

Bill No. HB 2125, 2nd Eng.

Amendment No. ____

~~1 municipality, or special district from future voluntary
2 funding participation in foster care and related services. As
3 used in this section, the term "privatize" means to contract
4 with competent, community-based agencies. The department
5 shall submit a plan to accomplish privatization statewide,
6 through a competitive process, phased in over a 3-year period
7 beginning January 1, 2000. This plan is to be submitted by
8 July 1, 1999, to the President of the Senate, the Speaker of
9 the House of Representatives, the Governor, and the minority
10 leaders of both houses. This plan must be developed with local
11 community participation, including, but not limited to, input
12 from community-based providers that are currently under
13 contract with the department to furnish community-based foster
14 care and related services, and must include a methodology for
15 determining and transferring all available funds, including
16 federal funds that the provider is eligible for and agrees to
17 earn and that portion of general revenue funds which is
18 currently associated with the services that are being
19 furnished under contract. Notwithstanding the provisions of s.
20 215.425, all documented federal funds earned for the current
21 fiscal year by the department and community-based agencies
22 which exceed the amount appropriated by the Legislature shall
23 be distributed to all entities that contributed to the excess
24 earnings based on a schedule and methodology developed by the
25 department and approved by the Executive Office of the
26 Governor. Distribution shall be pro rata based on total
27 earnings and shall be made only to those entities that
28 contributed to excess earnings. Excess earnings of
29 community-based agencies shall be used only in the district in
30 which they were earned. Additional state funds appropriated by
31 the Legislature for community-based agencies or made available~~

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1 ~~pursuant to the budgetary amendment process described in s.~~
2 ~~216.177 shall be transferred to the community-based agencies.~~
3 ~~The department shall amend a community-based agency's contract~~
4 ~~to permit expenditure of the funds. The distribution program~~
5 ~~applies only to entities that were under privatization~~
6 ~~contracts as of July 1, 1999. This program is authorized for a~~
7 ~~period of 3 years beginning July 1, 1999, and ending June 30,~~
8 ~~2002. The Office of Program Policy Analysis and Government~~
9 ~~Accountability shall review this program and report to the~~
10 ~~Legislature by December 31, 2001. The review shall assess the~~
11 ~~program to determine how the additional resources were used,~~
12 ~~the number of additional clients served, the improvements in~~
13 ~~quality of service attained, the performance outcomes~~
14 ~~associated with the additional resources, and the feasibility~~
15 ~~of continuing or expanding this program. The methodology must~~
16 ~~provide for the transfer of funds appropriated and budgeted~~
17 ~~for all services and programs that have been incorporated into~~
18 ~~the project, including all management, capital (including~~
19 ~~current furniture and equipment), and administrative funds to~~
20 ~~accomplish the transfer of these programs. This methodology~~
21 ~~must address expected workload and at least the 3 previous~~
22 ~~years' experience in expenses and workload. With respect to~~
23 ~~any district or portion of a district in which privatization~~
24 ~~cannot be accomplished within the 3-year timeframe, the~~
25 ~~department must clearly state in its plan the reasons the~~
26 ~~timeframe cannot be met and the efforts that should be made to~~
27 ~~remediate the obstacles, which may include alternatives to~~
28 ~~total privatization, such as public-private partnerships. As~~
29 ~~used in this section, the term "related services" means family~~
30 ~~preservation, independent living, emergency shelter,~~
31 ~~residential group care, foster care, therapeutic foster care,~~

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1 ~~intensive residential treatment, foster care supervision, case~~
 2 ~~management, postplacement supervision, permanent foster care,~~
 3 ~~and family reunification.~~Unless otherwise provided for,

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

7 And the title is amended as follows:

8 On page 3, line 5, after the semicolon,

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10 insert:

11 deleting provisions specifying legislative
 12 intent;

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