

Bill No. CS for SB 2206

Amendment No. Barcode 543120

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

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11 Senator Mitchell moved the following amendment:

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13 **Senate Amendment (with title amendment)**

14 Delete everything after the enacting clause

16 and insert:

17 Section 1. Subsection (3) of section 20.15, Florida

18 Statutes, is amended to read:

19 20.15 Department of Education.--There is created a

20 Department of Education.

21 (3) DIVISIONS.--The following divisions of the

22 Department of Education are established:

- 23 (a) Division of Community Colleges.
- 24 (b) Division of Public Schools and Community
- 25 Education.
- 26 (c) Division of Universities.
- 27 (d) Division of Workforce Development.
- 28 (e) Division of Professional Educators.
- 29 (f) Division of Administration.
- 30 (g) Division of Financial Services.
- 31 (h) Division of Support Services.

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1 (i) Division of Technology.

2 (j) Division of Blind Services.

3 (k) Division of Vocational Rehabilitation.

4 Section 2. Paragraph (b) of subsection (4) and
5 paragraph (c) of subsection (5) of section 20.171, Florida
6 Statutes, are amended to read:

7 20.171 Department of Labor and Employment
8 Security.--There is created a Department of Labor and
9 Employment Security. The department shall operate its programs
10 in a decentralized fashion.

11 (4)

12 (b) The assistant secretary is responsible for
13 developing, monitoring, and enforcing policy and managing
14 major technical programs and supervising the Bureau of Appeals
15 of the Division of Unemployment Compensation. The
16 responsibilities and duties of the position include, but are
17 not limited to, the following functional areas:

18 1. Workers' compensation management and policy
19 implementation.

20 2. Unemployment compensation management and policy
21 implementation.

22 ~~3. Blind services management and policy~~
23 ~~implementation.~~

24 ~~3.4.~~ Oversight of the five field offices and any local
25 offices.

26 (5) The following divisions are established and shall
27 be headed by division directors who shall be supervised by and
28 shall be responsible to the Assistant Secretary for Programs
29 and Operations:

30 ~~(c) Division of Vocational Rehabilitation.~~

31 Section 3. Paragraph (i) of subsection (5) of section

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1 229.003, Florida Statutes, is amended to read:

2 229.003 Florida education governance reorganization.--

3 (5) Effective July 1, 2001:

4 (i) Notwithstanding the provisions of s. 20.15, the
5 Commissioner of Education and the Secretary of the Florida
6 Board of Education shall work together to commence the
7 reorganization of the Department of Education in accordance
8 with s. 229.0073, which shall include an Office of the
9 Commissioner of Education comprised of the general areas of
10 operation that are common to all delivery sectors and, in
11 addition, shall include:

12 1. The creation of an Office of Technology and
13 Information Services, an Office of Workforce and Economic
14 Development, an Office of Educational Facilities and SMART
15 Schools Clearinghouse, and an Office of Student Financial
16 Assistance.

17 2. The creation of a Division of Colleges and
18 Universities.

19 3. The creation of a Division of Community Colleges.

20 4. The creation of a Division of Public Schools.

21 5. The creation of a Division of Independent
22 Education.

23 6. The creation of a Division of Vocational
24 Rehabilitation.

25 7. The creation of a Division of Blind Services.

26 8.6. The merger of the powers, duties, and staffs of
27 the State Board of Independent Colleges and Universities and
28 the State Board of Nonpublic Career Education, except as
29 relating to any independent nonprofit college or university
30 whose students are eligible to receive the William L. Boyd,
31 IV, Florida resident access grants pursuant to s. 240.605,

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1 into a single Commission for Independent Education
2 administratively housed within the Division of Independent
3 Education.

4 Section 4. Paragraphs (e) and (f) are added to
5 subsection (4) of section 229.004, Florida Statutes, to read:

6 229.004 Florida Board of Education.--

7 (4) The board, through its secretary, with the
8 Commissioner of Education, shall be responsible for:

9 (e) The work of the director of the Division of
10 Vocational Rehabilitation to establish and maintain optimal
11 efficiency of a Division of Vocational Rehabilitation within
12 the guidelines of s. 229.0073 and part II of chapter 413 and
13 to achieve the mission and goals of part II of chapter 413.

14 (f) The work of the director of the Division of Blind
15 Services to establish and maintain optimal efficiency of a
16 Division of Blind Services within the guidelines of s.
17 229.0073 and part I of chapter 413 and to achieve the mission
18 and goals of part I of chapter 413.

19 Section 5. Paragraphs (e) and (f) are added to
20 subsection (4) of section 229.0073, Florida Statutes, to read:

21 229.0073 Reorganization of the Department of
22 Education.--Effective July 1, 2001, notwithstanding the
23 provisions of s. 20.15, the secretary's Education
24 Reorganization Workgroup is established to direct and provide
25 oversight for the reorganization of Florida's K-20 Department
26 of Education. The workgroup shall be comprised of the
27 Secretary of the Florida Board of Education, the Commissioner
28 of Education, the Governor or his designee, the Chancellor of
29 Colleges and Universities, the Chancellor of Community
30 Colleges, the Chancellor of Public Schools, and the Executive
31 Director of Independent Education, who shall consult with the

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1 legislative members of the Education Governance Reorganization
2 Transition Task Force. The reorganization shall:

3 (4) Establish the following divisions within the
4 department:

5 (e) Division of Vocational Rehabilitation.--The
6 designated administrative unit for the state's vocational
7 rehabilitation program.

8 (f) Division of Blind Services.--The designated
9 administrative unit for services to blind persons.

10 Section 6. Section 413.20, Florida Statutes, is
11 amended to read:

12 413.20 Definitions.--As used in this part, the term:

13 (1) "Act" means the Rehabilitation Act of 1973, as
14 amended.

15 (2) "Activity of daily living" means an activity
16 required on a frequent basis that permits an individual to
17 secure or maintain independence. Such activities include, but
18 are not limited to, personal home care, transportation,
19 personal assistance services, housekeeping, shopping,
20 attending school, communication, and employment.

21 (3) "Assessment for determining eligibility and
22 vocational rehabilitation needs" means a review of existing
23 data to determine whether an individual is eligible for
24 vocational rehabilitation services and to assign the priority,
25 and, to the extent additional data is necessary to make such
26 determination and assignment, a preliminary assessment of such
27 data, including the provision of goods and services during
28 such assessment. If additional data is necessary, the division
29 must make a comprehensive assessment of the unique strengths,
30 resources, priorities, concerns, abilities, capabilities,
31 interests, and informed choice ~~needs~~, including the need for

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1 supported employment, of an eligible individual to make a
2 determination of the goals, objectives, nature, and scope of
3 vocational rehabilitation services to be included in the
4 individualized plan for employment ~~written rehabilitation~~
5 ~~program of the individual.~~

6 (4) "Center for independent living" means a
7 consumer-controlled, community-based, cross-disability,
8 nonresidential, private, nonprofit organization designed and
9 operated within a local community by persons who have
10 disabilities to provide an array of independent living
11 services.

12 (5) "Community rehabilitation program" means a program
13 that provides directly or facilitates the provision of one or
14 more services to persons who have disabilities to enable them
15 to maximize their opportunities for employment, including
16 career advancement.

17 (6)(5) "Department" means the Department of Education
18 ~~Labor and Employment Security.~~

19 (7)(6) "Disability" means a physical or mental
20 impairment that constitutes or results in a substantial
21 impediment to employment.

22 (8)(7) "Division" means the Division of Vocational
23 Rehabilitation of the Department of Education ~~labor and~~
24 ~~Employment Security.~~

25 (8) ~~"Emergency medical evacuation system" means a~~
26 ~~division-approved transportation system that provides timely~~
27 ~~skilled emergency care and movement of persons believed to~~
28 ~~have suffered brain or spinal cord injuries.~~

29 (9) "Employment outcome" means, with respect to an
30 individual, entering or retaining full-time or, if
31 appropriate, part-time competitive employment in the

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1 integrated labor market to the greatest extent practicable,
2 supported employment, or any other type of employment,
3 including self-employment, telecommuting, or business
4 ownership, that is consistent with an individual's strengths,
5 resources, priorities, concerns, abilities, capabilities,
6 interests, and informed choice ~~or satisfying any other~~
7 ~~vocational outcome the secretary may determine to be~~
8 ~~consistent with the act.~~

9 (10) "Extended services" means one or more ongoing
10 support services and other appropriate services needed to
11 support and maintain a person who has a most significant
12 ~~severe~~ disability in supported employment and to assist an
13 eligible person in maintaining integrated and competitive
14 employment. Extended services are based upon a determination
15 of the needs of the eligible person as specified in the
16 person's individualized plan for employment ~~written~~
17 ~~rehabilitation program~~ and are provided by a state agency, a
18 nonprofit private organization, an employer, or any other
19 appropriate resource after the person has made the transition
20 from support provided by the department.

21 (11) "Independent living core services" means
22 informational and referral services; independent living skills
23 training; peer counseling, including cross-disability peer
24 counseling; and individual and systems advocacy.

25 (12) "Independent living services" means any
26 appropriate rehabilitation service that will enhance the
27 ability of a person who has a severe disability to live
28 independently, to function within her or his family and
29 community and, if appropriate, to secure and maintain
30 employment. Services may include, but are not limited to,
31 psychological counseling and psychotherapeutic counseling;

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1 independent living care services; community education and
2 related services; housing assistance; physical and mental
3 restoration; personal attendant care; transportation; personal
4 assistance services; interpretive services for persons who are
5 deaf; recreational activities; services to family members of
6 persons who have severe disabilities; vocational and other
7 training services; telecommunications services; sensory and
8 other technological aids and devices; appropriate preventive
9 services to decrease the needs of persons assisted under the
10 program; and other rehabilitation services appropriate for the
11 independent living needs of a person who has a severe
12 disability.

13 (13) "Limiting disability" means a physical condition
14 that constitutes, contributes to, or, if not corrected, will
15 result in an impairment of one or more activities of daily
16 living but does not result in an individual qualifying as a
17 person who has a disability.

18 (14) "Occupational license" means any license, permit,
19 or other written authority required by any governmental unit
20 to be obtained in order to engage in an occupation.

21 (15) "Ongoing support services" means services
22 provided at a twice-monthly minimum to persons who have a most
23 significant disability ~~severe disabilities~~, to:

24 (a) Make an assessment regarding the employment
25 situation at the worksite of each individual in supported
26 employment or, under special circumstances at the request of
27 the individual, offsite.

28 (b) Based upon the assessment, provide for the
29 coordination or provision of specific intensive services, at
30 or away from the worksite, that are needed to maintain the
31 individual's employment stability.

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The ongoing support services may consist of, but are not limited to, the provision of skilled job trainers who accompany the individual for intensive job-skill training at the worksite, job development and placement, social skills training, followup services, and facilitation of natural supports at the worksite.

(16) "Person who has a disability" means an individual who has a physical or mental impairment that, for the individual, constitutes or results in a substantial impediment to employment and who can therefore benefit in terms of an employment outcome from vocational rehabilitation services. The term encompasses the terms "person who has a significant disability" and term "person who has a most significant severe disability."

(17) "Person who has a significant severe disability" means an individual who has a disability that is a severe physical or mental impairment that seriously limits one or more functional capacities, such as mobility, communication, self-care, self-direction, interpersonal skills, work tolerance, or work skills, in terms of an employment outcome; whose vocational rehabilitation may be expected to require multiple vocational rehabilitation services over an extended period of time; and who has one or more physical or mental disabilities resulting from amputation, arthritis, autism, blindness, burn injury, cancer, cerebral palsy, cystic fibrosis, deafness, head injury, heart disease, hemiplegia, hemophilia, respiratory or pulmonary dysfunction, mental retardation, mental illness, multiple sclerosis, muscular dystrophy, musculoskeletal disorder, neurological disorder, including stroke and epilepsy, paraplegia, quadriplegia, or

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1 other spinal cord condition, sickle-cell anemia, specific
2 learning disability, end-stage renal disease, or another
3 disability or a combination of disabilities that is
4 determined, after an assessment for determining eligibility
5 and vocational rehabilitation needs, to cause comparable
6 substantial functional limitation.

7 (18) "Person who has a most significant disability"
8 means a person who has a significant disability who meets the
9 designated administrative unit's criteria for a person who has
10 a most significant disability.

11 (19)(18) "Personal assistance services" means a range
12 of services, provided by one or more persons, designed to
13 assist a person who has a disability to perform daily living
14 activities on or off the job that the individual would
15 typically perform if the individual did not have a disability.
16 Such services shall be designed to increase the individual's
17 control in life and ability to perform everyday activities on
18 or off the job.

19 (20)(19) "Physical and mental restoration" means any
20 medical, surgical, or therapeutic treatment necessary to
21 correct or substantially modify a physical or mental condition
22 that is stable or slowly progressive and constitutes an
23 impediment to employment, but is of such nature that the
24 treatment can ~~such correction or modification may~~ reasonably
25 be expected to correct or modify ~~eliminate or reduce~~ such
26 impediment to employment within a reasonable length of time,
27 including, but not limited to, medical, psychiatric, dental,
28 and surgical treatment, nursing services, hospital care in
29 connection with surgery or treatment, convalescent home care,
30 drugs, medical and surgical supplies, and prosthetic and
31 orthotic devices.

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1 (21) "Program" means an agency, organization, or
2 institution, or a unit of an agency, organization, or
3 institution, that provides directly or facilitates the
4 provision of vocational rehabilitation services as one of its
5 major functions.

6 ~~(22)(20)~~ "Rehabilitation" means those events and
7 processes occurring after injury and progressing to ultimate
8 stabilization and maximum possible recovery.

9 ~~(21) "Rehabilitation center" means a division-approved~~
10 ~~facility providing intermediate care that stresses~~
11 ~~rehabilitation for persons who have brain or spinal cord~~
12 ~~injuries.~~

13 ~~(23)(22)~~ "Rehabilitation service" means any service,
14 provided directly or indirectly through public or private
15 agencies, found by the division to be necessary to enable a
16 person who has a limiting disability to engage in competitive
17 employment.

18 ~~(24)(23)~~ "Rules" means rules adopted ~~made~~ by the
19 department ~~and promulgated~~ in the manner prescribed by law.

20 ~~(24) "Secretary" means the secretary of the Department~~
21 ~~of Labor and Employment Security.~~

22 (25) "State plan" means the state plan approved by the
23 Federal Government as qualifying for federal funds under the
24 Rehabilitation Act of 1973, as amended. However, the term
25 "state plan," as used in ss. 413.39-413.401, means the State
26 Plan for Independent Living Rehabilitative Services under
27 Title VII(A) of the Rehabilitation Act of 1973, as amended.

28 (26) "Supported employment" means competitive work in
29 integrated working settings for persons who have severe
30 disabilities and for whom competitive employment has not
31 traditionally occurred or for whom competitive employment has

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1 been interrupted or is intermittent as a result of a severe
2 disability. Persons who have severe disabilities requiring
3 supported employment need intensive supported employment
4 services or extended services in order to perform such work.

5 (27) "Supported employment services" means ongoing
6 support services and other appropriate services needed to
7 support and maintain a person who has a severe disability in
8 supported employment. Supported employment services are based
9 upon a determination of the needs of the eligible individual
10 as specified in the person's individualized written
11 rehabilitation program. The services are provided singly or in
12 combination and are organized and made available in such a way
13 as to assist eligible individuals in entering or maintaining
14 integrated, competitive employment. The services are provided
15 for a period of time not to extend beyond 18 months, but can
16 be extended under special circumstances with the consent of
17 the individual to achieve the objectives of the rehabilitation
18 plan.

19 (28) "Third-party coverage" means any claim for, right
20 to receive payment for or any coverage for, the payment of any
21 vocational rehabilitation and related services.

22 (29) "Third-party payment" means any and all payments
23 received or due as a result of any third-party coverage.

24 (30) "Transition services" means a coordinated set of
25 activities for a student, designed within an outcome-oriented
26 process, that promote movement from school to postschool
27 activities, including postsecondary education; vocational
28 training; integrated employment; including supported
29 employment; continuing and adult education; adult services;
30 independent living; or community participation. The
31 coordinated set of activities must be based upon the

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1 individual student's needs, taking into account the student's
2 preferences and interests, and must include instruction,
3 community experiences, the development of employment and other
4 postschool adult living objectives, and, when appropriate,
5 acquisition of daily living skills and functional vocational
6 evaluation.

7 (31) "Transitional living facility" means a
8 state-approved facility as defined and licensed pursuant to
9 chapter 400 and division-approved in accord with this part.

10 ~~(32) "Trauma center" means a state-approved acute care~~
11 ~~facility that provides diagnosis and treatment of persons who~~
12 ~~have brain or spinal cord injuries.~~

13 ~~(33) "Traumatic injury" means:~~

14 ~~(a) A lesion to the spinal cord or cauda equina with~~
15 ~~evidence of significant involvement of two of the following~~
16 ~~deficits or dysfunctions:~~

17 ~~1. Motor deficit.~~

18 ~~2. Sensory deficit.~~

19 ~~3. Bowel and bladder dysfunction; or~~

20 ~~(b) An insult to the skull, brain, or its covering,~~
21 ~~resulting from external trauma which produces an altered state~~
22 ~~of consciousness or anatomic motor, sensory, cognitive, or~~
23 ~~behavioral deficits.~~

24 ~~(32)(34)~~ "Vocational rehabilitation" and "vocational
25 rehabilitation services" mean any service, provided directly
26 or through public or private instrumentalities, to enable an
27 individual or group of individuals to achieve an employment
28 outcome, including, but not limited to, medical and vocational
29 diagnosis, an assessment for determining eligibility and
30 vocational rehabilitation needs by qualified personnel;
31 counseling, guidance, and work-related placement services;

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1 vocational and other training services; physical and mental
2 restoration services; maintenance for additional costs
3 incurred while participating in rehabilitation; interpreter
4 services for individuals who are deaf; recruitment and
5 training services to provide new employment opportunities in
6 the fields of rehabilitation, health, welfare, public safety,
7 law enforcement, and other appropriate service employment;
8 occupational licenses; tools, equipment, and initial stocks
9 and supplies; transportation; telecommunications, sensory, and
10 other technological aids and devices; rehabilitation
11 technology services; referral services designed to secure
12 needed services from other agencies; transition services;
13 on-the-job or other related personal assistance services; and
14 supported employment services.

15 ~~(33)(35)~~ "Vocational rehabilitation and related
16 services" means any services that are provided or paid for by
17 the division.

18 Section 7. Section 413.201, Florida Statutes, is
19 created to read:

20 413.201 Designated state agency.--Effective on the
21 effective date of this act, for the purposes of effecting
22 compliance with the Vocational Rehabilitation Act of 1973, as
23 amended, the Department of Education is designated the
24 official state agency.

25 Section 8. Section 413.202, Florida Statutes, is
26 created to read:

27 413.202 Designated administrative unit.--Effective on
28 the effective date of this act, for the purposes of effecting
29 compliance with the Vocational Rehabilitation Act of 1973, as
30 amended, the Division of Vocational Rehabilitation is
31 designated as the administrative unit.

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1 Section 9. Section 413.203, Florida Statutes, is
2 created to read:

3 413.203 Conflict of laws.--It is the intent of the
4 Legislature that the provisions of this part not conflict with
5 any federal statute or implementing regulation governing
6 federal grant-in-aid programs administered by the Division of
7 Vocational Rehabilitation. Wherever such a conflict is
8 asserted by the applicable agency of the Federal Government,
9 the Department of Education shall submit to the United States
10 Department of Education, or other applicable federal agency, a
11 request for a favorable policy interpretation of the
12 conflicting portions.

13 Section 10. Section 413.206, Florida Statutes, is
14 created to read:

15 413.206 Five-year plan.--The division shall, by
16 October 1, 2002, after identifying specific weaknesses in
17 service capacity and program performance and after consulting
18 with stakeholders, develop a 5-year plan that prioritizes any
19 additional initiatives for the provision of vocational
20 rehabilitation services, including privatization, according to
21 identified needs, and details the steps needed to effectively
22 implement those initiatives, consistent with federal
23 requirements. The plan shall provide that the division, to the
24 extent that it is cost-efficient and cost-effective and
25 increases employment outcomes for persons who have
26 disabilities, enter into local agreements or contracts with
27 community-based rehabilitation providers to be the service
28 providers for the vocational rehabilitation program, except
29 for those services and activities that are federally required.
30 The plan must ensure the full involvement of persons who have
31 disabilities in the comprehensive workforce development

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1 system. The plan shall be submitted to the Governor, the
2 President of the Senate, and the Speaker of the House of
3 Representatives.

4 (1) The plan shall:

5 (a) Promote innovative contracts that upgrade or
6 enhance direct services to persons who have a disability.
7 Contracts shall be evaluated with respect to need and cost and
8 shall be performance-based.

9 (b) Include recommendations regarding specific
10 performance standards and measurable outcomes and shall
11 outline procedures for monitoring the implementation of the
12 plan. The division shall annually report to the Governor, the
13 President of the Senate, and the Speaker of the House of
14 Representatives the progress that has been made toward
15 achieving the objectives set forth in the plan.

16 (2) The division shall work with the employer
17 community to assist that community to better define, address,
18 and meet its business needs by employing qualified persons who
19 have a disability.

20 Section 11. Section 413.207, Florida Statutes, is
21 created to read:

22 413.207 Division of Vocational Rehabilitation; quality
23 assurance.--The Division of Vocational Rehabilitation shall
24 maintain an internal system of quality assurance, have proven
25 functional systems, perform due diligence, review provider
26 systems of quality assurance, and be subject to monitoring for
27 compliance with state and federal laws, rules, and
28 regulations.

29 Section 12. Section 413.208, Florida Statutes, is
30 created to read:

31 413.208 Service providers; quality assurance and

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1 fitness for responsibilities.--The Division of Vocational
 2 Rehabilitation shall certify providers of direct service and
 3 ensure that they maintain an internal system of quality
 4 assurance, have proven functional systems, and are subject to
 5 a due-diligence inquiry as to their fitness to undertake
 6 service responsibilities, regardless of whether a contract for
 7 services is procured competitively or noncompetitively.

8 Section 13. Subsection (4) of section 413.23, Florida
 9 Statutes, is amended to read:

10 413.23 Administration.--The division shall provide
 11 vocational rehabilitation services to persons who have
 12 disabilities determined to be eligible therefor and, in
 13 carrying out the purposes of this part, is authorized, among
 14 other things:

15 (4) To prepare a federally required state plan for
 16 vocational rehabilitation, as required by the act. The state
 17 plan must contain all of the elements required by s. 101 of
 18 the act, including an assessment of the needs of persons who
 19 have disabilities and how those needs may be most effectively
 20 met. The division is authorized to make amendments to the
 21 state plan considered necessary to maintain compliance with
 22 the act and to implement such changes in order to qualify for
 23 and maintain federal funding.After completion of the state
 24 plan or making amendments to the state plan, the division must
 25 distribute copies of the state plan to the Governor, the
 26 President of the Senate, and the Speaker of the House of
 27 Representatives, and the United States Secretary of Education.

28 Section 14. Subsections (1) and (9) and paragraphs (c)
 29 and (e) of subsection (11) of section 413.395, Florida
 30 Statutes, are amended to read:

31 413.395 Florida Independent Living Council.--

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1 (1) There is created the Florida Independent Living
2 Council to assist the division and the Division of Blind
3 Services of the Department of Education ~~Labor and Employment~~
4 ~~Security~~, as well as other state agencies and local planning
5 and administrative entities assisted under Title VII of the
6 act, in the expansion and development of statewide independent
7 living policies, programs, and concepts and to recommend
8 improvements for such programs and services. The council shall
9 function independently of the division and, unless the council
10 elects to incorporate as a not-for-profit corporation, is
11 assigned to the division for administrative purposes only. The
12 council may elect to be incorporated as a Florida corporation
13 not for profit and, upon such election, shall be assisted in
14 the incorporation by the division for the purposes stated in
15 this section. The appointed members of the council may
16 constitute the board of directors for the corporation.

17 (9) The chairperson of the council shall also serve as
18 a member of the Florida Rehabilitation ~~Advisory~~ Council.

19 (11) The council shall:

20 (c) Coordinate activities with the Florida
21 Rehabilitation ~~Advisory~~ Council and other councils that
22 address the needs of specific disability populations and
23 issues under other federal law.

24 (e) Submit to the Commissioner of the Federal
25 Rehabilitation Administration Services such periodic reports
26 as the commissioner may reasonably request and keep such
27 records, and afford access to such records, as the
28 commissioner finds necessary to verify such reports.

29 Section 15. Section 413.401, Florida Statutes, is
30 amended to read:

31 413.401 Eligibility for independent living

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1 services.--Independent living services may be provided to any
2 person who has a significant ~~severe~~ disability and for whom a
3 reasonable expectation exists that independent living services
4 will significantly assist the individual to improve her or his
5 ability to function independently within the family or
6 community, or to engage in or continue in employment, and to
7 be able to function independently.

8 Section 16. Section 413.405, Florida Statutes, is
9 amended to read:

10 413.405 Florida Rehabilitation ~~Advisory~~
11 Council.--There is created the Florida Rehabilitation ~~Advisory~~
12 Council to assist the division in the planning and development
13 of statewide rehabilitation programs and services, to
14 recommend improvements to such programs and services, and to
15 perform the functions listed in this section.

16 (1) The council shall be composed of:

17 (a) At least one representative of the Independent
18 Living Council, which representative may be the chairperson or
19 other designee of the council.

20 (b) At least one representative of a parent training
21 and information center established pursuant to s. 631(c)(9) of
22 the Individuals with Disabilities Act, 20 U.S.C. s.
23 1431(c)(9).

24 (c) At least one representative of the client
25 assistance program established under s. 112 of the act.

26 (d) At least one vocational rehabilitation counselor
27 who has knowledge of and experience in vocational
28 rehabilitation services, who shall serve as an ex officio,
29 nonvoting member of the council if the counselor is an
30 employee of the department.

31 (e) At least one representative of community

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1 rehabilitation program service providers.

2 (f) At least four representatives of business,
3 industry, and labor.

4 (g) Representatives of disability advocacy groups
5 representing a cross-section of:

6 1. Persons who have physical, cognitive, sensory, or
7 mental disabilities.

8 2. Parents, family members, guardians, advocates, or
9 authorized representatives of persons who have disabilities
10 and who find it difficult to or are unable due to their
11 disabilities to represent themselves.

12 (h) Current or former applicants for, or recipients
13 of, vocational rehabilitation services.

14 (i) The director of the division, who shall be an ex
15 officio member of the council.

16 (j) At least one representative of the state
17 educational agency responsible for the public education of
18 students who have a disability and who are eligible to receive
19 vocational rehabilitation services and services under the
20 Individuals with Disabilities Education Act.

21 (k) At least one representative of the board of
22 directors of Workforce Florida, Inc.

23 (2) Other persons who have disabilities,
24 representatives of state and local government, employers,
25 community organizations, and members of the former
26 Occupational Access and Opportunity Commission may be
27 considered for council membership.

28 (3)(2) Total membership on the council, excluding
29 including ex officio members, shall be no fewer than 15 and no
30 more than 25 not exceed 19 at any one time.

31 (4)(3) Members of the council shall be appointed by

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1 the Governor, who shall select members after soliciting
2 recommendations from representatives of organizations
3 representing a broad range of individuals who have
4 disabilities and organizations interested in those
5 individuals. In selecting members, the extent to which
6 minority populations are represented must be considered to the
7 greatest extent practicable.

8 ~~(5)(4)~~ A majority of council members shall be persons
9 who are:

10 (a) Individuals who have a physical or mental
11 impairment that substantially limits one or more of the
12 person's major life activities; who have a record of such an
13 impairment; or who are regarded as having such an impairment
14 ~~disabilities described in s. 7(8)(B) of the act.~~

15 (b) Not employed by the division.

16 ~~(6)(5)~~ The council shall select a chairperson from
17 among the membership of the council.

18 ~~(7)(6)~~ Each member of the council shall serve for a
19 term of not more than 3 years, except that:

20 (a) A member appointed to fill a vacancy occurring
21 prior to the expiration of the term for which a predecessor
22 was appointed shall be appointed for the remainder of such
23 term.

24 (b) The terms of service of the members initially
25 appointed shall be, as specified by the Governor, for such
26 fewer number of years as will provide for the expiration of
27 terms on a staggered basis.

28

29 No member of the council may serve more than two consecutive
30 full terms.

31 ~~(8)(7)~~ Any vacancy occurring in the membership of the

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1 council shall be filled in the same manner as the original
 2 appointment. A vacancy does not affect the power of the
 3 remaining members to execute the duties of the council.

4 (9)(8) In addition to the other functions specified in
 5 this section, the council shall, after consulting with the
 6 board of directors of Workforce Florida, Inc.:

7 (a) Review, analyze, and advise the division regarding
 8 the performance of the responsibilities of the division under
 9 Title I of the act, particularly responsibilities relating to:

10 1. Eligibility, including order of selection.
 11 2. The extent, scope, and effectiveness of services
 12 provided.

13 3. Functions performed by state agencies that affect
 14 or potentially affect the ability of individuals who have
 15 disabilities to achieve rehabilitation goals and objectives
 16 under Title I.

17 (b) In partnership with the division:

18 1. Develop, agree to, and review state goals and
 19 priorities in accordance with 34 C.F.R. 361.29(c); and
 20 2. Evaluate the effectiveness of the vocational
 21 rehabilitation program and submit reports of progress to the
 22 Governor, the President of the Senate, the Speaker of the
 23 House of Representatives, and the United States Secretary of
 24 Education in accordance with 34 C.F.R. 361.29(e).

25 (c)(b) Advise the department and the division and, ~~at~~
 26 ~~the discretion of the department or division,~~ assist in the
 27 preparation of ~~applications,~~ the state plan ~~the strategic~~
 28 ~~plan,~~ and amendments to the plan plans, applications, reports,
 29 needs assessments, and evaluations required by Title I.

30 (d)(e) To the extent feasible, conduct a review and
 31 analysis of the effectiveness of, and consumer satisfaction

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1 with:

2 1. The functions performed by state agencies and other
3 public and private entities responsible for performing
4 functions for individuals who have disabilities.

5 2. Vocational rehabilitation services:

6 a. Provided or paid for from funds made available
7 under the act or through other public or private sources.

8 b. Provided by state agencies and other public and
9 private entities responsible for providing vocational
10 rehabilitation services to individuals who have disabilities.

11 ~~(e)(d)~~ Prepare and submit an annual report on the
12 status of vocational rehabilitation services in the state to
13 the Governor, the President of the Senate, the Speaker of the
14 House of Representatives, and the United States Secretary of
15 Education and the Commissioner of the Rehabilitative Services
16 Administration, established under s. 702 of the act, and make
17 the report available to the public.

18 ~~(f)(e)~~ Coordinate with other councils within Florida,
19 including the Independent Living Council, the advisory panel
20 established under s. 613(a)(12) of the Individuals with
21 Disabilities Education Act, 20 U.S.C. s. 1413(a)(12), the
22 State Planning Council described in s. 124 of the
23 Developmental Disabilities Assistance and Bill of Rights Act,
24 42 U.S.C. s. 6024, and the state mental health planning
25 council established under s. 1916(e) of the Public Health
26 Service Act, 42 U.S.C. s. 300x-4(e), and the board of
27 directors of Workforce Florida, Inc.

28 ~~(g)(f)~~ Advise the department and division and provide
29 for coordination and the establishment of working
30 relationships among the department, the division, the
31 Independent Living Council, and centers for independent living

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1 in the state.

2 ~~(h)(g)~~ Perform such other functions as the council
3 determines to be appropriate that are comparable to functions
4 performed by the council.

5 ~~(10)(9)~~(a) The council shall prepare, in conjunction
6 with the division, a plan for the provision of such resources,
7 including at least four staff persons, as may be necessary to
8 carry out the functions of the council. The resource plan
9 shall, to the maximum extent possible, rely on the use of
10 resources in existence during the period of implementation of
11 the plan.

12 (b) If there is a disagreement between the council and
13 the division in regard to the resources necessary to carry out
14 the functions of the council as set forth in this section, the
15 disagreement shall be resolved by the Governor.

16 (c) The council shall, consistent with law, supervise
17 and evaluate such staff and other personnel as may be
18 necessary to carry out its functions.

19 (d) While assisting the council in carrying out its
20 duties, staff and other personnel shall not be assigned duties
21 by the division or any other state agency or office that would
22 create a conflict of interest.

23 ~~(11)(10)~~ The council shall convene at least four
24 meetings each year. These meetings shall occur in such places
25 as the council deems necessary to conduct council business.
26 The council may conduct such forums or hearings as the council
27 considers appropriate. The meetings, hearings, and forums
28 shall be publicly announced. The meetings shall be open and
29 accessible to the public unless there is a valid reason for an
30 executive session. The council shall make a report of each
31 meeting which shall include a record of its discussions and

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1 recommendations, all of which reports shall be made available
2 to the public.

3 (12)~~(11)~~ The council shall reimburse members of the
4 council for reasonable and necessary expenses of attending
5 council meetings and performing council duties, including
6 child care and personal assistance services, as provided in
7 and subject to the requirements of s. 112.061. The council may
8 pay reasonable compensation to a member of the council if such
9 member is not employed or must forfeit wages from other
10 employment for each day the member is engaged in performing
11 the duties of the council.

12 Section 17. Paragraph (a) of subsection (3) of section
13 11.45, Florida Statutes, is amended to read:

14 11.45 Definitions; duties; authorities; reports;
15 rules.--

16 (3) AUTHORITY FOR AUDITS AND OTHER ENGAGEMENTS.--

17 (a) The Auditor General may, pursuant to his or her
18 own authority, or at the direction of the Legislative Auditing
19 Committee, conduct audits or other engagements as determined
20 appropriate by the Auditor General of:

21 1. The accounts and records of any governmental entity
22 created or established by law.

23 2. The information technology programs, activities,
24 functions, or systems of any governmental entity created or
25 established by law.

26 3. The accounts and records of any charter school
27 created or established by law.

28 4. The accounts and records of any direct-support
29 organization or citizen support organization created or
30 established by law. The Auditor General is authorized to
31 require and receive any records from the direct-support

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1 organization or citizen support organization, or from its
2 independent auditor.

3 5. The public records associated with any
4 appropriation made by the General Appropriations Act to a
5 nongovernmental agency, corporation, or person. All records of
6 a nongovernmental agency, corporation, or person with respect
7 to the receipt and expenditure of such an appropriation shall
8 be public records and shall be treated in the same manner as
9 other public records are under general law.

10 6. State financial assistance provided to any nonstate
11 entity.

12 7. The Tobacco Settlement Financing Corporation
13 created pursuant to s. 215.56005.

14 8. The Florida On-Line High School created pursuant to
15 s. 228.082.

16 9. Any purchases of federal surplus lands for use as
17 sites for correctional facilities as described in s. 253.037.

18 10. Enterprise Florida, Inc., including any of its
19 boards, advisory committees, or similar groups created by
20 Enterprise Florida, Inc., and programs. The audit report may
21 not reveal the identity of any person who has anonymously made
22 a donation to Enterprise Florida, Inc., pursuant to this
23 subparagraph. The identity of a donor or prospective donor to
24 Enterprise Florida, Inc., who desires to remain anonymous and
25 all information identifying such donor or prospective donor
26 are confidential and exempt from the provisions of s.
27 119.07(1) and s. 24(a), Art. I of the State Constitution. Such
28 anonymity shall be maintained in the auditor's report.

29 11. The Florida Development Finance Corporation or the
30 capital development board or the programs or entities created
31 by the board. The audit or report may not reveal the identity

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1 of any person who has anonymously made a donation to the board
2 pursuant to this subparagraph. The identity of a donor or
3 prospective donor to the board who desires to remain anonymous
4 and all information identifying such donor or prospective
5 donor are confidential and exempt from the provisions of s.
6 119.07(1) and s. 24(a), Art. I of the State Constitution. Such
7 anonymity shall be maintained in the auditor's report.

8 12. The records pertaining to the use of funds from
9 voluntary contributions on a motor vehicle registration
10 application or on a driver's license application authorized
11 pursuant to ss. 320.023 and 322.081.

12 13. The records pertaining to the use of funds from
13 the sale of specialty license plates described in chapter 320.

14 14. The transportation corporations under contract
15 with the Department of Transportation that are acting on
16 behalf of the state to secure and obtain rights-of-way for
17 urgently needed transportation systems and to assist in the
18 planning and design of such systems pursuant to ss.
19 339.401-339.421.

20 15. The acquisitions and divestitures related to the
21 Florida Communities Trust Program created pursuant to chapter
22 380.

23 16. The Florida Water Pollution Control Financing
24 Corporation created pursuant to s. 403.1837.

25 17. The Florida Partnership for School Readiness
26 created pursuant to s. 411.01.

27 ~~18. The Occupational Access and Opportunity Commission~~
28 ~~created pursuant to s. 413.83.~~

29 ~~18.19.~~ The Florida Special Disability Trust Fund
30 Financing Corporation created pursuant to s. 440.49.

31 ~~19.20.~~ Workforce Florida, Inc., or the programs or

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1 entities created by Workforce Florida, Inc., created pursuant
2 to s. 445.004.

3 ~~20.21.~~ The corporation defined in s. 455.32 that is
4 under contract with the Department of Business and
5 Professional Regulation to provide administrative,
6 investigative, examination, licensing, and prosecutorial
7 support services in accordance with the provisions of s.
8 455.32 and the practice act of the relevant profession.

9 ~~21.22.~~ The Florida Engineers Management Corporation
10 created pursuant to chapter 471.

11 ~~22.23.~~ The Investment Fraud Restoration Financing
12 Corporation created pursuant to chapter 517.

13 ~~23.24.~~ The books and records of any permitholder that
14 conducts race meetings or jai alai exhibitions under chapter
15 550.

16 ~~24.25.~~ The corporation defined in part II of chapter
17 946, known as the Prison Rehabilitative Industries and
18 Diversified Enterprises, Inc., or PRIDE Enterprises.

19 Section 18. Paragraph (b) of subsection (5) of section
20 90.6063, Florida Statutes, is amended to read:

21 90.6063 Interpreter services for deaf persons.--

22 (5) The appointing authority may channel requests for
23 qualified interpreters through:

24 (b) The Division of Vocational Rehabilitation Program
25 ~~Office~~ of the Department of Education ~~Labor and Employment~~
26 ~~Security~~; or

27 Section 19. Section 215.311, Florida Statutes, is
28 amended to read:

29 215.311 State funds; exceptions.--The provisions of s.
30 215.31 shall not apply to funds collected by and under the
31 direction and supervision of the Division of Blind Services of

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1 the Department of Education ~~Labor and Employment Security~~ as
2 provided under ss. 413.011, 413.041, and 413.051; however,
3 nothing in this section shall be construed to except from the
4 provisions of s. 215.31 any appropriations made by the state
5 to the division.

6 Section 20. Subsection (5) of section 394.75, Florida
7 Statutes, is amended to read:

8 394.75 State and district substance abuse and mental
9 health plans.--

10 (5) The district plan shall address how substance
11 abuse and mental health services will be provided and how a
12 system of care for target populations will be provided given
13 the resources available in the service district. The plan must
14 include provisions for maximizing client access to the most
15 recently developed psychiatric medications approved by the
16 United States Food and Drug Administration, for developing
17 independent housing units through participation in the Section
18 811 program operated by the United States Department of
19 Housing and Urban Development, for developing supported
20 employment services through the Division of Vocational
21 Rehabilitation of the Department of Education ~~Labor and~~
22 ~~Employment Security~~, for providing treatment services to
23 persons with co-occurring mental illness and substance abuse
24 problems which are integrated across treatment systems, and
25 for providing services to adults who have a serious mental
26 illness, as defined in s. 394.67, and who reside in assisted
27 living facilities.

28 Section 21. Subsection (2) of section 395.404, Florida
29 Statutes, is amended to read:

30 395.404 Review of trauma registry data;
31 confidentiality and limited release.--

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1 (2) Notwithstanding the provisions of s. 381.74, each
2 trauma center and acute care hospital shall submit severe
3 disability and head-injury registry data to the department as
4 provided by rule ~~in lieu of submitting such registry~~
5 ~~information to the Department of Labor and Employment~~
6 ~~Security~~. Each trauma center and acute care hospital shall
7 continue to provide initial notification of persons who have
8 severe disabilities and head injuries to the Department of
9 Health ~~Labor and Employment Security~~ within timeframes
10 provided in chapter 413. Such initial notification shall be
11 made in the manner prescribed by the Department of Health
12 ~~Labor and Employment Security~~ for the purpose of providing
13 timely vocational rehabilitation services to the severely
14 disabled or head-injured person.

15 Section 22. Paragraph (a) of subsection (1) of section
16 410.0245, Florida Statutes, is amended to read:

17 410.0245 Study of service needs; report; multiyear
18 plan.--

19 (1)(a) The Adult Services Program Office of the
20 Department of Children and Family Services shall contract for
21 a study of the service needs of the 18-to-59-year-old disabled
22 adult population served or waiting to be served by the
23 community care for disabled adults program. The Division of
24 Vocational Rehabilitation of the Department of Education ~~Labor~~
25 ~~and Employment Security~~ and other appropriate state agencies
26 shall provide information to the Department of Children and
27 Family Services when requested for the purposes of this study.

28 Section 23. Subsection (2) of section 410.604, Florida
29 Statutes, is amended to read:

30 410.604 Community care for disabled adults program;
31 powers and duties of the department.--

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1 (2) Any person who meets the definition of a disabled
2 adult pursuant to s. 410.603(2) is eligible to receive the
3 services of the community care for disabled adults program.
4 However, the community care for disabled adults program shall
5 operate within the funds appropriated by the Legislature.
6 Priority shall be given to disabled adults who are not
7 eligible for comparable services in programs of or funded by
8 the department or the Division of Vocational Rehabilitation of
9 the Department of Education ~~Labor and Employment Security~~; who
10 are determined to be at risk of institutionalization; and
11 whose income is at or below the existing institutional care
12 program eligibility standard.

13 Section 24. Subsection (1) of section 413.034, Florida
14 Statutes, is amended to read:

15 413.034 Commission established; membership.--

16 (1) There is created within the Department of
17 Management Services the Commission for Purchase from the Blind
18 or Other Severely Handicapped, to be composed of the secretary
19 of the Department of Management Services; the director of the
20 Division of Vocational Rehabilitation of the Department of
21 Education ~~Labor and Employment Security~~, who shall be an ex
22 officio member with voting rights; the director of the
23 Division of Blind Services of the Department of Education
24 ~~Labor and Employment Security~~; and four members to be
25 appointed by the Governor, which four members shall be an
26 executive director of a nonprofit agency for the blind, an
27 executive director of a nonprofit agency for other severely
28 handicapped persons, a representative of private enterprise,
29 and a representative of other political subdivisions. All
30 appointed members shall serve for terms of 4 years. Appointed
31 commission members shall serve subject to confirmation by the

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1 Senate.

2 Section 25. Paragraph (a) of subsection (2) and
3 subsection (3) of section 413.051, Florida Statutes, are
4 amended to read:

5 413.051 Eligible blind persons; operation of vending
6 stands.--

7 (2) As used in this section:

8 (a) "Blind licensee" means any blind person trained
9 and licensed by the Division of Blind Services of the
10 Department of Education ~~Labor and Employment Security~~ to
11 operate a vending stand.

12 (3) Blind licensees shall be given the first
13 opportunity to participate in the operation of vending stands
14 on all state properties acquired after July 1, 1979, when such
15 facilities are operated under the supervision of the Division
16 of Blind Services of the Department of Education ~~Labor and~~
17 ~~Employment Security~~.

18 Section 26. Section 413.064, Florida Statutes, is
19 amended to read:

20 413.064 Rules.--The Department of Education ~~Labor and~~
21 ~~Employment Security~~ shall adopt all necessary rules pertaining
22 to the conduct of a solicitation for the benefit of blind
23 persons, including criteria for approval of an application for
24 a permit for such solicitation.

25 Section 27. Section 413.066, Florida Statutes, is
26 amended to read:

27 413.066 Revocation of permit.--Any failure on the part
28 of a person or organization holding a permit under the
29 provisions of ss. 413.061-413.068 to comply with the law or
30 with all rules promulgated by the Department of Education
31 ~~Labor and Employment Security~~ as authorized by s. 413.064

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1 constitutes a ground for revocation of the permit by the
2 Division of Blind Services.

3 Section 28. Section 413.067, Florida Statutes, is
4 amended to read:

5 413.067 Penalty.--Any person who violates the
6 provisions of ss. 413.061-413.068 or any rule promulgated by
7 the Department of Education ~~Labor and Employment Security~~
8 pursuant thereto commits a misdemeanor of the second degree,
9 punishable as provided in s. 775.082 or s. 775.083.

10 Section 29. Subsection (1) of section 413.091, Florida
11 Statutes, is amended to read:

12 413.091 Identification cards.--

13 (1) The Division of Blind Services of the Department
14 of Education ~~Labor and Employment Security~~ is hereby empowered
15 to issue identification cards to persons known to be blind or
16 partially sighted, upon the written request of such
17 individual.

18 Section 30. Subsection (1) of section 413.092, Florida
19 Statutes, is amended to read:

20 413.092 Blind Babies Program.--

21 (1) The Blind Babies Program is created within the
22 Division of Blind Services of the Department of Education
23 ~~Labor and Employment Security~~ to provide community-based
24 early-intervention education to children from birth through 5
25 years of age who are blind or visually impaired, and to their
26 parents, families, and caregivers, through community-based
27 provider organizations. The division shall enlist parents,
28 ophthalmologists, pediatricians, schools, Infant and Toddlers
29 Early Intervention Programs, and therapists to help identify
30 and enroll blind and visually impaired children, as well as
31 their parents, families, and caregivers, in these educational

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1 programs.

2 Section 31. Subsection (1) of section 413.445, Florida
3 Statutes, is amended to read:

4 413.445 Recovery of third-party payments for
5 vocational rehabilitation and related services.--

6 (1) As used in this section, "vocational
7 rehabilitation and related services" means any services that
8 ~~which~~ are provided or paid for by the Division of Vocational
9 Rehabilitation of the Department of Education ~~Labor and~~
10 ~~Employment Security~~.

11 Section 32. Subsection (12) of section 413.615,
12 Florida Statutes, is amended to read:

13 413.615 Florida Endowment for Vocational
14 Rehabilitation.--

15 (12) ANNUAL REPORT.--The board shall issue a report to
16 the Governor, the President of the Senate, the Speaker of the
17 House of Representatives, and the Commissioner of Education
18 ~~Secretary of Labor and Employment Security~~ by February 1 each
19 year, summarizing the performance of the endowment fund for
20 the previous fiscal year, summarizing the foundation's
21 fundraising activities and performance, and detailing those
22 activities and programs supported by the endowment principal
23 or earnings on the endowment principal or by bequests, gifts,
24 grants, donations, and other valued goods and services
25 received.

26 Section 33. Subsection (5) of section 944.012, Florida
27 Statutes, is amended to read:

28 944.012 Legislative intent.--The Legislature hereby
29 finds and declares that:

30 (5) In order to make the correctional system an
31 efficient and effective mechanism, the various agencies

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1 involved in the correctional process must coordinate their
 2 efforts. Where possible, interagency offices should be
 3 physically located within major institutions and should
 4 include representatives of the Florida State Employment
 5 Service, the vocational rehabilitation programs of the
 6 Department of Education ~~Labor and Employment Security~~, and the
 7 Parole Commission. Duplicative and unnecessary methods of
 8 evaluating offenders must be eliminated and areas of
 9 responsibility consolidated in order to more economically
 10 utilize present scarce resources.

11 Section 34. Before the 2005 Regular Session of the
 12 Legislature, the Office of Program Policy Analysis and
 13 Government Accountability shall conduct a review of and
 14 prepare a report on the progress of the Division of Vocational
 15 Rehabilitation of the Department of Education.

16 Section 35. (1) Part III of chapter 413, Florida
 17 Statutes, consisting of sections 413.81, 413.82, 413.83,
 18 413.84, 413.85, 413.86, 413.87, 413.88, 413.89, 413.90,
 19 413.91, 413.92, and 413.93, Florida Statutes, is repealed.

20 (2) Subsection (8) of section 445.024, Florida
 21 Statutes, is repealed.

22 Section 36. This act shall take effect upon becoming a
 23 law.

24
 25
 26 ===== T I T L E A M E N D M E N T =====

27 And the title is amended as follows:

28 Delete everything before the enacting clause

29
 30 and insert:

31 A bill to be entitled

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1 An act relating to services for persons who
2 have disabilities; amending ss. 20.15, 20.171,
3 229.003, 229.004, and 229.0073, F.S.;
4 conforming organizational provisions to the
5 transfer of the Division of Vocational
6 Rehabilitation and the Division of Blind
7 Services from the Department of Labor and
8 Employment Security to the Department of
9 Education; providing for establishment and
10 oversight of the divisions within the
11 reorganized state education system; amending s.
12 413.20, F.S.; revising definitions under pt. II
13 of ch. 413, F.S., relating to vocational
14 rehabilitation programs; creating s. 413.201,
15 F.S.; providing that the Department of
16 Education is the designated state agency for
17 implementing federal vocational rehabilitation
18 requirements; creating s. 413.202, F.S.;
19 providing that the Division of Vocational
20 Rehabilitation is the designated administrative
21 unit for such implementation; creating s.
22 413.203, F.S.; providing legislative intent and
23 procedure with respect to conflicting laws;
24 creating s. 413.206, F.S.; requiring the
25 Division of Vocational Rehabilitation to
26 develop a 5-year plan relating to general
27 vocational rehabilitation programs; providing
28 requirements for the contents of the plan;
29 requiring annual reports; creating s. 413.207,
30 F.S.; providing quality assurance and
31 performance requirements for the Division of

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1 Vocational Rehabilitation; creating s. 413.208,
2 F.S.; providing for service providers' quality
3 assurance and fitness for their
4 responsibilities; amending s. 413.23, F.S.;
5 revising provisions relating to the federally
6 required state plan for administration of
7 vocational rehabilitation services; amending s.
8 413.395, F.S.; clarifying reporting
9 requirements of the Florida Independent Living
10 Council; revising references to conform to
11 changes made by the act; amending s. 413.405,
12 F.S.; renaming the Rehabilitation Advisory
13 Council as the Florida Rehabilitation Council;
14 revising council membership and duties;
15 requiring the council to submit reports to the
16 Governor, Legislature, and United States
17 Secretary of Education; amending ss. 11.45,
18 90.6063, 215.311, 394.75, 395.404, 410.0245,
19 410.604, 413.034, 413.051, 413.064, 413.066,
20 413.067, 413.091, 413.092, 413.401, 413.445,
21 413.615, and 944.012, F.S.; revising language
22 and references to conform to changes made by
23 the act; requiring the Office of Program Policy
24 Analysis and Government Accountability to
25 conduct a review of the progress of the
26 Division of Vocational Rehabilitation and to
27 prepare a report; repealing pt. III of ch. 413,
28 F.S., and s. 445.024(8), F.S., relating to
29 creation and duties of the Occupational Access
30 and Opportunity Commission; providing an
31 effective date.