

Bill No. HB 2125, 1st 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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