

Bill No. SB 2566

Amendment No.     

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Diaz-Balart moved the following amendment:

**Senate Amendment (with title amendment)**

On page 17, line 7, through page 18, line 12, delete those lines

and insert: (1) ~~CREATION/ APPOINTMENT~~.--There shall be established and located within each service district of the department ~~of Children and Family Services~~ a district family care council. No member of the Family Care Council shall be an employee of, or contract provider to, the program in the department to which it makes recommendations.

(2) MEMBERSHIP.--

(a) Each district family care ~~The~~ council shall consist of at least 10 and no more than 15 members ~~nine persons~~ recommended by a majority vote of the district family care council and appointed by the Governor ~~district health and human services board~~.

(b) At least three ~~One-half~~ of the members of the council must be consumers. One such member shall be a consumer who received developmental services within the 4 years prior

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1 to the date of recommendation, or the legal guardian of such a  
2 consumer. The remainder of the council members shall be  
3 parents, guardians, or siblings ~~who are family members or~~  
4 ~~legal guardians~~ of persons with developmental disabilities who  
5 qualify for developmental services pursuant to this chapter.  
6 ~~At least one-half of the members of the council shall be~~  
7 ~~current consumers of developmental services.~~

8 (c) A person who is currently serving on another board  
9 or council of the department may not be appointed to a  
10 district family care council.

11 (d) Employees of the department are not eligible to  
12 serve on a district family care council.

13 (e) Persons related by consanguinity or affinity  
14 within the third degree shall not serve on the same district  
15 family care council at the same time.

16 (f) A chair ~~chairperson~~ for the council shall ~~must~~ be  
17 chosen by the council members to serve for 1 year. A person  
18 may serve no more than four 1-year terms as chair.

19 (3) TERMS; VACANCIES.--

20 (a) Council members shall be appointed for a 3-year  
21 2-year term, except as provided in subsection (8), and may be  
22 reappointed to not more than one additional term. A person who  
23 is currently serving on another board or council of the  
24 department may not be appointed to a family care council.

25 (b) A member who has served two consecutive terms  
26 shall not be eligible to serve again until 12 months have  
27 elapsed since ending his or her service on the district  
28 council.

29 (c) Upon expiration of a term or in the case of any  
30 other vacancy, the district council shall, by majority vote,  
31 recommend to the Governor for appointment a person for each

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1 vacancy. If the Governor does not act on the council's  
2 recommendations within 45 days after receiving them, the  
3 persons recommended shall be considered to be appointed.

4 (4) COMMITTEE APPOINTMENTS.--The chair of the district  
5 family care council may appoint persons to serve on council  
6 committees. Such persons may include former members of the  
7 council and persons not eligible to serve on the council.

8 (5) TRAINING.--

9 (a) The department, in consultation with the district  
10 councils, shall establish a training program for district  
11 family care council members. Each district shall provide the  
12 training program when new persons are appointed to the  
13 district council and at other times as the secretary deems  
14 necessary.

15 (b) The training shall assist the council members to  
16 understand the laws, rules, and policies applicable to their  
17 duties and responsibilities.

18 (c) All persons appointed to a district council must  
19 complete this training within 90 days after their appointment.  
20 A person who fails to meet this requirement shall be  
21 considered to have resigned from the council.

22 (6)(2) MEETINGS; ~~CONTINUED EXISTENCE~~.--Council members  
23 shall serve on a voluntary basis without payment for their  
24 services but shall be reimbursed for per diem and travel  
25 expenses as provided for in s. 112.061. The council shall  
26 meet at least six times per year ~~once a month~~.

27 (7)(3) PURPOSE.--The purpose of the district family  
28 care councils shall be to advise ~~the health and human services~~  
29 ~~boards~~ of the department and its district advisory boards, to  
30 develop a plan for the delivery of developmental services  
31 family support within the district, and to monitor the

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1 implementation and effectiveness of services and support  
2 provided under the plan. The primary functions of the  
3 district family care councils shall be to:

4 (a) Assist in providing information and outreach to  
5 families.

6 (b) Review the effectiveness of developmental services  
7 programs and make recommendations with respect to program  
8 implementation.

9 (c) Advise district developmental services  
10 administrators with respect to policy issues relevant to the  
11 community and family support system in the district.

12 (d) Meet and share information with other district  
13 family care councils.

14 (8) NEW COUNCILS.--When a district family care council  
15 is established for the first time in a district, the Governor  
16 shall appoint the first four council members, who shall serve  
17 3-year terms. These members shall submit to the Governor,  
18 within 90 days after their appointment, recommendations for at  
19 least six additional members, selected by majority vote. If  
20 the Governor does not act on the recommendations within 45  
21 days after receiving them, the persons recommended shall be  
22 considered to be appointed. Those members recommended for  
23 appointment by the Governor shall serve for 2 years.

24 (9) FUNDING; FINANCIAL REVIEW.--The district family  
25 care council may apply for, receive, and accept grants, gifts,  
26 donations, bequests, and other payments from any public or  
27 private entity or person. Each district council shall be  
28 subject to an annual financial review by district staff  
29 assigned by the district administrator. Each district council  
30 shall exercise care and prudence in the expenditure of funds.  
31 The district family care councils shall comply with state

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1 expenditure requirements.

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

5 And the title is amended as follows:

6            On page 1, lines 26 through 30, delete those lines

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8 and insert:

9            program performance evaluation; amending s.  
10            393.502, F.S.; revising provisions relating to  
11            creation, appointment, and operation of family  
12            care councils; requiring establishment of a  
13            training program for council members; providing  
14            for reimbursement for members' per diem and  
15            travel expenses; deleting references to health  
16            and human services boards; amending s. 393.503,  
17            F.S.; deleting references to health and human  
18            services boards; creating s. 402.73,

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