

1                                   A bill to be entitled  
 2           An act relating to client services fee collections;  
 3           amending s. 402.33, F.S.; eliminating certain authority of  
 4           the Department of Children and Family Services and the  
 5           Department of Health to use fee collections in excess of  
 6           fee-supported appropriations for certain purposes;  
 7           providing an effective date.

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

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 11           Section 1. Subsection (10) of section 402.33, Florida  
 12           Statutes, is amended to read:

13           402.33 Department authority to charge fees for services  
 14           provided.--

15           ~~(10) (a) Unless otherwise specified by the Legislature, fee~~  
 16           ~~collections, including third party reimbursements, in excess of~~  
 17           ~~fee supported appropriations may be used in conformance with the~~  
 18           ~~provisions of chapter 216 to fund nonrecurring expenditures for~~  
 19           ~~direct client services and to fund administrative costs of~~  
 20           ~~improving the fee collection program of the department. No more~~  
 21           ~~than one sixth of the amount of collections in excess of the~~  
 22           ~~amount of appropriations may be used to fund such improvements~~  
 23           ~~to the program. Priority consideration for the expenditure of~~  
 24           ~~excess collections shall be given to those districts and~~  
 25           ~~programs most responsible for the excess. A plan for the use of~~  
 26           ~~excess collections not spent in the fiscal year in which~~  
 27           ~~collected shall be subject to approval by the Executive Office~~  
 28           ~~of the Governor within 90 days from the end of the state fiscal~~

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29 ~~year in which the excess occurs.~~

30 ~~(b) For the 2005-2006 fiscal year only, the provisions of~~  
31 ~~paragraph (a) shall not apply. This paragraph expires July 1,~~  
32 ~~2006.~~

33 Section 2. This act shall take effect July 1, 2006.