefit in lieu of cash assistance payments;  
26 requiring the regional workforce boards to  
27 determine eligibility for such a benefit;  
28 creating s. 445.028, F.S.; requiring the  
29 Department of Children and Family Services, in  
30 cooperation with Workforce Florida, Inc., to  
31 provide for certain transitional benefits and

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1 services for families leaving the temporary  
2 cash assistance program; transferring,  
3 renumbering, and amending s. 414.21, F.S.,  
4 relating to transitional medical benefits;  
5 clarifying requirements for notification;  
6 transferring, renumbering, and amending s.  
7 414.22, F.S.; authorizing the board of  
8 directors of Workforce Florida, Inc., to  
9 prioritize transitional education and training;  
10 providing for regional workforce boards to  
11 authorize child care or other services;  
12 transferring, renumbering, and amending s.  
13 414.225, F.S.; providing for transitional  
14 transportation services administered by  
15 regional workforce boards; expanding the period  
16 such services may be available; creating s.  
17 445.032, F.S.; providing for transitional child  
18 care services; authorizing regional workforce  
19 boards to prioritize such services;  
20 transferring, renumbering, and amending s.  
21 414.23, F.S.; providing for the evaluation of  
22 programs funded under Temporary Assistance for  
23 Needy Families; creating s. 445.034, F.S.;  
24 providing requirements for expenditures from  
25 the Temporary Assistance for Needy Families  
26 block grant; transferring, renumbering, and  
27 amending s. 414.44, F.S.; requiring the board  
28 of directors of Workforce Florida, Inc., to  
29 collect data and make reports; amending s.  
30 414.025, F.S.; revising legislative intent with  
31 respect to the programs administered under

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1 chapter 414, F.S., to conform to changes made  
2 by the act; amending s. 414.0252, F.S.;  
3 revising definitions; amending s. 414.045,  
4 F.S., relating to the cash assistance program;  
5 specifying families that are considered to be  
6 work eligible cases; providing for the regional  
7 workforce boards to provide for service  
8 delivery for work eligible cases; amending s.  
9 414.065, F.S.; deleting provisions governing  
10 work activities to conform to changes made by  
11 the act; providing an additional exception to  
12 certain noncompliance penalties; amending s.  
13 414.085, F.S.; specifying eligibility standards  
14 for the temporary cash assistance program;  
15 amending s. 414.095, F.S.; revising  
16 requirements for determining eligibility for  
17 temporary cash assistance; conforming cross  
18 references to changes made by the act; revising  
19 eligibility requirements for noncitizens;  
20 amending s. 414.105, F.S.; revising procedures  
21 for reviewing exemptions from the requirements  
22 for eligibility for temporary cash assistance;  
23 deleting certain limitations on the period of  
24 such exemptions; providing an extension of  
25 certain time limitations with respect to an  
26 applicant for supplemental security disability  
27 income (SSDI); providing for the regional  
28 workforce boards to review the prospects of  
29 certain participants for employment; amending  
30 s. 414.157, F.S., relating to the diversion  
31 program for victims of domestic violence;

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1 conforming provisions to changes made by the  
2 act; amending s. 414.158, F.S.; providing for a  
3 diversion program to prevent or reduce child  
4 abuse and neglect; providing for eligibility;  
5 amending ss. 414.35 and 414.36, F.S., relating  
6 to emergency relief and the recovery of  
7 overpayments; deleting obsolete provisions;  
8 amending ss. 414.39 and 414.41, F.S., relating  
9 to case screening and the recovery of certain  
10 payments; conforming provisions to changes made  
11 by the act; amending s. 414.55, F.S.; deleting  
12 provisions authorizing a delay in the  
13 implementation of certain programs; providing  
14 for Workforce Florida, Inc., to implement the  
15 community work program; amending s. 414.70,  
16 F.S.; revising certain provisions of a  
17 drug-testing and drug-screening program to  
18 conform to changes made by the act; deleting  
19 obsolete provisions; repealing ss. 239.249,  
20 288.9950, 288.9954, 288.9957, 288.9958,  
21 288.9959, 414.015, 414.026, 414.0267, 414.027,  
22 414.028, 414.029, 414.030, 414.055, 414.125,  
23 414.25, and 414.38, F.S., relating to funding  
24 for vocational and technical education  
25 programs, the Workforce Florida Act of 1996,  
26 the Workforce Development Board, the WAGES  
27 Program State Board of Directors, the WAGES  
28 Program, matching grants, local WAGES  
29 coalitions, the WAGES Program business  
30 registry, WAGES Program Employment Projects,  
31 one-stop career centers, the Learnfare Program,

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1 exemptions from requirements for certain leases  
2 of real property, and certain pilot programs;  
3 conforming provisions to changes made by the  
4 act; amending s. 14.2015, F.S.; providing  
5 additional duties of the Office of Tourism,  
6 Trade, and Economic Development within the  
7 Executive Office of the Governor with respect  
8 to workforce development; requiring that the  
9 office cooperate and contract with Workforce  
10 Florida, Inc., in performing certain functions;  
11 amending s. 20.171, F.S.; revising duties of  
12 the Assistant Secretary for Programs and  
13 Operations within the Department of Labor and  
14 Employment Security; abolishing the Division of  
15 Workforce and Employment Opportunities within  
16 the department to conform to changes made by  
17 the act; creating s. 20.50, F.S.; creating the  
18 Agency for Workforce Innovation in the  
19 Department of Management Services; specifying  
20 duties of the agency; providing for the agency  
21 to administer the Office of Workforce Services,  
22 the Office of Workforce Support Services, the  
23 Office of Workforce Investment and  
24 Accountability, and the Office of Workforce  
25 Information Services; specifying the federal  
26 grants and other funds assigned to the agency  
27 for administration; amending s. 212.08, F.S.,  
28 relating to sales tax exemptions; deleting a  
29 requirement that a business register with the  
30 WAGES Program Business Registry for purposes of  
31 qualifying for certain exemptions; amending s.

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1           212.096, F.S.; redefining the term "new  
2           employee" to include participants in the  
3           welfare transition program for purposes of  
4           certain tax credits; amending ss. 212.097 and  
5           212.098, F.S., relating to job tax credits;  
6           providing eligibility for tax credits to  
7           certain businesses that hire participants in  
8           the welfare transition program; amending s.  
9           216.136, F.S.; redesignating the Occupational  
10          Forecasting Conference as the "Workforce  
11          Estimating Conference"; specifying additional  
12          duties of the conference with respect to  
13          developing forecasts for employment demands and  
14          occupational trends; amending s. 220.181, F.S.,  
15          relating to the enterprise zone jobs credit;  
16          providing for businesses that hire participants  
17          in the welfare transition program to be  
18          eligible for the credit; amending s. 230.2305,  
19          F.S., relating to the prekindergarten early  
20          intervention program; providing eligibility for  
21          children whose parents participate in the  
22          welfare transition program; amending s. 232.17,  
23          F.S.; revising requirements for administering  
24          the Child Labor Law to conform to changes made  
25          by the act; amending s. 234.01, F.S.; providing  
26          for school boards to provide transportation  
27          services to participants in the welfare  
28          transition program; amending s. 234.211, F.S.,  
29          relating to the use of school buses; conforming  
30          provisions to changes made by the act; amending  
31          s. 239.105, F.S.; redefining the term "degree

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1 vocational education program" for purposes of  
2 ch. 239, F.S.; amending s. 239.115, F.S.;  
3 providing for a program to be used to provide  
4 customized training for businesses; providing  
5 for remaining balances to carry over; providing  
6 for performance funds to be distributed to  
7 certain workforce programs; conforming  
8 provisions to changes made by the act; amending  
9 s. 239.117, F.S.; providing for school  
10 districts or community colleges to pay the fees  
11 of students enrolled in a program under the  
12 welfare transition program; amending s.  
13 239.229, F.S.; requiring the Department of  
14 Education to update certain vocational, adult,  
15 and community education programs and  
16 establishes restrictions on job training  
17 programs; amending s. 239.301, F.S.; providing  
18 for literacy assessments and other specialized  
19 services for participants in the welfare  
20 transition program; amending s. 239.514, F.S.,  
21 relating to the Workforce Development  
22 Capitalization Incentive Grant Program;  
23 conforming provisions to changes made by the  
24 act; amending s. 240.209, F.S.; requiring that  
25 the Board of Regents consider industry-driven  
26 competencies in certain program reviews;  
27 amending s. 240.312, F.S.; revising  
28 requirements for reviewing certificate career  
29 education programs and certain degree programs;  
30 amending s. 240.35, F.S.; providing for  
31 students enrolled in employment and training

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1 programs under the welfare transition program  
2 to be exempt from certain fees; amending ss.  
3 240.40207 and 240.40685, F.S., relating to the  
4 Florida Gold Seal Vocational Scholars award and  
5 the Certified Education Paraprofessional  
6 Welfare Transition Program; conforming  
7 provisions to changes made by the act; amending  
8 s. 240.61, F.S., relating to college reach-out  
9 programs; providing for including temporary  
10 cash assistance in determining eligibility;  
11 amending s. 246.50, F.S.; providing for  
12 recipients of temporary cash assistance to be  
13 eligible for the Teacher-Aide Welfare  
14 Transition Program; amending ss. 288.046,  
15 288.047, and 288.0656, F.S., relating to  
16 quick-response training; deleting a reference  
17 to targeted industrial clusters; providing for  
18 the program to be administered by Workforce  
19 Florida, Inc., in conjunction with Enterprise  
20 Florida, Inc.; abolishing the advisory  
21 committee; revising requirements for the grant  
22 agreements; providing for a Quick-Response  
23 Training Program for participants in the  
24 welfare transition program; amending s.  
25 288.901, F.S.; providing for the chair of  
26 Workforce Florida, Inc., to be a member of the  
27 board of directors of Enterprise Florida, Inc.;  
28 amending ss. 288.904, 288.905, and 288.906,  
29 F.S.; revising the duties and functions of  
30 Enterprise Florida, Inc., to conform to changes  
31 made by the act; amending s. 320.20, F.S.;

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1 providing for employing participants in the  
2 welfare transition program for certain projects  
3 of the Department of Transportation and the  
4 Florida Seaport Transportation and Economic  
5 Development Council; amending ss. 322.34 and  
6 341.052, F.S., relating to proceeds from the  
7 sale of seized motor vehicles and a public  
8 transit block grant program; conforming  
9 provisions to changes made by the act; amending  
10 s. 402.3015, F.S.; including children who  
11 participate in certain diversion programs under  
12 ch. 445, F.S., in the subsidized child care  
13 program; providing for certain needy families  
14 to be eligible to participate in the subsidized  
15 child care program; amending s. 402.33, F.S.;  
16 defining the term "state and federal aid" to  
17 include temporary cash assistance; amending s.  
18 402.40, F.S.; revising membership requirements  
19 of the Child Welfare Standards and Training  
20 Council to reflect changes made by the act;  
21 amending s. 402.45, F.S., relating to the  
22 community resource mother or father program;  
23 providing for eligibility for recipients of  
24 temporary cash assistance; amending s. 403.973,  
25 F.S.; providing for expedited permitting of  
26 projects that employ participants in the  
27 welfare transition program; amending ss.  
28 409.2554 and 409.259, F.S., relating to the  
29 child support enforcement program; conforming  
30 provisions to changes made by the act; amending  
31 s. 409.2564, F.S.; correcting a cross

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1 reference, to conform; amending s. 409.903,  
2 F.S., relating to payments for medical  
3 assistance; conforming provisions; amending s.  
4 409.942, F.S.; requiring Workforce Florida,  
5 Inc., to establish an electronic benefit  
6 transfer program; requiring that the program be  
7 compatible with the benefit transfer program of  
8 the Department of Children and Family Services;  
9 amending ss. 411.01, 411.232, and 411.242,  
10 F.S., relating to the Florida Partnership for  
11 School Readiness, the Children's Early  
12 Investment Program, and the Education Now and  
13 Babies Later Program; conforming provisions and  
14 revising eligibility for such programs;  
15 amending s. 413.82, F.S., relating to  
16 occupational access and opportunity; conforming  
17 a definition to changes made by the act;  
18 amending s. 421.10, F.S., relating to housing  
19 authorities; conforming income requirements;  
20 amending ss. 427.013, 427.0155, and 427.0157,  
21 F.S., relating to the Commission for the  
22 Transportation Disadvantaged and community  
23 transportation programs; providing for the  
24 Division of Workforce Development within the  
25 Department of Education to perform duties with  
26 respect to apprenticeship training which were  
27 formerly performed by the Division of Jobs and  
28 Benefits within the Department of Labor and  
29 Employment Security; providing for the Division  
30 of Workforce Development within the Department  
31 of Education to perform duties with respect to

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1           apprenticeship training which were formerly  
2           performed by the Division of Jobs and Benefits  
3           within the Department of Labor and Employment  
4           Security; redesignating the State  
5           Apprenticeship Council as the "State  
6           Apprenticeship Advisory Council"; revising the  
7           method of appointing members to the council;  
8           amending ss. 443.091, 443.151, 443.181,  
9           443.211, 443.221, 443.231, 446.011, 446.021,  
10          446.032, 446.041, 446.045, 446.052, 446.061,  
11          446.071, and 446.075, F.S., to conform;  
12          amending ss. 446.40, 446.41, 446.42, 446.43,  
13          and 446.44, F.S.; redesignating the Rural  
14          Manpower Services Program as the "Rural  
15          Workforce Services Program"; providing for the  
16          Division of Workforce Administrative Support of  
17          the Department of Management Services to  
18          administer the program under the direction of  
19          Workforce Florida, Inc.; amending s. 446.50,  
20          F.S.; requiring the Agency for Workforce  
21          Innovation to administer services for displaced  
22          homemakers under the direction of Workforce  
23          Florida, Inc.; requiring Workforce Florida,  
24          Inc., to develop the plan for the program;  
25          amending ss. 447.02, 447.04, 447.041, 447.045,  
26          447.06, 447.12, and 447.16, F.S.; providing for  
27          part I of ch. 447, F.S., relating to the  
28          regulation of labor organizations, to be  
29          administered by the Department of Labor and  
30          Employment Security; deleting references to the  
31          Division of Jobs and Benefits; amending s.

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1 447.305, F.S., relating to the registration of  
2 employee organizations; providing for  
3 administration by the Department of Labor and  
4 Employment Security; amending ss. 450.012,  
5 450.061, 450.081, 450.095, 450.121, 450.132,  
6 and 450.141, F.S.; providing for part I of ch.  
7 450, F.S., relating to child labor, to be  
8 administered by the Department of Labor and  
9 Employment Security; deleting references to the  
10 Division of Jobs and Benefits; amending s.  
11 450.191, F.S., relating to the duties of the  
12 Executive Office of the Governor with respect  
13 to migrant labor; conforming provisions to  
14 changes made by the act; amending ss. 450.28,  
15 450.30, 450.31, 450.33, 450.35, 450.36, 450.37,  
16 and 450.38, F.S., relating to farm labor  
17 registration; providing for part III of ch.  
18 450, F.S., to be administered by the Department  
19 of Labor and Employment Security; deleting  
20 references to the Division of Jobs and  
21 Benefits; amending s. 497.419, F.S., relating  
22 to preneed contracts; conforming provisions to  
23 changes made by the act; amending s. 240.3341,  
24 F.S.; encouraging community colleges to  
25 establish incubator facilities for digital  
26 media content and technology development;  
27 requiring the Workforce Development Board to  
28 reserve funds for digital media industry  
29 training; providing direction on training;  
30 creating s. 240.710, F.S.; requiring the Board  
31 of Regents to create a Digital Media Education

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1 Coordination Group; providing for membership;  
2 providing purposes; requiring the group to  
3 develop a plan and submit the plan to the  
4 Legislature; authorizing Workforce Florida,  
5 Inc., to use certain funds for certain  
6 purposes; creating s. 445.012, F.S.;  
7 establishing the Careers for Florida's Future  
8 Incentive Grant Program; providing for loans to  
9 encourage students to obtain degrees or  
10 certificates in advanced technology fields;  
11 requiring Workforce Florida, Inc., to manage  
12 the grant program, under contract with the  
13 Department of Education; providing for the  
14 allocation of funds; providing for regional  
15 workforce boards to determine award recipients;  
16 specifying the amount of the grants; providing  
17 for the transfer of a grant award; creating s.  
18 445.0121, F.S.; providing eligibility  
19 requirements for an initial incentive grant  
20 award; creating s. 445.0122, F.S.; providing  
21 for renewal of grants; creating s. 445.0123,  
22 F.S.; specifying postsecondary education  
23 institutions that are eligible to enroll a  
24 student who receives an incentive grant;  
25 creating s. 445.0124, F.S.; specifying eligible  
26 programs; creating s. 445.0125, F.S.; providing  
27 a repayment schedule after termination of an  
28 incentive grant; creating s. 445.014, F.S.;  
29 providing for a small business workforce  
30 service initiative; requiring Workforce  
31 Florida, Inc., to establish a program for

1 support services to small businesses, subject  
2 to legislative appropriation; specifying  
3 eligible uses of funds under the program;  
4 providing program criteria; defining the term  
5 "small business" for purposes of the program;  
6 providing that income earned as a temporary  
7 federal census worker shall be disregarded in  
8 determination of eligibility for certain public  
9 assistance programs; providing limitations;  
10 providing appropriations; amending s. 402.305,  
11 F.S., to conform certain cross references;  
12 creating the Commission on Basic Research for  
13 the Future of Florida; prescribing membership  
14 of the commission; providing a purpose for the  
15 commission; requiring the use of state  
16 resources; providing for staffing,  
17 administration, and information sharing;  
18 requiring a report; providing that no  
19 entitlement is created by the act; providing  
20 for expiration of specified sections; providing  
21 for severability; providing effective dates.

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