



828346

603-03375-09

Proposed Committee Substitute by the Committee on Health and  
Human Services Appropriations

A bill to be entitled

An act relating to community-based agencies; amending  
s. 409.1671, F.S.; requiring the Department of  
Children and Family Services to ensure that contracts  
entered into with community-based agencies are funded  
by a grant of general revenue and federal funding  
sources; requiring community-based agencies to  
document federal earnings; authorizing the department  
to contract for the oversight of the community-based  
agencies; specifying permissible expenditures;  
requiring the department to enter into certain  
contracts with community-based agencies; authorizing  
community-based agencies to retain any interest earned  
on advances to expend on allowable child welfare and  
related services; requiring the department to develop  
reporting requirements; providing an effective date.

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

Section 1. Subsections (12), (13), and (14) are added to  
section 409.1671, Florida Statutes, to read:

409.1671 Foster care and related services; outsourcing.-  
(12) The department shall ensure that a contract entered  
into with each community-based agency pursuant to this section  
is funded by a grant of general revenue and by applicable  
federal funding sources. Each community-based agency is  
responsible for documenting federal earnings, and federal



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28 earnings not documented shall be returned to the department.  
29 Notwithstanding subsection (8), each community-based agency's  
30 annual contract amount may be increased by excess federal  
31 earnings in accordance with s. 216.181(11). The department may  
32 contract for the programmatic, administration, or fiscal  
33 oversight of each community-based agency. Notwithstanding any  
34 other provision of law, the following community-based-agency  
35 expenditures are permissible:

- 36 (a) Cellular telephone allowances for staff;  
37 (b) Contracts requiring deferred payments and maintenance  
38 agreements;  
39 (c) Security deposits for office leases;  
40 (d) Related professional membership dues and professional  
41 state license fees;  
42 (e) Food and refreshment; and  
43 (f) Promotional materials.

44 (13) The department shall enter into a fixed-price contract  
45 with each community-based agency which has a 2-month advance  
46 payment at the beginning of the fiscal year followed by equal  
47 monthly payments.

48 (14) Notwithstanding s. 216.181(16)(b), each community-  
49 based agency may retain any interest earned on advances to  
50 expend on allowable child welfare and related services. The  
51 department shall develop reporting requirements that require  
52 each community-based agency to annually document its interest  
53 earnings and associated expenditures.

54 Section 2. This act shall take effect July 1, 2009.