

1 A bill to be entitled
 2 An act relating to children's promise zones; amending s.
 3 409.147, F.S.; renaming "children's zones" as "children's
 4 promise zones"; revising legislative findings and intent
 5 and policy and purpose; revising definitions; requiring
 6 the governing body to establish a children's promise zone
 7 planning team; providing powers and responsibilities of
 8 the planning team; revising provisions relating to the
 9 strategic community plan; providing for additional focus
 10 areas; renaming and extending duration of the Magic City
 11 Children's Zone, Inc., pilot project; providing for the
 12 corporation to be administered by the Department of
 13 Children and Family Services; revising composition of the
 14 board of directors and election and duties of officers;
 15 providing for the department to enter into a contract with
 16 a not-for-profit corporation to implement the children's
 17 promise zone program; authorizing the Ounce of Prevention
 18 Fund of Florida, Inc., to retain certain interest earnings
 19 to finance project activities; requiring annual
 20 documentation of interest earnings and expenditures;
 21 providing an effective date.

22
 23 Be It Enacted by the Legislature of the State of Florida:

24
 25 Section 1. Section 409.147, Florida Statutes, is amended
 26 to read:

27 409.147 Children's promise zones.--
 28 (1) LEGISLATIVE FINDINGS AND INTENT.--

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29 (a) The Legislature finds that:

30 1. There are neighborhoods in the state where the
31 infrastructure and opportunities that middle-class communities
32 take for granted are nonexistent or so marginal that they are
33 ineffective.

34 2. Children living in these neighborhoods are not read to
35 by an adult on a regular basis and attend a prekindergarten
36 education program at a much lower rate than children in other
37 communities. These children experience below-average performance
38 on standardized tests and graduate from high school and attend
39 college in fewer numbers. Most of these children are living in
40 poverty and are eligible for the free or reduced-price school
41 lunch program.

42 3. Children in these neighborhoods often suffer from high
43 rates of asthma, a higher risk of lead poisoning, and inadequate
44 health care, and they are routinely exposed to violence and
45 crime.

46 4. In spite of these obstacles, these neighborhoods are
47 many times home to strong individuals and institutions that are
48 committed to making a difference in the lives of children and
49 their families.

50 (b) It is therefore the intent of the Legislature to
51 assist disadvantaged areas within the state in creating a high
52 quality, neighborhood-based, comprehensive, coordinated
53 ~~community-based~~ service network that develops, coordinates, and
54 provides quality education, accessible health care, youth
55 development programs, opportunities for employment, and safe and
56 affordable housing combined with efforts to rebuild the basic

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57 fabric of the community for children, young adults, and their
58 families living within the ~~its~~ boundaries of such a community.

59 (2) POLICY AND PURPOSE.--It is the policy of this state to
60 provide the necessary means to assist local communities, the
61 children, young adults, and their families who live in those
62 communities, and the private sector in creating a sound
63 educational, social, and economic environment. To achieve this
64 objective, the state intends to provide investments sufficient
65 to encourage community partners to commit financial and other
66 resources to severely disadvantaged areas. The purpose of this
67 section is to establish a process that clearly identifies the
68 severely disadvantaged areas and provides guidance for
69 developing a new social service paradigm that systematically
70 coordinates programs and focuses on integrating previously
71 compartmentalized approaches to early childhood, education,
72 health care, after-school services, parenting education, college
73 preparation, and neighborhood revitalization that address the
74 critical needs of children and their families and for directing
75 efforts to rebuild the basic infrastructure of the community.
76 The Legislature, therefore, declares the creation of children's
77 promise zones, through the collaborative efforts of government
78 and the private sector, to be a public purpose. Over time, each
79 designated children's promise zone will create a pipeline of
80 accessible, linked, best-practice programs, and high-quality
81 schools for neighborhood children and young adults, starting
82 before birth and ending with college graduation. The pipeline
83 shall include additional programs to support parents, families,
84 and the larger community.

85 (3) DEFINITIONS.--As used in this section, the term:

86 (a) "Governing body" means the commission or other
 87 legislative body charged with governing a county or
 88 municipality.

89 (b) "The Ounce" means the Ounce of Prevention Fund of
 90 Florida, Inc.

91 ~~(c) "Planning team" means a children's zone planning team~~
 92 ~~established under this section.~~

93 (c) ~~(d)~~ "Resident" means a person who lives or operates a
 94 small community-based business or organization within the
 95 boundaries of the children's promise zone.

96 (4) CHILDREN'S PROMISE ZONE NOMINATING PROCESS.--A county
 97 or municipality, or a county and one or more municipalities
 98 together, may apply to the Ounce to designate an area as a
 99 children's promise zone after the governing body:

100 (a) Adopts a resolution that:

101 1. Finds that an area exists in such county or
 102 municipality, or in the county and one or more municipalities,
 103 that chronically exhibits extreme and unacceptable levels of
 104 poverty, unemployment, physical deterioration, as well as
 105 limited access to quality educational, health care, and social
 106 services.

107 2. Determines that the rehabilitation, conservation, or
 108 redevelopment, or a combination thereof, of the area is
 109 necessary in the interest of improving the health, wellness,
 110 education, living conditions, and livelihoods of the children
 111 and their families who live in the county or municipality.

112 3. Determines that the revitalization of the area can

113 occur only if the state and the private sector invest resources
 114 to improve infrastructure and the provision of services.

115 (b) Establishes a children's promise zone planning team as
 116 provided in subsection (5).

117 (c) Develops and adopts a strategic community plan as
 118 provided in subsection (6).

119 (d) Creates a corporation not for profit as provided in
 120 subsection (7).

121 (5) CHILDREN'S PROMISE ZONE PLANNING TEAM.--

122 (a) After the governing body adopts the resolution
 123 described in subsection (4), the county or municipality shall
 124 establish a children's promise zone planning team.

125 (b) The planning team shall include residents, parents,
 126 teachers, business leaders, and other key stakeholders
 127 ~~representatives~~ from community-based organizations and other
 128 community institutions. At least half of the members of the
 129 planning team must be residents.

130 (c) The planning team shall:

131 1. Develop a planning process that sets the direction for,
 132 builds a commitment to, and develops the capacity to realize the
 133 children's promise zone concept.

134 2. Develop a vision of what the children's promise zone
 135 will look like when the challenges, problems, and opportunities
 136 ~~in the children's zone~~ are successfully addressed.

137 3. Identify important opportunities, strengths,
 138 challenges, and problems in the children's promise zone.

139 4. Develop a strategic community plan consisting of goals,
 140 objectives, tasks, the designation of responsible parties, the

141 identification of resources needed, timelines for implementation
 142 of the plan, and procedures for monitoring outcomes. The
 143 strategic community plan shall serve as the foundation for the
 144 work of the children's promise zone and evaluation of the plan
 145 shall measure program performance based on the stated objectives
 146 and outcomes. The evaluation shall provide feedback to
 147 stakeholders within the community regarding the programs,
 148 information on which to base program modifications and
 149 enhancements, and results-oriented indicators of success.

150 5. Develop a program that seeks to provide children living
 151 in poverty with every possible chance to succeed through the
 152 combined development of high-quality, comprehensive,
 153 coordinated, neighborhood-based programs for children, young
 154 adults, and parents, combined with efforts to rebuild the fabric
 155 of the community.

156 (d) The planning team shall designate working groups to
 157 specifically address each of the following focus areas:

- 158 1. Early development and care of children.
- 159 2. Education of children and youth.
- 160 3. Health and wellness.
- 161 4. Youth support.
- 162 5. Parent and guardian support.
- 163 6. Adult education, training, and jobs.
- 164 7. Community safety.
- 165 8. Housing and community development.
- 166 9. Elder affairs.
- 167 10. Faith community.
- 168 11. Arts and culture.

169 12. Evaluation.
 170 13. Marketing and communication.
 171 14. Fundraising and development.
 172 (6) CHILDREN'S PROMISE ZONE STRATEGIC COMMUNITY
 173 PLAN.--After the governing body adopts the resolution described
 174 in subsection (4), the working groups shall develop objectives
 175 and identify strategies for each focus area. The objectives,
 176 specified by focus area, for a working group may include, but
 177 not be limited to:
 178 (a) Early development and care of children.
 179 1. Providing resources to enable every child to be
 180 adequately nurtured during the first 3 years of life.
 181 2. Ensuring that all schools are ready for children and
 182 all children are ready for school.
 183 3. Facilitating enrollment in half-day or full-day
 184 prekindergarten for all 3-year-old and 4-year-old children.
 185 4. Strengthening parent and guardian relationships with
 186 care providers.
 187 5. Providing support and education for families and child
 188 care providers.
 189 (b) Education of children and youth.
 190 1. Increasing the level and degree of accountability of
 191 persons who are responsible for the development and well-being
 192 of all children in the children's promise zone.
 193 2. Changing the structure and function of schools to
 194 increase the quality and amount of time spent on instruction and
 195 increase programmatic options and offerings.
 196 3. Creating a safe and respectful environment for student

197 learning.

198 4. Identifying and supporting points of alignment between
 199 the children's promise zone community plan and the school
 200 district's strategic plan.

201 (c) Health and wellness.

202 1. Facilitating enrollment of all eligible children in the
 203 Florida Kidcare program and providing full access to high-
 204 quality drug and alcohol treatment services.

205 2. Eliminating health disparities between racial and
 206 cultural groups, including improving outcomes and increasing
 207 interventions.

208 3. Providing fresh, good quality, affordable, and
 209 nutritious food ~~within the children's zone~~.

210 4. Providing all children ~~in the children's zone~~ with
 211 access to safe structured and unstructured recreation.

212 (d) Youth support.

213 1. Increasing the high school graduation rate.

214 2. Increasing enrollment in postsecondary educational
 215 programs.

216 ~~3.2.~~ Increasing leadership development and employment
 217 opportunities for youth.

218 (e) Parent and guardian support.

219 1. Increasing parent and adult literacy.

220 2. Expanding access for parents to critical resources,
 221 such as jobs, transportation, day care, and after-school care.

222 3. Improving the effectiveness of the ways in which
 223 support systems communicate and collaborate with parents and the
 224 ways in which parents communicate and collaborate with support

225 systems.

226 4. Making the services of the Healthy Families Florida
 227 program available to provide multiyear support to expectant
 228 parents and persons caring for infants and toddlers.

229 (f) Adult education, training, and jobs.

230 1. Creating job opportunities for adults that lead to
 231 career development.

232 2. Establishing a career and technical school, or a
 233 satellite of such a school ~~in the children's zone~~, which
 234 includes a one-stop career center.

235 (g) Community safety.

236 1. Providing a safe environment for all children at home,
 237 in school, and in the community.

238 2. Eliminating the economic, political, and social forces
 239 that lead to a lack of safety within the family, the community,
 240 schools, and institutional structures.

241 3. Assessing policies and practices, including sentencing,
 242 incarceration, detention, and data reporting, in order to reduce
 243 youth violence, crime, and recidivism.

244 (h) Housing and community development.

245 1. Strengthening the residential real estate market.

246 2. Building on existing efforts to promote socioeconomic
 247 diversity when developing a comprehensive land use strategic
 248 plan.

249 3. Promoting neighborhood beautification strategies.

250 (i) Elder affairs.

251 1. Identifying elder residents who are primary caregivers
 252 for younger children.

253 2. Improving the ability of elders to engage with the
 254 school system.

255 3. Ensuring that elders are aware of the many legal
 256 options for relationships with children in their care, including
 257 guardianship, adoption, kinship care, and becoming a foster
 258 parent.

259 (j) Faith community.

260 1. Encouraging churches to institute "One Church, One
 261 Child" programming as part of their social mission to increase
 262 the number of foster children who are adopted in the children's
 263 promise zone.

264 2. Empowering churches with the capacity to provide
 265 quality human services and technical assistance in grant writing
 266 and program management.

267 3. Encouraging churches to extend their ministries to
 268 hard-to-reach populations.

269 (k) Arts and culture.

270 1. Strengthening arts and music programs for children and
 271 young adults throughout the zone.

272 2. Encouraging businesses, professional sports
 273 organizations, and civic leaders to sponsor the attendance of
 274 youth at special events in the children's promise zone.

275 3. Increasing the exposure of the youth to other cultures
 276 through travel and observation.

277 (l) Evaluation.

278 1. Facilitating the evaluation as developed by the
 279 external evaluation team.

280 2. Developing the capacity of member organizations to

281 conduct evaluations.

282 3. Increasing the capability of member organizations to
 283 collect and manage data.

284 4. Assisting in the assessment needs, strengths, and
 285 capacities of member organizations.

286 5. Assisting in the development of ongoing sustainability
 287 strategies.

288 (m) Marketing and communication.

289 1. Developing a marketing plan.

290 2. Beginning the process of brand development.

291 3. Developing community outreach plan goals and
 292 objectives.

293 (n) Fundraising and development.

294 1. Developing fundraising goals and an overall development
 295 strategy for a sustained 10-year outlook.

296 2. Identifying potential donors.

297 3. Outlining specific benefits to the community and the
 298 economy of the children's promise zone.

299 (7) CHILDREN'S PROMISE ZONE CORPORATION.--After the
 300 governing body adopts the resolution described in subsection
 301 (4), the county or municipality shall create a corporation not
 302 for profit which shall be registered, incorporated, organized,
 303 and operated in compliance with chapter 617. The purpose of the
 304 corporation is to facilitate fundraising, to secure broad
 305 community ownership of the children's promise zone, and, if the
 306 area selected by the governing body is designated as a
 307 children's promise zone, to:

308 (a) Begin to transfer responsibility for planning from the

309 | planning team to the corporation.

310 | (b) Begin the implementation and governance of the
 311 | ~~children's zone~~ community plan.

312 | (8) CREATION OF MIAMI ~~MAGIC CITY~~ CHILDREN'S PROMISE ZONE,
 313 | INC., PILOT PROJECT.--

314 | (a) There is created within the Liberty City neighborhood
 315 | in Miami-Dade County a 10-year pilot project ~~zone~~ that, by
 316 | November 1, 2009 ~~2008~~, shall be managed by an entity organized
 317 | as a corporation not for profit which shall be registered,
 318 | incorporated, organized, and operated in compliance with chapter
 319 | 617. The corporation shall be known as the Miami ~~Magie City~~
 320 | Children's Promise Zone, Inc., and shall be administratively
 321 | housed within the Department of Children and Family Services
 322 | ~~Belafonte Tacooley Center~~. However, Miami ~~Magie City~~ Children's
 323 | Promise Zone, Inc., is not subject to control, supervision, or
 324 | direction by the Department of Children and Family Services
 325 | ~~Belafonte Tacooley Center~~ in any manner. The Legislature
 326 | determines, however, that public policy dictates that the
 327 | corporation operate in the most open and accessible manner
 328 | consistent with its public purpose. Therefore, the Legislature
 329 | specifically declares that the corporation is subject to chapter
 330 | 119, relating to public records, chapter 286, relating to public
 331 | meetings and records, and chapter 287, relating to procurement
 332 | of commodities or contractual services.

333 | (b) This pilot project ~~zone~~ is designed to encompass an
 334 | area that is large enough to include all of the necessary
 335 | components of community life, including, but not limited to,
 336 | schools, places of worship, recreational facilities, commercial

337 areas, and common space, yet small enough to allow programs and
 338 services to reach every willing member of the neighborhood.
 339 Therefore, the geographic boundaries of the pilot project ~~zone~~
 340 are:

- 341 1. Northwest 79th Street to the north;
- 342 2. Northwest 36th Street to the south;
- 343 3. North Miami Avenue to the east; and
- 344 4. Northwest 27th Avenue to the west.

345 (c)1. The corporation shall be governed by a 30-member ~~15-~~
 346 ~~member~~ board of directors, which. ~~The board of directors~~ shall
 347 consist of the following members:

348 a. The district administrator for Miami-Dade County from
 349 the Department of Children and Family Services or his or her
 350 designee.

351 b. The superintendent of Miami-Dade County Public Schools
 352 or his or her designee.

353 c. A representative from the Miami-Dade office of the
 354 state attorney who works in child support enforcement.

355 d. A representative from the Miami-Dade County Health
 356 Department's Consortium for a Healthier Miami-Dade.

357 e. The director of the Agency for Workforce Innovation or
 358 his or her designee.

359 f. The circuit coordinator from the Department of Juvenile
 360 Justice or his or her designee.

361 g. A representative from the Greater Miami Chamber of
 362 Commerce.

363 h. A representative from the Miami-Dade Chamber of
 364 Commerce.

- 365 | i. A representative from the Haitian-American Chamber of
- 366 | Commerce of Florida.
- 367 | j. The mayor of Miami-Dade County or his or her designee.
- 368 | k. A representative from the United Way of Miami-Dade.
- 369 | l. A representative from the Liberty Square Housing
- 370 | Projects, appointed by the chair of the resident council.
- 371 | m. The director of the City of Miami Neighborhood
- 372 | Enhancement Team or his or her designee.
- 373 | n. The executive director of the Jessie Trice Community
- 374 | Health Center.
- 375 | o. A representative from the Public Health Trust at
- 376 | Jackson Memorial Hospital.
- 377 | p. A representative from the City of Miami Police
- 378 | Department North District, to be chosen by the commander.
- 379 | q. A representative from the Early Learning Coalition of
- 380 | Miami-Dade and Monroe Counties.
- 381 | r. The executive director of Habitat for Humanity or his
- 382 | or her designee.
- 383 | s. The Mayor of the City of Miami or his or her designee.
- 384 | t. The Chief Executive Officer or President of the
- 385 | Children's Trust of Miami-Dade County or his or her designee.
- 386 | u. A judge, to be appointed by the chief judge of the
- 387 | juvenile division of the Eleventh Judicial Circuit.
- 388 | v. A representative from the Healthy Families Florida
- 389 | program, to be chosen by the executive director.
- 390 | w. A representative from the local Healthy Start
- 391 | coalition.
- 392 | x. The executive director of the Miami-Dade Affordable

393 Housing Foundation or his or her designee.

394 y. Six members that include residents and representatives

395 of local businesses, faith-based organizations, and nonprofit

396 organizations.

397 ~~a. The chief executive officer of the Belafonte Taceley~~

398 ~~Center.~~

399 ~~b. The executive director of the Carrie P. Meek~~

400 ~~Entrepreneurial Education Center, Miami-Dade College.~~

401 ~~e. The director of the Parks and Recreation Department of~~

402 ~~the City of Miami.~~

403 ~~d. The director of the Miami-Dade Cultural Arts Center.~~

404 ~~e. The chief executive officer of the Urban League of~~

405 ~~Greater Miami.~~

406 ~~f. The director of the Liberty City Service Partnership.~~

407 ~~g. The regional superintendent of the Miami-Dade County~~

408 ~~Public Schools.~~

409 ~~h. The president of the Student Government Association of~~

410 ~~Northwestern High School.~~

411 ~~i. The president of the Student Government Association of~~

412 ~~Edison High School.~~

413 ~~j. The president of the Parent Teacher Student Association~~

414 ~~of Northwestern High School.~~

415 ~~k. The president of the Parent Teacher Student Association~~

416 ~~of Edison High School.~~

417 ~~l. Four members from the local private business sector, to~~

418 ~~be appointed by a majority vote of the members designated in~~

419 ~~sub-subparagraphs a.-k., all of whom must have significant~~

420 ~~experience in one of the focus areas specified in subsection~~

421 ~~(6).~~

422 2. All members of the board of directors shall be
 423 appointed no later than 90 days following the incorporation of
 424 the Miami ~~Magie City~~ Children's Promise Zone, Inc., and:

425 a. ~~Eleven~~ Members initially appointed pursuant to this
 426 paragraph shall each serve a 2-year ~~4-year~~ term.

427 ~~b. The remaining initial four appointees shall each serve~~
 428 ~~a 2-year term.~~

429 ~~e. Each member appointed thereafter shall serve a 4-year~~
 430 ~~term.~~

431 ~~b.d.~~ A vacancy shall be filled in the same manner in which
 432 the original appointment was made, and a member appointed to
 433 fill a vacancy shall serve for the remainder of that term.

434 ~~c.e.~~ A member may not serve more than 8 years in
 435 consecutive terms.

436 3. The board of directors shall biennially ~~annually~~ elect
 437 a chairperson and a vice chairperson from among the board's
 438 members. The members may, by a vote of 16 ~~eight~~ members, remove
 439 a member from the position of chairperson or vice chairperson
 440 before the expiration of his or her term as chairperson or vice
 441 chairperson. His or her successor shall be elected to serve for
 442 the balance of the term of the chairperson or vice chairperson
 443 who was removed.

444 4. The board of directors shall meet at least four times
 445 each year upon the call of the chairperson, at the request of
 446 the vice chairperson, or at the request of a majority of the
 447 membership. A majority of the membership constitutes a quorum.
 448 The board of directors may take official action by a majority

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449 | vote of the members present at any meeting at which a quorum is
450 | present. The board may conduct its meetings through
451 | teleconferences or other similar means.

452 | 5. A member of the board of directors may be removed by a
453 | majority of the membership. Absence from three consecutive
454 | meetings results in automatic removal.

455 | 6. Each member of the board of directors shall serve
456 | without compensation but is entitled to reimbursement for per
457 | diem and travel expenses as provided in s. 112.061 while in the
458 | performance of his or her duties.

459 | 7. The corporation shall create a standing advisory board
460 | to assist in any part of its delegated duties. The membership of
461 | the standing advisory board shall reflect the expertise
462 | necessary for the implementation of the ~~children's zone~~ pilot
463 | project.

464 | 8. The board of directors has the power and duty to:

465 | a. Adopt articles of incorporation and bylaws necessary to
466 | govern its activities.

467 | b. Begin to transfer responsibility for planning from the
468 | ~~children's zone~~ planning team to the corporation.

469 | c. Begin the implementation and governance of the
470 | ~~children's zone~~ community plan.

471 | d. Enter into a contract with a management consultant who
472 | has experience working with social service and educational
473 | entities for the purpose of developing a 10-year comprehensive
474 | business plan to carry out the provisions of this section.

475 | (d) Miami ~~Magic City~~ Children's Promise Zone, Inc., shall
476 | submit an annual report to the President of the Senate and the

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477 Speaker of the House of Representatives by January 31, 2010
478 ~~2009~~, and by January 31 of each year thereafter, which shall
479 include a comprehensive and detailed report of its operations,
480 activities, and accomplishments for the prior year as well as
481 its goals for the current year. The initial report shall also
482 include information concerning the status of the development of
483 a business plan.

484 (9) IMPLEMENTATION.--In order to implement ~~The~~
485 ~~implementation of this section, the Department of Children and~~
486 ~~Family Services shall contract is contingent upon a specific~~
487 ~~appropriation to provide a grant for a 3-year period for the~~
488 ~~purpose of implementing this section, which includes contracting~~
489 with a not-for-profit corporation for the development of a
490 business plan and for the evaluation, fiscal management, and
491 oversight of the Miami ~~Magie City~~ Children's Promise Zone, Inc.,
492 pilot project.

493 (10) OUNCE INTEREST EARNINGS.--Notwithstanding s.
494 216.181(16)(b), the Ounce may retain any interest earned on
495 advances to expend on the children's promise zone activities.
496 The department shall develop reporting requirements that require
497 the Ounce to document the interest earnings and associated
498 expenditures on an annual basis.

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