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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/09/2010	.	
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The Committee on Children, Families, and Elder Affairs (Storms) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause and insert:

Section 1. Subsection (29) of section 97.021, Florida Statutes, is amended to read:

97.021 Definitions.—For the purposes of this code, except where the context clearly indicates otherwise, the term:

(29) "Public assistance" means assistance provided through the food assistance ~~stamp~~ program under the federal Supplemental Nutrition Assistance Program; the Medicaid program; the Special Supplemental Food Program for Women, Infants, and Children; and



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13 the Temporary Cash Assistance ~~WAGES~~ Program.

14 Section 2. Section 163.2523, Florida Statutes, is amended  
15 to read:

16 163.2523 Grant program.—An Urban Infill and Redevelopment  
17 Assistance Grant Program is created for local governments. A  
18 local government may allocate grant money to special districts,  
19 including community redevelopment agencies, and nonprofit  
20 community development organizations to implement projects  
21 consistent with an adopted urban infill and redevelopment plan  
22 or plan employed in lieu thereof. Thirty percent of the general  
23 revenue appropriated for this program shall be available for  
24 planning grants to be used by local governments for the  
25 development of an urban infill and redevelopment plan, including  
26 community participation processes for the plan. Sixty percent of  
27 the general revenue appropriated for this program shall be  
28 available for fifty/fifty matching grants for implementing urban  
29 infill and redevelopment projects that further the objectives  
30 set forth in the local government's adopted urban infill and  
31 redevelopment plan or plan employed in lieu thereof. The  
32 remaining 10 percent of the revenue must be used for outright  
33 grants for implementing projects requiring an expenditure of  
34 under \$50,000. If the volume of fundable applications under any  
35 of the allocations specified in this section does not fully  
36 obligate the amount of the allocation, the Department of  
37 Community Affairs may transfer the unused balance to the  
38 category having the highest dollar value of applications  
39 eligible but unfunded. However, in no event may the percentage  
40 of dollars allocated to outright grants for implementing  
41 projects exceed 20 percent in any given fiscal year. Projects



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42 that provide employment opportunities to clients of the  
43 Temporary Cash Assistance ~~WAGES~~ program and projects within  
44 urban infill and redevelopment areas that include a community  
45 redevelopment area, Florida Main Street program, Front Porch  
46 Florida Community, sustainable community, enterprise zone,  
47 federal enterprise zone, enterprise community, or neighborhood  
48 improvement district must be given an elevated priority in the  
49 scoring of competing grant applications. The Division of Housing  
50 and Community Development of the Department of Community Affairs  
51 shall administer the grant program. The Department of Community  
52 Affairs shall adopt rules establishing grant review criteria  
53 consistent with this section.

54 Section 3. Paragraph (c) of subsection (1) of section  
55 163.456, Florida Statutes, is amended to read:

56 163.456 Legislative findings and intent.—

57 (1) The Legislature finds that:

58 (c) The available means of eliminating or reducing these  
59 deteriorating economic conditions and encouraging local resident  
60 participation and support is to provide support assistance and  
61 resource investment to community-based development  
62 organizations. The Legislature also finds that community-based  
63 development organizations can contribute to the creation of jobs  
64 in response to federal welfare reform and state Temporary Cash  
65 Assistance ~~WAGES~~ Program legislation, and economic development  
66 activities related to urban and rural economic initiatives.

67 Section 4. Paragraph (b) of subsection (2) of section  
68 220.187, Florida Statutes, is amended to read:

69 220.187 Credits for contributions to nonprofit scholarship-  
70 funding organizations.—



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71 (2) DEFINITIONS.—As used in this section, the term:  
72 (b) "Direct certification list" means the certified list of  
73 children who qualify for the food assistance ~~Stamp~~ program, the  
74 Temporary Assistance to Needy Families Program, or the Food  
75 Distribution Program on Indian Reservations provided to the  
76 Department of Education by the Department of Children and Family  
77 Services.

78 Section 5. Paragraph (h) of subsection (1) of section  
79 288.9618, Florida Statutes, is amended to read:

80 288.9618 Microenterprises.—

81 (1) Subject to specific appropriations in the General  
82 Appropriations Act, the Office of Tourism, Trade, and Economic  
83 Development may contract with some appropriate not-for-profit or  
84 governmental organization for any action that the office deems  
85 necessary to foster the development of microenterprises in the  
86 state. As used within this section, microenterprises are  
87 extremely small business enterprises which enable low and  
88 moderate income individuals to achieve self-sufficiency through  
89 self-employment. Microenterprise programs are those which  
90 provide at least one of the following: small amounts of capital,  
91 business training, and technical assistance. Where feasible, the  
92 office or organizations under contract with the office shall  
93 work in cooperation with other organizations active in the study  
94 and support of microenterprises. Such actions may include, but  
95 are not limited to:

96 (h) Coordinating with other organizations to ensure that  
97 participants in the Temporary Cash Assistance ~~WAGES~~ Program are  
98 given opportunities to create microenterprises.

99 Section 6. Subsection (14) of section 341.041, Florida



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100 Statutes, is amended to read:

101       341.041 Transit responsibilities of the department.—The  
102 department shall, within the resources provided pursuant to  
103 chapter 216:

104       (14) Assist local governmental entities and other transit  
105 operators in the planning, development, and coordination of  
106 transit services for Temporary Cash Assistance ~~WAGES~~ Program  
107 participants as defined in s. 414.0252.

108       Section 7. Paragraph (h) of subsection (2) of section  
109 379.353, Florida Statutes, is amended to read:

110       379.353 Recreational licenses and permits; exemptions from  
111 fees and requirements.—

112       (2) A hunting, freshwater fishing, or saltwater fishing  
113 license or permit is not required for:

114       (h) Any resident saltwater fishing from land or from a  
115 structure fixed to the land who has been determined eligible by  
116 the Department of Children and Family Services for the food  
117 assistance ~~stamp~~ program, temporary cash assistance, or the  
118 Medicaid programs. A benefit issuance or program identification  
119 card issued by the Department of Children and Family Services or  
120 the Florida Medicaid program of the Agency for Health Care  
121 Administration shall serve as proof of program eligibility. The  
122 client must have in his or her possession the ID card and  
123 positive proof of identification when fishing.

124       Section 8. Paragraph (g) of subsection (1) of section  
125 402.33, Florida Statutes, is amended to read:

126       402.33 Department authority to charge fees for services  
127 provided.—

128       (1) As used in this section, the term:



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129 (g) "State and federal aid" means cash assistance or cash  
130 equivalent benefits based on an individual's proof of financial  
131 need, including, but not limited to, temporary cash assistance  
132 and food assistance ~~stamps~~.

133 Section 9. Subsection (8) of section 409.2554, Florida  
134 Statutes, is amended to read:

135 409.2554 Definitions; ss. 409.2551-409.2598.—As used in ss.  
136 409.2551-409.2598, the term:

137 (8) "Public assistance" means money assistance paid on the  
138 basis of Title IV-E and Title XIX of the Social Security Act,  
139 temporary cash assistance, or food assistance benefits ~~stamps~~  
140 received on behalf of a child under 18 years of age who has an  
141 absent parent.

142 Section 10. Paragraph (a) of subsection (9) of section  
143 409.2576, Florida Statutes, is amended to read:

144 409.2576 State Directory of New Hires.—

145 (9) DISCLOSURE OF INFORMATION.—

146 (a) New hire information shall be disclosed to the state  
147 agency administering the following programs for the purposes of  
148 determining eligibility under those programs:

149 1. Any state program funded under part A of Title IV of the  
150 Social Security Act;

151 2. The Medicaid program under Title XIX of the Social  
152 Security Act;

153 3. The unemployment compensation program under s. 3304 of  
154 the Internal Revenue Code of 1954;

155 4. The food assistance ~~stamp~~ program under the Food and  
156 Nutrition Act of 2008 ~~Food Stamp Act of 1977~~; and

157 5. Any state program under a plan approved under Title I



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158 (Old-Age Assistance for the Aged), Title X (Aid to the Blind),  
159 Title XIV (Aid to the Permanently and Totally Disabled), or  
160 Title XVI (Aid to the Aged, Blind, or Disabled; Supplemental  
161 Security Income for the Aged, Blind, and Disabled) of the Social  
162 Security Act.

163 Section 11. Subsection (3) of section 409.903, Florida  
164 Statutes, is amended to read:

165 409.903 Mandatory payments for eligible persons.—The agency  
166 shall make payments for medical assistance and related services  
167 on behalf of the following persons who the department, or the  
168 Social Security Administration by contract with the Department  
169 of Children and Family Services, determines to be eligible,  
170 subject to the income, assets, and categorical eligibility tests  
171 set forth in federal and state law. Payment on behalf of these  
172 Medicaid eligible persons is subject to the availability of  
173 moneys and any limitations established by the General  
174 Appropriations Act or chapter 216.

175 (3) A child under age 21 living in a low-income, two-parent  
176 family, and a child under age 7 living with a nonrelative, if  
177 the income and assets of the family or child, as applicable, do  
178 not exceed the resource limits under the Temporary Cash  
179 Assistance ~~WAGES~~ Program.

180 Section 12. Subsection (1) of section 409.942, Florida  
181 Statutes, is amended to read:

182 409.942 Electronic benefit transfer program.—

183 (1) The Department of Children and Family Services shall  
184 establish an electronic benefit transfer program for the  
185 dissemination of food assistance ~~stamp~~ benefits and temporary  
186 cash assistance payments, including refugee cash assistance



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187 payments, asylum applicant payments, and child support disregard  
188 payments. If the Federal Government does not enact legislation  
189 or regulations providing for dissemination of supplemental  
190 security income by electronic benefit transfer, the state may  
191 include supplemental security income in the electronic benefit  
192 transfer program.

193 Section 13. Subsection (1) of section 411.0101, Florida  
194 Statutes, is amended to read:

195 411.0101 Child care and early childhood resource and  
196 referral.—The Agency for Workforce Innovation shall establish a  
197 statewide child care resource and referral network. Preference  
198 shall be given to using the already established early learning  
199 coalitions as the child care resource and referral agency. If an  
200 early learning coalition cannot comply with the requirements to  
201 offer the resource information component or does not want to  
202 offer that service, the early learning coalition shall select  
203 the resource information agency based upon a request for  
204 proposal pursuant to s. 411.01(5)(e)1. At least one child care  
205 resource and referral agency must be established in each early  
206 learning coalition's county or multicounty region. Child care  
207 resource and referral agencies shall provide the following  
208 services:

209 (1) Identification of existing public and private child  
210 care and early childhood education services, including child  
211 care services by public and private employers, and the  
212 development of a resource file of those services. These services  
213 may include family day care, public and private child care  
214 programs, head start, prekindergarten early intervention  
215 programs, special education programs for prekindergarten





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216 handicapped children, services for children with developmental  
217 disabilities, full-time and part-time programs, before-school  
218 and after-school programs, vacation care programs, parent  
219 education, the Temporary Cash Assistance ~~WAGES~~ Program, and  
220 related family support services. The resource file shall  
221 include, but not be limited to:

- 222 (a) Type of program.
- 223 (b) Hours of service.
- 224 (c) Ages of children served.
- 225 (d) Number of children served.
- 226 (e) Significant program information.
- 227 (f) Fees and eligibility for services.
- 228 (g) Availability of transportation.

229  
230 Section 14. Subsection (10) of section 414.0252, Florida  
231 Statutes, is amended to read:

232 414.0252 Definitions.—As used in ss. 414.025-414.55, the  
233 term:

234 (10) "Public assistance" means benefits paid on the basis  
235 of the temporary cash assistance, food assistance ~~stamp~~,  
236 Medicaid, or optional state supplementation program.

237 Section 15. Subsections (1), (2), and (3) of section  
238 414.065, Florida Statutes, are amended to read:

239 414.065 Noncompliance with work requirements.—

240 (1) PENALTIES FOR NONPARTICIPATION IN WORK REQUIREMENTS AND  
241 FAILURE TO COMPLY WITH ALTERNATIVE REQUIREMENT PLANS.—The  
242 department shall establish procedures for administering  
243 penalties for nonparticipation in work requirements and failure  
244 to comply with the alternative requirement plan. If an



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245 individual in a family receiving temporary cash assistance fails  
246 to engage in work activities required in accordance with s.  
247 445.024, the following penalties shall apply. Prior to the  
248 imposition of a sanction, the participant shall be notified  
249 orally or in writing that the participant is subject to sanction  
250 and that action will be taken to impose the sanction unless the  
251 participant complies with the work activity requirements. The  
252 participant shall be counseled as to the consequences of  
253 noncompliance and, if appropriate, shall be referred for  
254 services that could assist the participant to fully comply with  
255 program requirements. If the participant has good cause for  
256 noncompliance or demonstrates satisfactory compliance, the  
257 sanction shall not be imposed. If the participant has  
258 subsequently obtained employment, the participant shall be  
259 counseled regarding the transitional benefits that may be  
260 available and provided information about how to access such  
261 benefits. The department shall administer sanctions related to  
262 food assistance stamps ~~stamps~~ consistent with federal regulations.

263 (a)1. First noncompliance: temporary cash assistance shall  
264 be terminated for the family for a minimum of 10 days or until  
265 the individual who failed to comply does so.

266 2. Second noncompliance: temporary cash assistance shall be  
267 terminated for the family for 1 month or until the individual  
268 who failed to comply does so, whichever is later. Upon meeting  
269 this requirement, temporary cash assistance shall be reinstated  
270 to the date of compliance or the first day of the month  
271 following the penalty period, whichever is later.

272 3. Third noncompliance: temporary cash assistance shall be  
273 terminated for the family for 3 months or until the individual



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274 who failed to comply does so, whichever is later. The individual  
275 shall be required to comply with the required work activity upon  
276 completion of the 3-month penalty period, before reinstatement  
277 of temporary cash assistance. Upon meeting this requirement,  
278 temporary cash assistance shall be reinstated to the date of  
279 compliance or the first day of the month following the penalty  
280 period, whichever is later.

281 (b) If a participant receiving temporary cash assistance  
282 who is otherwise exempted from noncompliance penalties fails to  
283 comply with the alternative requirement plan required in  
284 accordance with this section, the penalties provided in  
285 paragraph (a) shall apply.

286  
287 If a participant fully complies with work activity  
288 requirements for at least 6 months, the participant shall be  
289 reinstated as being in full compliance with program requirements  
290 for purpose of sanctions imposed under this section.

291 (2) CONTINUATION OF TEMPORARY CASH ASSISTANCE FOR CHILDREN;  
292 PROTECTIVE PAYEES.—

293 (a) Upon the second or third occurrence of noncompliance,  
294 temporary cash assistance and food assistance ~~stamps~~ for the  
295 child or children in a family who are under age 16 may be  
296 continued. Any such payments must be made through a protective  
297 payee or, in the case of food assistance ~~stamps~~, through an  
298 authorized representative. Under no circumstances shall  
299 temporary cash assistance or food assistance ~~stamps~~ be paid to  
300 an individual who has failed to comply with program  
301 requirements.

302 (b) Protective payees shall be designated by the department



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303 and may include:

304 1. A relative or other individual who is interested in or  
305 concerned with the welfare of the child or children and agrees  
306 in writing to utilize the assistance in the best interest of the  
307 child or children.

308 2. A member of the community affiliated with a religious,  
309 community, neighborhood, or charitable organization who agrees  
310 in writing to utilize the assistance in the best interest of the  
311 child or children.

312 3. A volunteer or member of an organization who agrees in  
313 writing to fulfill the role of protective payee and to utilize  
314 the assistance in the best interest of the child or children.

315 (c) The protective payee designated by the department shall  
316 be the authorized representative for purposes of receiving food  
317 assistance ~~stamps~~ on behalf of a child or children under age 16.  
318 The authorized representative must agree in writing to use the  
319 food assistance ~~stamps~~ in the best interest of the child or  
320 children.

321 (d) If it is in the best interest of the child or children,  
322 as determined by the department, for the staff member of a  
323 private agency, a public agency, the department, or any other  
324 appropriate organization to serve as a protective payee or  
325 authorized representative, such designation may be made, except  
326 that a protective payee or authorized representative must not be  
327 any individual involved in determining eligibility for temporary  
328 cash assistance or food assistance ~~stamps~~ for the family, staff  
329 handling any fiscal processes related to issuance of temporary  
330 cash assistance or food assistance ~~stamps~~, or landlords,  
331 grocers, or vendors of goods, services, or items dealing



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332 directly with the participant.

333 (e) The department may pay incidental expenses or travel  
334 expenses for costs directly related to performance of the duties  
335 of a protective payee as necessary to implement the provisions  
336 of this subsection.

337 (3) PROPORTIONAL REDUCTION OF TEMPORARY CASH ASSISTANCE  
338 RELATED TO PAY AFTER PERFORMANCE.—Notwithstanding the provisions  
339 of subsection (1), if an individual is receiving temporary cash  
340 assistance under a pay-after-performance arrangement and the  
341 individual participates, but fails to meet the full  
342 participation requirement, then the temporary cash assistance  
343 received shall be reduced and shall be proportional to the  
344 actual participation. Food assistance ~~stamps~~ may be included in  
345 a pay-after-performance arrangement if permitted under federal  
346 law.

347 Section 16. Subsection (1) of section 414.0655, Florida  
348 Statutes, is amended to read:

349 414.0655 Medical incapacity due to substance abuse or  
350 mental health impairment.—

351 (1) Notwithstanding the provisions of s. 414.065 to the  
352 contrary, any participant who requires out-of-home residential  
353 treatment for alcoholism, drug addiction, alcohol abuse, or a  
354 mental health disorder, as certified by a physician licensed  
355 under chapter 458 or chapter 459, shall be exempted from work  
356 activities while participating in treatment. The participant  
357 shall be required to comply with the course of treatment  
358 necessary for the individual to resume work activity  
359 participation. The treatment agency shall be required to notify  
360 the department with an initial estimate of when the participant



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361 will have completed the course of treatment and be ready to  
362 resume full participation in the Temporary Cash Assistance ~~WAGES~~  
363 Program. If the treatment will take longer than 60 days, the  
364 treatment agency shall provide to the department the conditions  
365 justifying extended treatment, and the department and the  
366 treatment agency shall negotiate a continued stay in treatment  
367 not to exceed an additional 90 days.

368 Section 17. Section 414.075, Florida Statutes, is amended  
369 to read:

370 414.075 Resource eligibility standards.—For purposes of  
371 program simplification and effective program management, certain  
372 resource definitions, as outlined in the food assistance ~~stamp~~  
373 regulations at 7 C.F.R. s. 273.8, shall be applied to the  
374 Temporary Cash Assistance ~~WAGES~~ Program as determined by the  
375 department to be consistent with federal law regarding temporary  
376 cash assistance and Medicaid for needy families, except that:

377 (1) The maximum allowable resources, including liquid and  
378 nonliquid resources, of all members of the family may not exceed  
379 \$2,000.

380 (2) In determining the resources of a family, the following  
381 shall be excluded:

382 (a) Licensed vehicles needed for individuals subject to the  
383 work participation requirement, not to exceed a combined value  
384 of \$8,500, and needed for training, employment, or education  
385 purposes. For any family without an individual subject to the  
386 work participation requirement, one vehicle valued at not more  
387 than \$8,500 shall be excluded. Any vehicle that is necessary to  
388 transport a physically disabled family member shall be excluded.  
389 A vehicle shall be considered necessary for the transportation



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390 of a physically disabled family member if the vehicle is  
391 specially equipped to meet the specific needs of the disabled  
392 person or if the vehicle is a special type of vehicle and makes  
393 it possible to transport the disabled person.

394 (b) Funds paid to a homeless shelter which are being held  
395 for the family to enable the family to pay deposits or other  
396 costs associated with moving to a new shelter arrangement.

397 (3) A vacation home that annually produces income  
398 consistent with its fair market value, and that is excluded as a  
399 resource in determining eligibility for food assistance ~~stamps~~  
400 under federal regulations, may not be excluded as a resource in  
401 determining a family's eligibility for temporary cash  
402 assistance.

403 (4) An individual and the assistance group in which the  
404 individual is a current member will be ineligible for a period  
405 of 2 years from the original date of a transfer of an asset made  
406 for the purpose of qualifying for or maintaining eligibility for  
407 temporary cash assistance.

408 Section 18. Subsection (1) of section 414.085, Florida  
409 Statutes, is amended to read:

410 414.085 Income eligibility standards.—

411 (1) For purposes of program simplification and effective  
412 program management, certain income definitions, as outlined in  
413 the food assistance ~~stamp~~ regulations at 7 C.F.R. s. 273.9,  
414 shall be applied to the temporary cash assistance program as  
415 determined by the department to be consistent with federal law  
416 regarding temporary cash assistance and Medicaid for needy  
417 families, except as to the following:

418 (a) Participation in the temporary cash assistance program



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419 shall be limited to those families whose gross family income is  
420 equal to or less than 185 percent of the federal poverty level  
421 established in s. 673(2) of the Community Services Block Grant  
422 Act, 42 U.S.C. s. 9901(2).

423 (b) Income security payments, including payments funded  
424 under part B of Title IV of the Social Security Act, as amended;  
425 supplemental security income under Title XVI of the Social  
426 Security Act, as amended; or other income security payments as  
427 defined by federal law shall be excluded as income unless  
428 required to be included by federal law.

429 (c) The first \$50 of child support paid to a parent  
430 receiving temporary cash assistance may not be disregarded in  
431 calculating the amount of temporary cash assistance for the  
432 family, unless such exclusion is required by federal law.

433 (d) An incentive payment to a participant authorized by a  
434 regional workforce board shall not be considered income.

435 Section 19. Subsections (1), (9), and (14) of section  
436 414.095, Florida Statutes, are amended to read:

437 414.095 Determining eligibility for temporary cash  
438 assistance.—

439 (1) ELIGIBILITY.—An applicant must meet eligibility  
440 requirements of this section before receiving services or  
441 temporary cash assistance under this chapter, except that an  
442 applicant shall be required to register for work and engage in  
443 work activities in accordance with s. 445.024, as designated by  
444 the regional workforce board, and may receive support services  
445 or child care assistance in conjunction with such requirement.  
446 The department shall make a determination of eligibility based  
447 on the criteria listed in this chapter. The department shall





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448 monitor continued eligibility for temporary cash assistance  
449 through periodic reviews consistent with the food assistance  
450 ~~stamp~~ eligibility process. Benefits shall not be denied to an  
451 individual solely based on a felony drug conviction, unless the  
452 conviction is for trafficking pursuant to s. 893.135. To be  
453 eligible under this section, an individual convicted of a drug  
454 felony must be satisfactorily meeting the requirements of the  
455 temporary cash assistance program, including all substance abuse  
456 treatment requirements. Within the limits specified in this  
457 chapter, the state opts out of the provision of Pub. L. No. 104-  
458 193, s. 115, that eliminates eligibility for temporary cash  
459 assistance and food assistance ~~stamps~~ for any individual  
460 convicted of a controlled substance felony.

461 (9) OPPORTUNITIES AND OBLIGATIONS.—An applicant for  
462 temporary cash assistance has the following opportunities and  
463 obligations:

464 (a) To participate in establishing eligibility by providing  
465 facts with respect to circumstances that affect eligibility and  
466 by obtaining, or authorizing the department to obtain, documents  
467 or information from others in order to establish eligibility.

468 (b) To have eligibility determined without discrimination  
469 based on race, color, sex, age, marital status, handicap,  
470 religion, national origin, or political beliefs.

471 (c) To be advised of any reduction or termination of  
472 temporary cash assistance or food assistance ~~stamps~~.

473 (d) To provide correct and complete information about the  
474 family's circumstances that relate to eligibility, at the time  
475 of application and at subsequent intervals.

476 (e) To keep the department informed of any changes that



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477 could affect eligibility.

478 (f) To use temporary cash assistance and food assistance  
479 ~~stamps~~ for the purpose for which the assistance is intended.

480 (g) To receive information regarding services available  
481 from certified domestic violence centers or organizations that  
482 provide counseling and supportive services to individuals who  
483 are past or present victims of domestic violence or who are at  
484 risk of domestic violence and, upon request, to be referred to  
485 such organizations in a manner which protects the individual's  
486 confidentiality.

487 (14) PROHIBITIONS AND RESTRICTIONS.—

488 (a) A family without a minor child living in the home is  
489 not eligible to receive temporary cash assistance or services  
490 under this chapter. However, a pregnant woman is eligible for  
491 temporary cash assistance in the ninth month of pregnancy if all  
492 eligibility requirements are otherwise satisfied.

493 (b) Temporary cash assistance, without shelter expense, may  
494 be available for a teen parent who is a minor child and for the  
495 child. Temporary cash assistance may not be paid directly to the  
496 teen parent but must be paid, on behalf of the teen parent and  
497 child, to an alternative payee who is designated by the  
498 department. The alternative payee may not use the temporary cash  
499 assistance for any purpose other than paying for food, clothing,  
500 shelter, and medical care for the teen parent and child and for  
501 other necessities required to enable the teen parent to attend  
502 school or a training program. In order for the child of the teen  
503 parent and the teen parent to be eligible for temporary cash  
504 assistance, the teen parent must:

505 1. Attend school or an approved alternative training



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506 program, unless the child is less than 12 weeks of age or the  
507 teen parent has completed high school; and

508         2. Reside with a parent, legal guardian, or other adult  
509 caretaker relative. The income and resources of the parent shall  
510 be included in calculating the temporary cash assistance  
511 available to the teen parent since the parent is responsible for  
512 providing support and care for the child living in the home.

513         3. Attend parenting and family classes that provide a  
514 curriculum specified by the department or the Department of  
515 Health, as available.

516         (c) The teen parent is not required to live with a parent,  
517 legal guardian, or other adult caretaker relative if the  
518 department determines that:

519             1. The teen parent has suffered or might suffer harm in the  
520 home of the parent, legal guardian, or adult caretaker relative.

521             2. The requirement is not in the best interest of the teen  
522 parent or the child. If the department determines that it is not  
523 in the best interest of the teen parent or child to reside with  
524 a parent, legal guardian, or other adult caretaker relative, the  
525 department shall provide or assist the teen parent in finding a  
526 suitable home, a second-chance home, a maternity home, or other  
527 appropriate adult-supervised supportive living arrangement. Such  
528 living arrangement may include a shelter obligation in  
529 accordance with subsection (10).

530  
531         The department may not delay providing temporary cash  
532 assistance to the teen parent through the alternative payee  
533 designated by the department pending a determination as to where  
534 the teen parent should live and sufficient time for the move



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535 itself. A teen parent determined to need placement that is  
536 unavailable shall continue to be eligible for temporary cash  
537 assistance so long as the teen parent cooperates with the  
538 department and the Department of Health. The teen parent shall  
539 be provided with counseling to make the transition from  
540 independence to supervised living and with a choice of living  
541 arrangements.

542 (d) Notwithstanding any law to the contrary, if a parent or  
543 caretaker relative without good cause does not cooperate with  
544 the state agency responsible for administering the child support  
545 enforcement program in establishing, modifying, or enforcing a  
546 support order with respect to a child of a teen parent or other  
547 family member, or a child of a family member who is in the care  
548 of an adult relative, temporary cash assistance to the entire  
549 family shall be denied until the state agency indicates that  
550 cooperation by the parent or caretaker relative has been  
551 satisfactory. To the extent permissible under federal law, a  
552 parent or caretaker relative shall not be penalized for failure  
553 to cooperate with paternity establishment or with the  
554 establishment, modification, or enforcement of a support order  
555 when such cooperation could subject an individual to a risk of  
556 domestic violence. Such risk shall constitute good cause to the  
557 extent permitted by Title IV-D of the Social Security Act, as  
558 amended, or other federal law.

559 (e) If a parent or caretaker relative does not assign any  
560 rights a family member may have to support from any other person  
561 as required by subsection (7), temporary cash assistance to the  
562 entire family shall be denied until the parent or caretaker  
563 relative assigns the rights to the department.



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564 (f) An individual who is convicted in federal or state  
565 court of receiving benefits under this chapter, Title XIX, the  
566 Food and Nutrition Act of 2008 ~~Stamp Act of 1977~~, or  
567 supplemental security income under Title XVI of the Social  
568 Security Act ~~(Supplemental Security Income)~~, in two or more  
569 states simultaneously may not receive temporary cash assistance  
570 or services under this chapter for 10 years following the date  
571 of conviction.

572 (g) An individual is ineligible to receive temporary cash  
573 assistance or services under this chapter during any period when  
574 the individual is fleeing to avoid prosecution, custody, or  
575 confinement after committing a crime, attempting to commit a  
576 crime that is a felony under the laws of the place from which  
577 the individual flees or a high misdemeanor in the State of New  
578 Jersey, or violating a condition of probation or parole imposed  
579 under federal or state law.

580 (h) The parent or other caretaker relative must report to  
581 the department by the end of the 5-day period that begins on the  
582 date it becomes clear to the parent or caretaker relative that a  
583 minor child will be absent from the home for 30 or more  
584 consecutive days. A parent or caretaker relative who fails to  
585 report this information to the department shall be disqualified  
586 from receiving temporary cash assistance for 30 days for the  
587 first occurrence, 60 days for the second occurrence, and 90 days  
588 for the third or subsequent occurrence.

589 (i) If the parents of a minor child live apart and equally  
590 share custody and control of the child, a parent is ineligible  
591 for temporary cash assistance unless the parent clearly  
592 demonstrates to the department that the parent provides primary



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593 day-to-day custody.

594 (j) The payee of the temporary cash assistance payment is  
595 the caretaker relative with whom a minor child resides and who  
596 assumes primary responsibility for the child's daily  
597 supervision, care, and control, except in cases where a  
598 protective payee is established.

599 Section 20. Section 414.14, Florida Statutes, is amended to  
600 read:

601 414.14 Public assistance policy simplification.—To the  
602 extent possible, the department shall align the requirements for  
603 eligibility under this chapter with the food assistance ~~stamp~~  
604 program and medical assistance eligibility policies and  
605 procedures to simplify the budgeting process and reduce errors.  
606 If the department determines that s. 414.075, relating to  
607 resources, or s. 414.085, relating to income, is inconsistent  
608 with related provisions of federal law which govern the food  
609 assistance ~~stamp~~ program or medical assistance, and that  
610 conformance to federal law would simplify administration of the  
611 Temporary Cash Assistance ~~WAGES~~ Program or reduce errors without  
612 materially increasing the cost of the program to the state, the  
613 secretary of the department may propose a change in the resource  
614 or income requirements of the program by rule. The secretary  
615 shall provide written notice to the President of the Senate, the  
616 Speaker of the House of Representatives, and the chairs  
617 ~~chairpersons~~ of the appropriate legislative ~~relevant~~ committees  
618 ~~of both houses of the Legislature~~ summarizing the proposed  
619 modifications to be made by rule and changes necessary to  
620 conform state law to federal law. The proposed rule shall take  
621 effect 14 days after written notice is given unless the



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622 President of the Senate or the Speaker of the House of  
623 Representatives advises the secretary that the proposed rule  
624 exceeds the delegated authority of the Legislature.

625 Section 21. Paragraph (e) of subsection (3) of section  
626 414.16, Florida Statutes, is amended to read:

627 414.16 Emergency assistance program.—

628 (3) CRITERIA.—The department shall develop criteria for  
629 implementation of the program in accordance with the following  
630 guidelines:

631 (e) The family's adjusted gross income may not exceed the  
632 prevailing standard for participation in the Temporary Cash  
633 Assistance ~~WAGES~~ Program for the family's size.

634 Section 22. Section 414.17, Florida Statutes, is amended to  
635 read:

636 414.17 Audits.—The Temporary Cash Assistance ~~WAGES~~ Program  
637 is subject to the audit requirements of 31 U.S.C. ss. 5701 et  
638 seq.

639 Section 23. Subsection (2) of section 414.175, Florida  
640 Statutes, is amended to read:

641 414.175 Review of existing waivers.—

642 (2) The department shall review federal law, including  
643 revisions to federal food assistance ~~stamp~~ requirements. If the  
644 department determines that federal food assistance ~~stamp~~ waivers  
645 will further the goals of this chapter, including simplification  
646 of program policies or program administration, the department  
647 may obtain waivers if this can be accomplished within available  
648 resources.

649 Section 24. Section 414.31, Florida Statutes, is amended to  
650 read:



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651           414.31 State agency for administering federal food  
652 assistance stamp program.—

653           (1) The department shall place into operation in each of  
654 the several counties of the state a food assistance stamp  
655 program as authorized by the Congress of the United States. The  
656 department is designated as the state agency responsible for the  
657 administration and operation of such programs.

658           (2) The department shall provide for such instruction and  
659 counseling as will best assure that the recipients are able to  
660 provide a nutritionally adequate diet through the increased  
661 purchasing power received. This program shall be administered  
662 and operated in such a way that the distribution of food  
663 assistance stamps shall be in locations reasonably accessible to  
664 those areas in which persons eligible for the benefit of this  
665 program are likely to be concentrated.

666           Section 25. Section 414.32, Florida Statutes, is amended to  
667 read:

668           414.32 Prohibitions and restrictions with respect to food  
669 assistance program stamps.—

670           (1) COOPERATION WITH CHILD SUPPORT ENFORCEMENT AGENCY.—

671           (a) A parent or caretaker relative who receives temporary  
672 cash assistance or food assistance stamps on behalf of a child  
673 under 18 years of age who has an absent parent is ineligible for  
674 food assistance stamps unless the parent or caretaker relative  
675 cooperates with the state agency that administers the child  
676 support enforcement program in establishing the paternity of the  
677 child, if the child is born out of wedlock, and in obtaining  
678 support for the child or for the parent or caretaker relative  
679 and the child. This paragraph does not apply if the state agency





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680 that administers the food assistance ~~stamp~~ program determines  
681 that the parent or caretaker relative has good cause for failing  
682 to cooperate. The Department of Revenue shall determine good  
683 cause for failure to cooperate if the Department of Children and  
684 Family Services obtains written authorization from the United  
685 States Department of Agriculture approving such arrangements.

686 (b) A putative or identified noncustodial parent of a child  
687 under 18 years of age is ineligible for food assistance ~~stamps~~  
688 if the parent fails to cooperate with the state agency that  
689 administers the child support enforcement program in  
690 establishing the paternity of the child, if the child is born  
691 out of wedlock, or fails to provide support for the child. This  
692 paragraph does not apply if the state agency that administers  
693 the child support enforcement program determines that the  
694 noncustodial parent has good cause for refusing to cooperate in  
695 establishing the paternity of the child.

696 (2) REDUCTION OR DENIAL OF TEMPORARY CASH ASSISTANCE.—The  
697 food assistance ~~stamp~~ allotment shall be reduced or terminated  
698 as otherwise provided in this chapter if ~~temporary~~ cash  
699 assistance under the Temporary Cash Assistance ~~WAGES~~ Program is  
700 reduced or denied because an individual in the family fails to  
701 perform an action required under the program.

702 (3) DENIAL OF FOOD ASSISTANCE ~~STAMP~~ BENEFITS FOR RECEIPT OF  
703 MULTIPLE FOOD ASSISTANCE ~~STAMP~~ BENEFITS.—An individual is  
704 ineligible to participate in the food assistance ~~stamp~~ program  
705 individually, or as a member of any assistance group, for 10  
706 years following a conviction in federal or state court of having  
707 made a fraudulent statement or representation with respect to  
708 the identity or place of residence of the individual in order to



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709 receive multiple benefits simultaneously under the food  
710 assistance ~~stamp~~ program.

711 (4) DENIAL OF FOOD ASSISTANCE ~~STAMP~~ BENEFITS TO FLEEING  
712 FELONS.—An individual is ineligible to participate in the food  
713 assistance ~~stamp~~ program during any period when the individual  
714 is fleeing to avoid prosecution, custody, or confinement after  
715 committing a crime, attempting to commit a crime that is a  
716 felony under the laws of the place from which the individual  
717 flees or a high misdemeanor in the State of New Jersey, or  
718 violating a condition of probation or parole imposed under  
719 federal or state law.

720 Section 26. Section 414.33, Florida Statutes, is amended to  
721 read:

722 414.33 Violations of food assistance ~~stamp~~ program.—

723 (1) In accordance with federal law and regulations, the  
724 department shall establish procedures for notifying the  
725 appropriate federal and state agencies of any violation of  
726 federal or state laws or rules governing the food assistance  
727 ~~stamp~~ program.

728 (2) In addition, the department shall establish procedures  
729 for referring to the Department of Law Enforcement any case that  
730 involves a suspected violation of federal or state law or rules  
731 governing the administration of the food assistance ~~stamp~~  
732 program.

733 Section 27. Section 414.34, Florida Statutes, is amended to  
734 read:

735 414.34 Annual report concerning administrative complaints  
736 and disciplinary actions involving food assistance ~~stamp~~ program  
737 violations.—The department shall prepare and submit a report to



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738 the President of the Senate, the Speaker of the House of  
739 Representatives, the chairs of the appropriate legislative  
740 committees, and the Department of Law Enforcement by January 1  
741 of each year. In addition to any other information the  
742 Legislature may require, the report must include statistics and  
743 relevant information detailing:

744 (1) The number of complaints received and investigated.

745 (2) The number of findings of probable cause made.

746 (3) The number of findings of no probable cause made.

747 (4) The number of administrative complaints filed.

748 (5) The disposition of all administrative complaints.

749 (6) The number of criminal complaints brought under s.  
750 414.39, and their disposition.

751 (7) The status of the development and implementation of  
752 rules governing the electronic benefits transfer program,  
753 including any recommendations for statutory changes.

754 Section 28. Section 414.35, Florida Statutes, is amended to  
755 read:

756 414.35 Emergency relief.—

757 (1) The department shall adopt rules for the administration  
758 of emergency assistance programs delegated to the department  
759 either by executive order in accordance with the Disaster Relief  
760 Act of 1974 or pursuant to the Food and Nutrition Act of 2008  
761 ~~Food Stamp Act of 1977~~.

762 (2) In promulgating the rules required in this section, the  
763 department shall give particular consideration to the prevention  
764 of fraud in emergency assistance programs. Such rules shall, at  
765 a minimum, provide for:

766 (a) Verification of an applicant's identity and address.



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767 (b) Determination of an applicant's need for assistance and  
768 verification of an applicant's need in accordance with  
769 appropriate federal law and regulations.

770 (c) The timely and adequate dissemination of accurate  
771 certification information to local emergency management  
772 agencies.

773 (3) In administering emergency food assistance ~~stamp~~ and  
774 other emergency assistance programs, the department shall  
775 cooperate fully with the United States Government and with other  
776 departments, instrumentalities, and agencies of this state.

777 Section 29. Section 414.36, Florida Statutes, is amended to  
778 read:

779 414.36 Public assistance overpayment recovery program;  
780 contracts.—

781 (1) The department shall develop and implement a plan for  
782 the statewide privatization of activities relating to the  
783 recovery of public assistance overpayment claims. These  
784 activities shall include, at a minimum, voluntary cash  
785 collections functions for recovery of fraudulent and  
786 nonfraudulent benefits paid to recipients of temporary cash  
787 assistance, food assistance ~~stamps~~, and aid to families with  
788 dependent children.

789 (2) For purposes of privatization of public assistance  
790 overpayment recovery, the department shall enter into contracts  
791 consistent with federal law with for-profit corporations, not-  
792 for-profit corporations, or other entities capable of providing  
793 the services for recovering public assistance required under  
794 this section. The department shall issue requests for proposals,  
795 enter into a competitive bidding process, and negotiate



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796 contracts for such services. Contracts for such services may be  
797 funded on a contingency fee basis, per fiscal year, based on a  
798 percentage of the state-retained share of collections, for  
799 claims for food assistance ~~stamps~~, aid to families with  
800 dependent children, and temporary cash assistance. This section  
801 does not prohibit districts from entering into contracts to  
802 carry out the provisions of this section, if that is a cost-  
803 effective use of resources.

804 (3) The Economic Self-Sufficiency ~~Self-sufficiency~~ Services  
805 Program Office of the department shall have responsibility for  
806 contract management and for monitoring and policy development  
807 functions relating to privatization of the public assistance  
808 overpayment recovery program.

809 Section 30. Subsections (2), (3), (5), and (10) of section  
810 414.39, Florida Statutes, are amended to read:

811 414.39 Fraud.—

812 (2) Any person who knowingly:

813 (a) Uses, transfers, acquires, traffics, alters, forges, or  
814 possesses, or

815 (b) Attempts to use, transfer, acquire, traffic, alter,  
816 forge, or possess, or

817 (c) Aids and abets another person in the use, transfer,  
818 acquisition, traffic, alteration, forgery, or possession of,

819  
820 ~~a food stamp~~, a food assistance ~~stamp~~ identification card,  
821 an authorization, including, but not limited to, an electronic  
822 authorization, for the expenditure ~~purchase~~ of food assistance  
823 benefits ~~stamps~~, a certificate of eligibility for medical  
824 services, or a Medicaid identification card in any manner not



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825 authorized by law is guilty of a crime and shall be punished as  
826 provided in subsection (5). ~~For the purposes of this section,~~  
827 ~~the value of an authorization to purchase food stamps shall be~~  
828 ~~the difference between the coupon allotment and the amount paid~~  
829 ~~by the recipient for that allotment.~~

830 (3) Any person having duties in the administration of a  
831 state or federally funded public assistance program or in the  
832 distribution of public assistance, or authorizations or  
833 identifications to obtain public assistance, under a state or  
834 federally funded public assistance program and who:

835 (a) Fraudulently misappropriates, attempts to  
836 misappropriate, or aids and abets in the misappropriation of, a  
837 food assistance stamp, an authorization for food assistance  
838 stamps, a food assistance stamp identification card, a  
839 certificate of eligibility for prescribed medicine, a Medicaid  
840 identification card, or public assistance from any other state  
841 or federally funded program with which he or she has been  
842 entrusted or of which he or she has gained possession by virtue  
843 of his or her position, or who knowingly fails to disclose any  
844 such fraudulent activity; or

845 (b) Knowingly misappropriates, attempts to misappropriate,  
846 or aids or abets in the misappropriation of, funds given in  
847 exchange for food assistance program benefits stamps or for any  
848 form of food assistance stamp benefits authorization,

849  
850 is guilty of a crime and shall be punished as provided in  
851 subsection (5).

852 (5) (a) If the value of the public assistance or  
853 identification wrongfully received, retained, misappropriated,



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854 sought, or used is less than an aggregate value of \$200 in any  
855 12 consecutive months, such person commits a misdemeanor of the  
856 first degree, punishable as provided in s. 775.082 or s.  
857 775.083.

858 (b) If the value of the public assistance or identification  
859 wrongfully received, retained, misappropriated, sought, or used  
860 is of an aggregate value of \$200 or more in any 12 consecutive  
861 months, such person commits a felony of the third degree,  
862 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

863 (c) As used in this subsection, the value of a food  
864 assistance stamp authorization benefit is the cash or exchange  
865 value unlawfully obtained by the fraudulent act committed in  
866 violation of this section.

867 (d) As used in this section, "fraud" includes the  
868 introduction of fraudulent records into a computer system, the  
869 unauthorized use of computer facilities, the intentional or  
870 deliberate alteration or destruction of computerized information  
871 or files, and the stealing of financial instruments, data, and  
872 other assets.

873 (10) The department shall create an error-prone or fraud-  
874 prone case profile within its public assistance information  
875 system and shall screen each application for public assistance,  
876 including food assistance stamps, Medicaid, and temporary cash  
877 assistance, against the profile to identify cases that have a  
878 potential for error or fraud. Each case so identified shall be  
879 subjected to preeligibility fraud screening.

880 Section 31. Section 414.41, Florida Statutes, is amended to  
881 read:

882 414.41 Recovery of payments made due to mistake or fraud.-



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883           (1) Whenever it becomes apparent that any person or  
884 provider has received any public assistance under this chapter  
885 to which she or he is not entitled, through either simple  
886 mistake or fraud on the part of the department or on the part of  
887 the recipient or participant, the department shall take all  
888 necessary steps to recover the overpayment. Recovery may include  
889 Federal Income Tax Refund Offset Program collections activities  
890 in conjunction with Food and Nutrition ~~Consumer~~ Service and the  
891 Internal Revenue Service to intercept income tax refunds due to  
892 clients who owe food assistance ~~stamp~~ or temporary cash  
893 assistance ~~WAGES~~ debt to the state. The department will follow  
894 the guidelines in accordance with federal rules and regulations  
895 and consistent with the Food Assistance ~~Stamp~~ Program. The  
896 department may make appropriate settlements and shall establish  
897 a policy and cost-effective rules to be used in the computation  
898 and recovery of such overpayments.

899           (a) The department will consider an individual who has  
900 willfully provided false information or omitted information to  
901 become or remain eligible for temporary cash assistance to have  
902 committed an intentional program violation.

903           (b) When the intentional program violation or case facts do  
904 not warrant criminal prosecution for fraud as defined in s.  
905 414.39, the department will initiate an administrative  
906 disqualification hearing. The administrative disqualification  
907 hearing will be initiated regardless of the individual's current  
908 eligibility.

909           (c) Upon a finding through the administrative  
910 disqualification hearing process that the individual did commit  
911 an intentional program violation, the department will impose a





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912 disqualification period consistent with those established for  
913 food assistance stamp program purposes.

914 (2) The department shall determine if recovery of an  
915 overpayment as a result of department error regarding ~~temporary~~  
916 cash assistance provided under the Temporary Cash Assistance  
917 ~~WAGES~~ Program or benefits provided to a recipient of aid to  
918 families with dependent children would create extreme hardship.  
919 The department shall provide by rule the circumstances that  
920 constitute an extreme hardship. The department may reduce the  
921 amount of repayment if a recipient or participant demonstrates  
922 to the satisfaction of the department that repayment of the  
923 entire overpayment would result in extreme hardship, but the  
924 department may not excuse repayment. A determination of extreme  
925 hardship is not grounds for a waiver of repayment in whole or in  
926 part.

927 (3) The department, or its designee, shall enforce an order  
928 of income deduction by the court against the liable adult  
929 recipient or participant, including the head of a family, for  
930 overpayment received as an adult under the temporary cash  
931 assistance program, the AFDC program, the food assistance stamp  
932 program, or the Medicaid program.

933 Section 32. Section 414.45, Florida Statutes, is amended to  
934 read:

935 414.45 Rulemaking.—The department has authority to adopt  
936 rules pursuant to ss. 120.536(1) and 120.54 to implement and  
937 enforce the provisions of this chapter. The rules must provide  
938 protection against discrimination and the opportunity for a  
939 participant to request a review by a supervisor or administrator  
940 of any decision made by a panel or board of the department or



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941 the Temporary Cash Assistance ~~WAGES~~ Program.

942

943

944 Section 33. Subsection (8) of section 420.624, Florida  
945 Statutes, is amended to read:

946 420.624 Local homeless assistance continuum of care.—

947 (8) Continuum of care plans must promote participation by  
948 all interested individuals and organizations and may not exclude  
949 individuals and organizations on the basis of race, color,  
950 national origin, sex, handicap, familial status, or religion.  
951 Faith-based organizations must be encouraged to participate. To  
952 the extent possible, these components should be coordinated and  
953 integrated with other mainstream health, social services, and  
954 employment programs for which homeless populations may be  
955 eligible, including Medicaid, State Children's Health Insurance  
956 Program, Temporary Assistance for Needy Families, Food  
957 Assistance Program ~~Stamps~~, and services funded through the  
958 Mental Health and Substance Abuse Block Grant, the Workforce  
959 Investment Act, and the welfare-to-work grant program.

960 Section 34. Paragraph (g) of subsection (5) of section  
961 430.2053, Florida Statutes, is amended to read:

962 430.2053 Aging resource centers.—

963 (5) The duties of an aging resource center are to:

964 (g) Enhance the existing area agency on aging in each  
965 planning and service area by integrating, either physically or  
966 virtually, the staff and services of the area agency on aging  
967 with the staff of the department's local CARES Medicaid nursing  
968 home preadmission screening unit and a sufficient number of  
969 staff from the Department of Children and Family Services'



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970 Economic Self-Sufficiency Unit necessary to determine the  
971 financial eligibility for all persons age 60 and older residing  
972 within the area served by the aging resource center that are  
973 seeking Medicaid services, Supplemental Security Income, and  
974 food assistance ~~stamps~~.

975 Section 35. Paragraph (b) of subsection (5) of section  
976 445.004, Florida Statutes, is amended to read:

977 445.004 Workforce Florida, Inc.; creation; purpose;  
978 membership; duties and powers.—

979 (5) Workforce Florida, Inc., shall have all the powers and  
980 authority, not explicitly prohibited by statute, necessary or  
981 convenient to carry out and effectuate the purposes as  
982 determined by statute, Pub. L. No. 105-220, and the Governor, as  
983 well as its functions, duties, and responsibilities, including,  
984 but not limited to, the following:

985 (b) Providing oversight and policy direction to ensure that  
986 the following programs are administered by the Agency for  
987 Workforce Innovation in compliance with approved plans and under  
988 contract with Workforce Florida, Inc.:

989 1. Programs authorized under Title I of the Workforce  
990 Investment Act of 1998, Pub. L. No. 105-220, with the exception  
991 of programs funded directly by the United States Department of  
992 Labor under Title I, s. 167.

993 2. Programs authorized under the Wagner-Peyser Act of 1933,  
994 as amended, 29 U.S.C. ss. 49 et seq.

995 3. Activities authorized under Title II of the Trade Act of  
996 2002, as amended, 19 U.S.C. ss. 2272 et seq., and the Trade  
997 Adjustment Assistance Program.

998 4. Activities authorized under 38 U.S.C., chapter 41,



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999 including job counseling, training, and placement for veterans.

1000 5. Employment and training activities carried out under  
1001 funds awarded to this state by the United States Department of  
1002 Housing and Urban Development.

1003 6. Welfare transition services funded by the Temporary  
1004 Assistance for Needy Families Program, created under the  
1005 Personal Responsibility and Work Opportunity Reconciliation Act  
1006 of 1996, as amended, Pub. L. No. 104-193, and Title IV, s. 403,  
1007 of the Social Security Act, as amended.

1008 7. Displaced homemaker programs, provided under s. 446.50.

1009 8. The Florida Bonding Program, provided under Pub. L. No.  
1010 97-300, s. 164(a)(1).

1011 9. The Food Assistance ~~Stamp~~ Employment and Training  
1012 Program, provided under the Food and Nutrition Act of 2008 ~~Food~~  
1013 ~~Stamp Act of 1977~~, 7 U.S.C. ss. 2011-2032; the Food Security Act  
1014 of 1988, Pub. L. No. 99-198; and the Hunger Prevention Act, Pub.  
1015 L. No. 100-435.

1016 10. The Quick-Response Training Program, provided under ss.  
1017 288.046-288.047. Matching funds and in-kind contributions that  
1018 are provided by clients of the Quick-Response Training Program  
1019 shall count toward the requirements of s. 288.90151(5)(d),  
1020 pertaining to the return on investment from activities of  
1021 Enterprise Florida, Inc.

1022 11. The Work Opportunity Tax Credit, provided under the Tax  
1023 and Trade Relief Extension Act of 1998, Pub. L. No. 105-277, and  
1024 the Taxpayer Relief Act of 1997, Pub. L. No. 105-34.

1025 12. Offender placement services, provided under ss.  
1026 944.707-944.708.

1027 Section 36. Paragraph (b) of subsection (9) of section



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1028 445.009, Florida Statutes, is amended to read:

1029 445.009 One-stop delivery system.—

1030 (9)

1031 (b) The network shall assure that a uniform method is used  
1032 to determine eligibility for and management of services provided  
1033 by agencies that conduct workforce development activities. The  
1034 Department of Management Services shall develop strategies to  
1035 allow access to the databases and information management systems  
1036 of the following systems in order to link information in those  
1037 databases with the one-stop delivery system:

1038 1. The Unemployment Compensation Program of the Agency for  
1039 Workforce Innovation.

1040 2. The public employment service described in s. 443.181.

1041 3. The FLORIDA System and the components related to  
1042 temporary cash assistance ~~WAGES~~, food assistance ~~stamps~~, and  
1043 Medicaid eligibility.

1044 4. The Student Financial Assistance System of the  
1045 Department of Education.

1046 5. Enrollment in the public postsecondary education system.

1047 6. Other information systems determined appropriate by  
1048 Workforce Florida, Inc.

1049 Section 37. Subsection (2) of section 445.024, Florida  
1050 Statutes, is amended to read:

1051 445.024 Work requirements.—

1052 (2) WORK ACTIVITY REQUIREMENTS.—Each individual who is not  
1053 otherwise exempt from work activity requirements must  
1054 participate in a work activity for the maximum number of hours  
1055 allowable under federal law; however, a participant may not be  
1056 required to work more than 40 hours per week. The maximum number



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1057 of hours each month that a family may be required to participate  
1058 in community service or work experience programs is the number  
1059 of hours that would result from dividing the family's monthly  
1060 amount for temporary cash assistance and food assistance ~~stamps~~  
1061 by the applicable minimum wage. However, the maximum hours  
1062 required per week for community service or work experience may  
1063 not exceed 40 hours.

1064 (a) A participant in a work activity may also be required  
1065 to enroll in and attend a course of instruction designed to  
1066 increase literacy skills to a level necessary for obtaining or  
1067 retaining employment if the instruction plus the work activity  
1068 does not require more than 40 hours per week.

1069 (b) Program funds may be used, as available, to support the  
1070 efforts of a participant who meets the work activity  
1071 requirements and who wishes to enroll in or continue enrollment  
1072 in an adult general education program or other training  
1073 programs.

1074 Section 38. Section 445.026, Florida Statutes, is amended  
1075 to read:

1076 445.026 Cash assistance severance benefit.—An individual  
1077 who meets the criteria listed in this section may choose to  
1078 receive a lump-sum payment in lieu of ongoing cash assistance  
1079 payments, provided the individual:

1080 (1) Is employed and is receiving earnings.

1081 (2) Has received cash assistance for at least 6 consecutive  
1082 months.

1083 (3) Expects to remain employed for at least 6 months.

1084 (4) Chooses to receive a one-time, lump-sum payment in lieu  
1085 of ongoing monthly payments.



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1086 (5) Provides employment and earnings information to the  
1087 regional workforce board, so that the regional workforce board  
1088 can ensure that the family's eligibility for severance benefits  
1089 can be evaluated.

1090 (6) Signs an agreement not to apply for or accept cash  
1091 assistance for 6 months after receipt of the one-time payment.  
1092 In the event of an emergency, such agreement shall provide for  
1093 an exception to this restriction, provided that the one-time  
1094 payment shall be deducted from any cash assistance for which the  
1095 family subsequently is approved. This deduction may be prorated  
1096 over an 8-month period. The board of directors of Workforce  
1097 Florida, Inc., shall adopt criteria defining the conditions  
1098 under which a family may receive cash assistance due to such  
1099 emergency.

1100  
1101 Such individual may choose to accept a one-time, lump-sum  
1102 payment of \$1,000 in lieu of receiving ongoing cash assistance.  
1103 Such payment shall only count toward the time limitation for the  
1104 month in which the payment is made in lieu of cash assistance. A  
1105 participant choosing to accept such payment shall be terminated  
1106 from cash assistance. However, eligibility for Medicaid, food  
1107 assistance ~~stamps~~, or child care shall continue, subject to the  
1108 eligibility requirements of those programs.

1109 Section 39. Subsection (2) of section 445.048, Florida  
1110 Statutes, is amended to read:

1111 445.048 Passport to Economic Progress program.—

1112 (2) WAIVERS.—If Workforce Florida, Inc., in consultation  
1113 with the Department of Children and Family Services, finds that  
1114 federal waivers would facilitate implementation of the program,



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1115 the department shall immediately request such waivers, and  
1116 Workforce Florida, Inc., shall report to the Governor, the  
1117 President of the Senate, and the Speaker of the House of  
1118 Representatives if any refusal of the federal government to  
1119 grant such waivers prevents the implementation of the program.  
1120 If Workforce Florida, Inc., finds that federal waivers to  
1121 provisions of the Food Assistance ~~Stamp~~ Program would facilitate  
1122 implementation of the program, the Department of Children and  
1123 Family Services shall immediately request such waivers in  
1124 accordance with s. 414.175.

1125 Section 40. Paragraph (d) of subsection (1) of section  
1126 718.115, Florida Statutes, is amended to read:

1127 718.115 Common expenses and common surplus.—

1128 (1)

1129 (d) If so provided in the declaration, the cost of a master  
1130 antenna television system or duly franchised cable television  
1131 service obtained pursuant to a bulk contract shall be deemed a  
1132 common expense. If the declaration does not provide for the cost  
1133 of a master antenna television system or duly franchised cable  
1134 television service obtained under a bulk contract as a common  
1135 expense, the board may enter into such a contract, and the cost  
1136 of the service will be a common expense but allocated on a per-  
1137 unit basis rather than a percentage basis if the declaration  
1138 provides for other than an equal sharing of common expenses, and  
1139 any contract entered into before July 1, 1998, in which the cost  
1140 of the service is not equally divided among all unit owners, may  
1141 be changed by vote of a majority of the voting interests present  
1142 at a regular or special meeting of the association, to allocate  
1143 the cost equally among all units. The contract shall be for a





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1144 term of not less than 2 years.

1145 1. Any contract made by the board after the effective date  
1146 hereof for a community antenna system or duly franchised cable  
1147 television service may be canceled by a majority of the voting  
1148 interests present at the next regular or special meeting of the  
1149 association. Any member may make a motion to cancel said  
1150 contract, but if no motion is made or if such motion fails to  
1151 obtain the required majority at the next regular or special  
1152 meeting, whichever is sooner, following the making of the  
1153 contract, then such contract shall be deemed ratified for the  
1154 term therein expressed.

1155 2. Any such contract shall provide, and shall be deemed to  
1156 provide if not expressly set forth, that any hearing-impaired or  
1157 legally blind unit owner who does not occupy the unit with a  
1158 non-hearing-impaired or sighted person, or any unit owner  
1159 receiving supplemental security income under Title XVI of the  
1160 Social Security Act or food assistance ~~stamps~~ as administered by  
1161 the Department of Children and Family Services pursuant to s.  
1162 414.31, may discontinue the service without incurring disconnect  
1163 fees, penalties, or subsequent service charges, and, as to such  
1164 units, the owners shall not be required to pay any common  
1165 expenses charge related to such service. If less than all  
1166 members of an association share the expenses of cable  
1167 television, the expense shall be shared equally by all  
1168 participating unit owners. The association may use the  
1169 provisions of s. 718.116 to enforce payment of the shares of  
1170 such costs by the unit owners receiving cable television.

1171 Section 41. Paragraph (f) of subsection (1) of section  
1172 817.568, Florida Statutes, is amended to read:



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1173           817.568 Criminal use of personal identification  
1174 information.—

1175           (1) As used in this section, the term:

1176           (f) "Personal identification information" means any name or  
1177 number that may be used, alone or in conjunction with any other  
1178 information, to identify a specific individual, including any:

1179           1. Name, postal or electronic mail address, telephone  
1180 number, social security number, date of birth, mother's maiden  
1181 name, official state-issued or United States-issued driver's  
1182 license or identification number, alien registration number,  
1183 government passport number, employer or taxpayer identification  
1184 number, Medicaid or food assistance ~~stamp~~ account number, bank  
1185 account number, credit or debit card number, or personal  
1186 identification number or code assigned to the holder of a debit  
1187 card by the issuer to permit authorized electronic use of such  
1188 card;

1189           2. Unique biometric data, such as fingerprint, voice print,  
1190 retina or iris image, or other unique physical representation;

1191           3. Unique electronic identification number, address, or  
1192 routing code;

1193           4. Medical records;

1194           5. Telecommunication identifying information or access  
1195 device; or

1196           6. Other number or information that can be used to access a  
1197 person's financial resources.

1198           Section 42. Paragraph (a) of subsection (3) of section  
1199 921.0022, Florida Statutes, is amended to read:

1200           921.0022 Criminal Punishment Code; offense severity ranking  
1201 chart.—



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1202	(3) OFFENSE SEVERITY RANKING CHART		
1203	(a) LEVEL 1		
	Florida	Felony	
	Statute	Degree	Description
1204	24.118(3)(a)	3rd	Counterfeit or altered state lottery ticket.
1205	212.054(2)(b)	3rd	Discretionary sales surtax; limitations, administration, and collection.
1206	212.15(2)(b)	3rd	Failure to remit sales taxes, amount greater than \$300 but less than \$20,000.
1207	316.1935(1)	3rd	Fleeing or attempting to elude law enforcement officer.
1208	319.30(5)	3rd	Sell, exchange, give away certificate of title or identification number plate.
1209	319.35(1)(a)	3rd	Tamper, adjust, change, etc., an odometer.
1210	320.26(1)(a)	3rd	Counterfeit, manufacture, or sell registration license plates or validation stickers.
1211	322.212(1)(a)-(c)	3rd	Possession of forged, stolen, counterfeit, or unlawfully issued



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driver's license; possession of  
simulated identification.

1212

322.212(4) 3rd Supply or aid in supplying unauthorized  
driver's license or identification card.

1213

322.212(5)(a) 3rd False application for driver's license  
or identification card.

1214

414.39(2) 3rd Unauthorized use, possession, forgery,  
or alteration of food assistance program  
~~stamps~~, Medicaid ID, value greater than  
\$200.

1215

414.39(3)(a) 3rd Fraudulent misappropriation of public  
assistance funds by employee/official,  
value more than \$200.

1216

443.071(1) 3rd False statement or representation to  
obtain or increase unemployment  
compensation benefits.

1217

509.151(1) 3rd Defraud an innkeeper, food or lodging  
value greater than \$300.

1218

517.302(1) 3rd Violation of the Florida Securities and  
Investor Protection Act.

1219

562.27(1) 3rd Possess still or still apparatus.



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1220	713.69	3rd	Tenant removes property upon which lien has accrued, value more than \$50.
1221	812.014 (3) (c)	3rd	Petit theft (3rd conviction); theft of any property not specified in subsection (2).
1222	812.081 (2)	3rd	Unlawfully makes or causes to be made a reproduction of a trade secret.
1223	815.04 (4) (a)	3rd	Offense against intellectual property (i.e., computer programs, data).
1224	817.52 (2)	3rd	Hiring with intent to defraud, motor vehicle services.
1225	817.569 (2)	3rd	Use of public record or public records information to facilitate commission of a felony.
1226	826.01	3rd	Bigamy.
1227	828.122 (3)	3rd	Fighting or baiting animals.
1228	831.04 (1)	3rd	Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28.
1229			



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1230	831.31(1)(a)	3rd	Sell, deliver, or possess counterfeit controlled substances, all but s. 893.03(5) drugs.
1231	832.041(1)	3rd	Stopping payment with intent to defraud \$150 or more.
1232	832.05(2)(b) & (4)(c)	3rd	Knowing, making, issuing worthless checks \$150 or more or obtaining property in return for worthless check \$150 or more.
1233	838.15(2)	3rd	Commercial bribe receiving.
1234	838.16	3rd	Commercial bribery.
1235	843.18	3rd	Fleeing by boat to elude a law enforcement officer.
1236	847.011(1)(a)	3rd	Sell, distribute, etc., obscene, lewd, etc., material (2nd conviction).
1237	849.01	3rd	Keeping gambling house.
1238	849.09(1)(a)-(d)	3rd	Lottery; set up, promote, etc., or assist therein, conduct or advertise drawing for prizes, or dispose of property or money by means of lottery.



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- 849.23 3rd Gambling-related machines; "common offender" as to property rights.
- 849.25(2) 3rd Engaging in bookmaking.
- 860.08 3rd Interfere with a railroad signal.
- 860.13(1)(a) 3rd Operate aircraft while under the influence.
- 893.13(2)(a)2. 3rd Purchase of cannabis.
- 893.13(6)(a) 3rd Possession of cannabis (more than 20 grams).
- 934.03(1)(a) 3rd Intercepts, or procures any other person to intercept, any wire or oral communication.

Section 43. Paragraph (a) of subsection (1) of section 943.401, Florida Statutes, is amended to read:

943.401 Public assistance fraud.—

(1) (a) The Department of Law Enforcement shall investigate all public assistance provided to residents of the state or provided to others by the state. In the course of such investigation the Department of Law Enforcement shall examine all records, including electronic benefits transfer records and make inquiry of all persons who may have knowledge as to any



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1256 irregularity incidental to the disbursement of public moneys,  
1257 food assistance stamps, or other items or benefits  
1258 authorizations to recipients.

1259 Section 32. This act shall take effect July 1, 2010.

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1261 ===== T I T L E A M E N D M E N T =====

1262 And the title is amended as follows:

1263 Delete everything before the enacting clause

1264 and insert:

1265 A bill to be entitled

1266 An act relating to public assistance; amending ss.

1267 97.021, 163.2523, 163.456, 220.187, 288.9618, 341.041,

1268 379.353, 402.33, 409.2554, 409.2576, 409.903, 409.942,

1269 411.0101, 414.0252, 414.065, 414.0655, 414.075,

1270 414.085, 414.095, 414.14, 414.16, 414.17, 414.175,

1271 414.31, 414.32, 414.33, 414.34, 414.35, 414.36,

1272 414.39, 414.41, 414.45, 420.624, 430.2053, 445.004,

1273 445.009, 445.024, 445.026, 445.048, 718.115, 817.568,

1274 921.0022, and 943.401, F.S.; revising terminology

1275 relating to the food stamp program and the WAGES

1276 Program to conform to current federal law; providing

1277 an effective date.

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