

731-120AXB-06

Bill No. HB 1249

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) Littlefield offered the following:

Amendment (with title amendment)

Remove from the bill: Everything after the enacting clause
and insert in lieu thereof:

Section 1. Section 110.152, Florida Statutes, is amended to read:

110.152 Adoption benefits for state ~~or water~~
~~management district~~ employees; parental leave.--

(1)(a) Any full-time or part-time employee of the state who is paid from regular salary appropriations and ~~or of a water management district~~ who adopts a special-needs child, as defined in paragraph (b), is eligible to receive a monetary benefit in the amount of \$10,000 per child, \$5,000 of which is payable in equal monthly installments over a 2-year period. Any employee of the state ~~or of a water management district~~ who adopts a child, other than a special-needs child as defined in paragraph (b), shall be eligible to receive a monetary benefit in the amount of \$5,000 per child, \$2,000 of which is payable in equal monthly installments over a 2-year

1 period. Benefits paid under this subsection to a part-time
 2 employee must be prorated based on the employee's
 3 full-time-equivalency status at the time of applying for the
 4 benefits.

5 (b) For purposes of this section, a "special-needs
 6 child" is a child whose permanent custody has been awarded to
 7 the Department of Children and Family Services or to a
 8 Florida-licensed child-placing agency and who is not likely to
 9 be adopted because he or she is:

- 10 1. Eight years of age or older.
- 11 2. A person with a developmental disability.
- 12 3. A person with a physical or emotional handicap.
- 13 4. Of a minority race or of a racially mixed heritage.
- 14 5. A member of a sibling group of any age, provided
 15 that two or more members of a sibling group remain together
 16 for the purposes of adoption.

17 (2) An employee of the state ~~or of a water management~~
 18 ~~district~~ who adopts a special-needs child must apply to his or
 19 her agency head to obtain the monetary benefit provided in
 20 subsection (1). Applications must be on forms approved by the
 21 department and must include a certified copy of the final
 22 order of adoption naming the applicant as the adoptive parent.

23 (3) Nothing in this section shall affect the right of
 24 any state employee who adopts a special-needs child to receive
 25 financial aid for adoption expenses pursuant to s. 409.166 or
 26 any other statute that provides financial incentives for the
 27 adoption of children.

28 (4) Any employee of the state ~~or of a water management~~
 29 ~~district~~ who has a child placed in the custody of the employee
 30 for adoption, and who continues to reside in the same
 31 household as the child placed for adoption, shall be granted

1 parental leave for a period not to exceed 6 months as provided
2 in s. 110.221.

3 Section 2. Section 110.15201, Florida Statutes, is
4 amended to read:

5 110.15201 Adoption benefits for state ~~or water~~
6 ~~management district~~ employees; rulemaking authority.--The
7 Department of Management Services may adopt rules to
8 administer the provisions of this act. Such rules may provide
9 for an application process such as, but not limited to, an
10 open-enrollment period during which employees may apply for
11 monetary benefits as provided in subsection (1).

12 Section 3. Paragraph (c) of subsection (2) of section
13 215.32, Florida Statutes, is amended to read:

14 215.32 State funds; segregation.--

15 (2) The source and use of each of these funds shall be
16 as follows:

17 (c)1. The Budget Stabilization Fund shall consist of
18 amounts equal to at least 5 percent of net revenue collections
19 for the General Revenue Fund during the last completed fiscal
20 year. The Budget Stabilization Fund's principal balance shall
21 not exceed an amount equal to 10 percent of the last completed
22 fiscal year's net revenue collections for the General Revenue
23 Fund. As used in this paragraph, the term "last completed
24 fiscal year" means the most recently completed fiscal year
25 prior to the regular legislative session at which the
26 Legislature considers the General Appropriations Act for the
27 year in which the transfer to the Budget Stabilization Fund
28 must be made under this paragraph.

29 2. By September 15 of each year, the Governor shall
30 authorize the Comptroller to transfer, and the Comptroller
31 shall transfer pursuant to appropriations made by law, to the

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1 Budget Stabilization Fund the amount of money needed for the
2 balance of that fund to equal the amount specified in
3 subparagraph 1., less any amounts expended and not restored.
4 The moneys needed for this transfer may be appropriated by the
5 Legislature from any funds.

6 3. Unless otherwise provided in this subparagraph, an
7 expenditure from the Budget Stabilization Fund must be
8 restored pursuant to a restoration schedule that provides for
9 making five equal annual transfers from the General Revenue
10 Fund, beginning in the fiscal year following that in which the
11 expenditure was made. For any Budget Stabilization Fund
12 expenditure, the Legislature may establish by law a different
13 restoration schedule and such change may be made at any time
14 during the restoration period. Moneys are hereby appropriated
15 for transfers pursuant to this subparagraph.

16 4. The Budget Stabilization Fund and the Working
17 Capital Fund may be used as revolving funds for transfers as
18 provided in s. 18.125; however, any interest earned must be
19 deposited in the General Revenue Fund.

20 5. The Comptroller and the Department of Management
21 Services shall transfer funds to water management districts to
22 pay eligible water management district employees for all
23 benefits due under s. 373.6065, as long as funds remain
24 available for the program described under s. 100.152.

25 Section 4. Section 373.6065, Florida Statutes, is
26 created to read:

27 373.6065 Adoption benefits for water management
28 district employees.--

29 (1) Any employee of a water management district is
30 eligible to receive monetary benefits for child adoption to
31 the same extent as is an employee of the state, as described

1 in s. 110.152.

2 (2) The Comptroller and the Department of Management
3 Services shall transfer funds to water management districts to
4 pay eligible water management district employees for these
5 child adoption monetary benefits in accordance with s.
6 215.32(1)(c)5., as long as funds remain available for the
7 program described under s. 110.152.

8 (3) Parental leave for eligible water management
9 district employees shall be provided according to the policies
10 and procedures of the individual water management district in
11 existence at the time eligibility is determined.

12 (4) Each water management district shall develop means
13 of implementing these monetary adoption benefits for water
14 management district employees, consistent with its current
15 practices. Water management district rules, policies,
16 guidelines, or procedures so implemented will remain valid and
17 enforceable as long as they do not conflict with the express
18 terms of s. 110.152.

19 Section 5. From funds specifically appropriated for
20 this purpose, the department may reimburse state agencies and
21 water management districts for adoption benefits under this
22 section. Agencies with a disproportionate number of adoption
23 subsidy payments shall receive priority in the distribution of
24 these funds, with special needs adoptions receiving the
25 highest priority, followed by domestic adoptions receiving the
26 next highest priority, and foreign adoptions receiving the
27 next level of priority.

28 Section 6. This act shall take effect July 1, 2001.
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1 ===== T I T L E A M E N D M E N T =====

2 And the title is amended as follows:

3 remove from the title of the bill: the entire title

4

5 and insert in lieu thereof:

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 A bill to be entitled

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 An act providing adoption benefits for

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 employees of the state or water management

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 districts; amending s. 110.152, F.S.;

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 specifying employees who are entitled to

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 receive such benefits for adopting a

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 special-needs child; deleting references to

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 water management district employees;

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 prescribing the manner of establishing the

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 amount of such benefits; amending s. 110.15201,

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 F.S.; providing that rules for administering

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 such adoption benefits may provide for an

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 application process; deleting a reference to

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 water management district employees; amending

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 s. 215.32, F.S.; requiring the Comptroller and

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 the Department of Management Services to

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 transfer funds to water management districts to

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 pay monetary benefits to water management

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 district employees; creating s. 373.6065, F.S.;

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 providing child-adoption monetary benefits to

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 water management district employees; providing

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 for priority in the allocation of funds;

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 providing an effective date.

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