

By Senator Forman

32-318-00

1                                   A bill to be entitled  
2           An act relating to traumatic brain injury;  
3           creating s. 402.09, F.S.; requiring the  
4           Department of Children and Family Services to  
5           provide community-based services, in certain  
6           circumstances, to individuals who have  
7           sustained traumatic brain injury; providing for  
8           rules; providing an effective date.

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

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12           Section 1. Section 402.09, Florida Statutes, is  
13   created to read:

14           402.09 Traumatic brain injury.--

15           (1) The Department of Children and Family Services  
16   shall, contingent upon specific appropriations, establish a  
17   program of long-term community-based supports and services for  
18   individuals who have sustained traumatic brain injuries and  
19   whose needs cannot be met through other programs related to  
20   brain injury which are located within the Department of  
21   Health, the Department of Labor and Employment Security, or  
22   the Department of Children and Family Services, or whose needs  
23   cannot be met through any other programs for which they may be  
24   eligible. The determination-of-eligibility process for this  
25   program must include a process for ensuring that the  
26   individual is ineligible for other programs or has needs that  
27   cannot be met through other programs of the department or  
28   other agencies for which he or she is eligible. This program  
29   is to be the program of last resort for individuals who have  
30   sustained traumatic brain injuries. Supports and services may  
31   be purchased by department staff. This program is intended to

1 prevent inappropriate residential and institutional placements  
2 and must be designed to enhance or maximize the individual's  
3 independence.

4 (2) The Department of Children and Family Services  
5 shall adopt rules for implementing and administering the  
6 program and shall establish the eligibility criteria for  
7 individuals who apply for and receive services from the  
8 program.

9 Section 2. This act shall take effect upon becoming a  
10 law.

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13 SENATE SUMMARY

14 Requires the Department of Children and Family Services  
15 to provide community-based services, in certain  
16 circumstances, to individuals who have sustained  
17 traumatic brain injury.  
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