

By the Committee on Children, Families, and Elder Affairs; and
 Senator Storms

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1 A bill to be entitled
 2 An act relating to public assistance; amending ss.
 3 97.021, 163.2523, 163.456, 220.187, 288.9618, 341.041,
 4 379.353, 402.33, 409.2554, 409.2576, 409.903, 409.942,
 5 411.0101, 414.0252, 414.065, 414.0655, 414.075,
 6 414.085, 414.095, 414.14, 414.16, 414.17, 414.175,
 7 414.31, 414.32, 414.33, 414.34, 414.35, 414.36,
 8 414.39, 414.41, 414.45, 420.624, 430.2053, 445.004,
 9 445.009, 445.024, 445.026, 445.048, 718.115, 817.568,
 10 921.0022, and 943.401, F.S.; revising terminology
 11 relating to the food stamp program and the WAGES
 12 Program to conform to current federal law; providing
 13 an effective date.

14
 15 Be It Enacted by the Legislature of the State of Florida:

16
 17 Section 1. Subsection (29) of section 97.021, Florida
 18 Statutes, is amended to read:

19 97.021 Definitions.—For the purposes of this code, except
 20 where the context clearly indicates otherwise, the term:

21 (29) "Public assistance" means assistance provided through
 22 the food assistance ~~stamp~~ program under the federal Supplemental
 23 Nutrition Assistance Program; the Medicaid program; the Special
 24 Supplemental Food Program for Women, Infants, and Children; and
 25 the Temporary Cash Assistance ~~WAGES~~ Program.

26 Section 2. Section 163.2523, Florida Statutes, is amended
 27 to read:

28 163.2523 Grant program.—An Urban Infill and Redevelopment
 29 Assistance Grant Program is created for local governments. A

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30 local government may allocate grant money to special districts,
31 including community redevelopment agencies, and nonprofit
32 community development organizations to implement projects
33 consistent with an adopted urban infill and redevelopment plan
34 or plan employed in lieu thereof. Thirty percent of the general
35 revenue appropriated for this program shall be available for
36 planning grants to be used by local governments for the
37 development of an urban infill and redevelopment plan, including
38 community participation processes for the plan. Sixty percent of
39 the general revenue appropriated for this program shall be
40 available for fifty/fifty matching grants for implementing urban
41 infill and redevelopment projects that further the objectives
42 set forth in the local government's adopted urban infill and
43 redevelopment plan or plan employed in lieu thereof. The
44 remaining 10 percent of the revenue must be used for outright
45 grants for implementing projects requiring an expenditure of
46 under \$50,000. If the volume of fundable applications under any
47 of the allocations specified in this section does not fully
48 obligate the amount of the allocation, the Department of
49 Community Affairs may transfer the unused balance to the
50 category having the highest dollar value of applications
51 eligible but unfunded. However, in no event may the percentage
52 of dollars allocated to outright grants for implementing
53 projects exceed 20 percent in any given fiscal year. Projects
54 that provide employment opportunities to clients of the
55 Temporary Cash Assistance ~~WAGES~~ program and projects within
56 urban infill and redevelopment areas that include a community
57 redevelopment area, Florida Main Street program, Front Porch
58 Florida Community, sustainable community, enterprise zone,

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59 federal enterprise zone, enterprise community, or neighborhood
60 improvement district must be given an elevated priority in the
61 scoring of competing grant applications. The Division of Housing
62 and Community Development of the Department of Community Affairs
63 shall administer the grant program. The Department of Community
64 Affairs shall adopt rules establishing grant review criteria
65 consistent with this section.

66 Section 3. Paragraph (c) of subsection (1) of section
67 163.456, Florida Statutes, is amended to read:

68 163.456 Legislative findings and intent.—

69 (1) The Legislature finds that:

70 (c) The available means of eliminating or reducing these
71 deteriorating economic conditions and encouraging local resident
72 participation and support is to provide support assistance and
73 resource investment to community-based development
74 organizations. The Legislature also finds that community-based
75 development organizations can contribute to the creation of jobs
76 in response to federal welfare reform and state Temporary Cash
77 Assistance ~~WAGES~~ Program legislation, and economic development
78 activities related to urban and rural economic initiatives.

79 Section 4. Paragraph (b) of subsection (2) of section
80 220.187, Florida Statutes, is amended to read:

81 220.187 Credits for contributions to nonprofit scholarship-
82 funding organizations.—

83 (2) DEFINITIONS.—As used in this section, the term:

84 (b) "Direct certification list" means the certified list of
85 children who qualify for the food assistance ~~Stamp~~ program, the
86 Temporary Assistance to Needy Families Program, or the Food
87 Distribution Program on Indian Reservations provided to the

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88 Department of Education by the Department of Children and Family
89 Services.

90 Section 5. Paragraph (h) of subsection (1) of section
91 288.9618, Florida Statutes, is amended to read:

92 288.9618 Microenterprises.—

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

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

111 Section 6. Subsection (14) of section 341.041, Florida
112 Statutes, is amended to read:

113 341.041 Transit responsibilities of the department.—The
114 department shall, within the resources provided pursuant to
115 chapter 216:

116 (14) Assist local governmental entities and other transit

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117 operators in the planning, development, and coordination of
118 transit services for Temporary Cash Assistance ~~WAGES~~ Program
119 participants as defined in s. 414.0252.

120 Section 7. Paragraph (h) of subsection (2) of section
121 379.353, Florida Statutes, is amended to read:

122 379.353 Recreational licenses and permits; exemptions from
123 fees and requirements.—

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

126 (h) Any resident saltwater fishing from land or from a
127 structure fixed to the land who has been determined eligible by
128 the Department of Children and Family Services for the food
129 assistance ~~stamp~~ program, temporary cash assistance, or the
130 Medicaid programs. A benefit issuance or program identification
131 card issued by the Department of Children and Family Services or
132 the Florida Medicaid program of the Agency for Health Care
133 Administration shall serve as proof of program eligibility. The
134 client must have in his or her possession the ID card and
135 positive proof of identification when fishing.

136 Section 8. Paragraph (g) of subsection (1) of section
137 402.33, Florida Statutes, is amended to read:

138 402.33 Department authority to charge fees for services
139 provided.—

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

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

145 Section 9. Subsection (8) of section 409.2554, Florida

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146 Statutes, is amended to read:

147 409.2554 Definitions; ss. 409.2551-409.2598.—As used in ss.
148 409.2551-409.2598, the term:

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

154 Section 10. Paragraph (a) of subsection (9) of section
155 409.2576, Florida Statutes, is amended to read:

156 409.2576 State Directory of New Hires.—

157 (9) DISCLOSURE OF INFORMATION.—

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

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

163 2. The Medicaid program under Title XIX of the Social
164 Security Act;

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

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

169 5. Any state program under a plan approved under Title I
170 (Old-Age Assistance for the Aged), Title X (Aid to the Blind),
171 Title XIV (Aid to the Permanently and Totally Disabled), or
172 Title XVI (Aid to the Aged, Blind, or Disabled; Supplemental
173 Security Income for the Aged, Blind, and Disabled) of the Social
174 Security Act.

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

177 409.903 Mandatory payments for eligible persons.—The agency
178 shall make payments for medical assistance and related services
179 on behalf of the following persons who the department, or the
180 Social Security Administration by contract with the Department
181 of Children and Family Services, determines to be eligible,
182 subject to the income, assets, and categorical eligibility tests
183 set forth in federal and state law. Payment on behalf of these
184 Medicaid eligible persons is subject to the availability of
185 moneys and any limitations established by the General
186 Appropriations Act or chapter 216.

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

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

194 409.942 Electronic benefit transfer program.—

195 (1) The Department of Children and Family Services shall
196 establish an electronic benefit transfer program for the
197 dissemination of food assistance ~~stamp~~ benefits and temporary
198 cash assistance payments, including refugee cash assistance
199 payments, asylum applicant payments, and child support disregard
200 payments. If the Federal Government does not enact legislation
201 or regulations providing for dissemination of supplemental
202 security income by electronic benefit transfer, the state may
203 include supplemental security income in the electronic benefit

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204 transfer program.

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

207 411.0101 Child care and early childhood resource and
208 referral.—The Agency for Workforce Innovation shall establish a
209 statewide child care resource and referral network. Preference
210 shall be given to using the already established early learning
211 coalitions as the child care resource and referral agency. If an
212 early learning coalition cannot comply with the requirements to
213 offer the resource information component or does not want to
214 offer that service, the early learning coalition shall select
215 the resource information agency based upon a request for
216 proposal pursuant to s. 411.01(5)(e)1. At least one child care
217 resource and referral agency must be established in each early
218 learning coalition's county or multicounty region. Child care
219 resource and referral agencies shall provide the following
220 services:

221 (1) Identification of existing public and private child
222 care and early childhood education services, including child
223 care services by public and private employers, and the
224 development of a resource file of those services. These services
225 may include family day care, public and private child care
226 programs, head start, prekindergarten early intervention
227 programs, special education programs for prekindergarten
228 handicapped children, services for children with developmental
229 disabilities, full-time and part-time programs, before-school
230 and after-school programs, vacation care programs, parent
231 education, the Temporary Cash Assistance ~~WAGES~~ Program, and
232 related family support services. The resource file shall

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233 include, but not be limited to:

- 234 (a) Type of program.
235 (b) Hours of service.
236 (c) Ages of children served.
237 (d) Number of children served.
238 (e) Significant program information.
239 (f) Fees and eligibility for services.
240 (g) Availability of transportation.

241 Section 14. Subsection (10) of section 414.0252, Florida
242 Statutes, is amended to read:

243 414.0252 Definitions.—As used in ss. 414.025-414.55, the
244 term:

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

248 Section 15. Subsections (1), (2), and (3) of section
249 414.065, Florida Statutes, are amended to read:

250 414.065 Noncompliance with work requirements.—

251 (1) PENALTIES FOR NONPARTICIPATION IN WORK REQUIREMENTS AND
252 FAILURE TO COMPLY WITH ALTERNATIVE REQUIREMENT PLANS.—The
253 department shall establish procedures for administering
254 penalties for nonparticipation in work requirements and failure
255 to comply with the alternative requirement plan. If an
256 individual in a family receiving temporary cash assistance fails
257 to engage in work activities required in accordance with s.
258 445.024, the following penalties shall apply. Prior to the
259 imposition of a sanction, the participant shall be notified
260 orally or in writing that the participant is subject to sanction
261 and that action will be taken to impose the sanction unless the

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262 participant complies with the work activity requirements. The
263 participant shall be counseled as to the consequences of
264 noncompliance and, if appropriate, shall be referred for
265 services that could assist the participant to fully comply with
266 program requirements. If the participant has good cause for
267 noncompliance or demonstrates satisfactory compliance, the
268 sanction shall not be imposed. If the participant has
269 subsequently obtained employment, the participant shall be
270 counseled regarding the transitional benefits that may be
271 available and provided information about how to access such
272 benefits. The department shall administer sanctions related to
273 food assistance ~~stamps~~ consistent with federal regulations.

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

277 2. Second noncompliance: temporary cash assistance shall be
278 terminated for the family for 1 month or until the individual
279 who failed to comply does so, whichever is later. Upon meeting
280 this requirement, temporary cash assistance shall be reinstated
281 to the date of compliance or the first day of the month
282 following the penalty period, whichever is later.

283 3. Third noncompliance: temporary cash assistance shall be
284 terminated for the family for 3 months or until the individual
285 who failed to comply does so, whichever is later. The individual
286 shall be required to comply with the required work activity upon
287 completion of the 3-month penalty period, before reinstatement
288 of temporary cash assistance. Upon meeting this requirement,
289 temporary cash assistance shall be reinstated to the date of
290 compliance or the first day of the month following the penalty

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291 period, whichever is later.

292 (b) If a participant receiving temporary cash assistance
293 who is otherwise exempted from noncompliance penalties fails to
294 comply with the alternative requirement plan required in
295 accordance with this section, the penalties provided in
296 paragraph (a) shall apply.

297
298 If a participant fully complies with work activity requirements
299 for at least 6 months, the participant shall be reinstated as
300 being in full compliance with program requirements for purpose
301 of sanctions imposed under this section.

302 (2) CONTINUATION OF TEMPORARY CASH ASSISTANCE FOR CHILDREN;
303 PROTECTIVE PAYEES.—

304 (a) Upon the second or third occurrence of noncompliance,
305 temporary cash assistance and food assistance ~~stamps~~ for the
306 child or children in a family who are under age 16 may be
307 continued. Any such payments must be made through a protective
308 payee or, in the case of food assistance ~~stamps~~, through an
309 authorized representative. Under no circumstances shall
310 temporary cash assistance or food assistance ~~stamps~~ be paid to
311 an individual who has failed to comply with program
312 requirements.

313 (b) Protective payees shall be designated by the department
314 and may include:

315 1. A relative or other individual who is interested in or
316 concerned with the welfare of the child or children and agrees
317 in writing to utilize the assistance in the best interest of the
318 child or children.

319 2. A member of the community affiliated with a religious,

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320 community, neighborhood, or charitable organization who agrees
321 in writing to utilize the assistance in the best interest of the
322 child or children.

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

326 (c) The protective payee designated by the department shall
327 be the authorized representative for purposes of receiving food
328 assistance stamps on behalf of a child or children under age 16.
329 The authorized representative must agree in writing to use the
330 food assistance stamps in the best interest of the child or
331 children.

332 (d) If it is in the best interest of the child or children,
333 as determined by the department, for the staff member of a
334 private agency, a public agency, the department, or any other
335 appropriate organization to serve as a protective payee or
336 authorized representative, such designation may be made, except
337 that a protective payee or authorized representative must not be
338 any individual involved in determining eligibility for temporary
339 cash assistance or food assistance stamps for the family, staff
340 handling any fiscal processes related to issuance of temporary
341 cash assistance or food assistance stamps, or landlords,
342 grocers, or vendors of goods, services, or items dealing
343 directly with the participant.

344 (e) The department may pay incidental expenses or travel
345 expenses for costs directly related to performance of the duties
346 of a protective payee as necessary to implement the provisions
347 of this subsection.

348 (3) PROPORTIONAL REDUCTION OF TEMPORARY CASH ASSISTANCE

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349 RELATED TO PAY AFTER PERFORMANCE.—Notwithstanding the provisions
350 of subsection (1), if an individual is receiving temporary cash
351 assistance under a pay-after-performance arrangement and the
352 individual participates, but fails to meet the full
353 participation requirement, then the temporary cash assistance
354 received shall be reduced and shall be proportional to the
355 actual participation. Food assistance ~~stamps~~ may be included in
356 a pay-after-performance arrangement if permitted under federal
357 law.

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

360 414.0655 Medical incapacity due to substance abuse or
361 mental health impairment.—

362 (1) Notwithstanding the provisions of s. 414.065 to the
363 contrary, any participant who requires out-of-home residential
364 treatment for alcoholism, drug addiction, alcohol abuse, or a
365 mental health disorder, as certified by a physician licensed
366 under chapter 458 or chapter 459, shall be exempted from work
367 activities while participating in treatment. The participant
368 shall be required to comply with the course of treatment
369 necessary for the individual to resume work activity
370 participation. The treatment agency shall be required to notify
371 the department with an initial estimate of when the participant
372 will have completed the course of treatment and be ready to
373 resume full participation in the Temporary Cash Assistance ~~WAGES~~
374 Program. If the treatment will take longer than 60 days, the
375 treatment agency shall provide to the department the conditions
376 justifying extended treatment, and the department and the
377 treatment agency shall negotiate a continued stay in treatment

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378 not to exceed an additional 90 days.

379 Section 17. Section 414.075, Florida Statutes, is amended
380 to read:

381 414.075 Resource eligibility standards.—For purposes of
382 program simplification and effective program management, certain
383 resource definitions, as outlined in the food assistance ~~stamp~~
384 regulations at 7 C.F.R. s. 273.8, shall be applied to the
385 Temporary Cash Assistance ~~WAGES~~ Program as determined by the
386 department to be consistent with federal law regarding temporary
387 cash assistance and Medicaid for needy families, except that:

388 (1) The maximum allowable resources, including liquid and
389 nonliquid resources, of all members of the family may not exceed
390 \$2,000.

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

393 (a) Licensed vehicles needed for individuals subject to the
394 work participation requirement, not to exceed a combined value
395 of \$8,500, and needed for training, employment, or education
396 purposes. For any family without an individual subject to the
397 work participation requirement, one vehicle valued at not more
398 than \$8,500 shall be excluded. Any vehicle that is necessary to
399 transport a physically disabled family member shall be excluded.
400 A vehicle shall be considered necessary for the transportation
401 of a physically disabled family member if the vehicle is
402 specially equipped to meet the specific needs of the disabled
403 person or if the vehicle is a special type of vehicle and makes
404 it possible to transport the disabled person.

405 (b) Funds paid to a homeless shelter which are being held
406 for the family to enable the family to pay deposits or other

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407 costs associated with moving to a new shelter arrangement.

408 (3) A vacation home that annually produces income
409 consistent with its fair market value, and that is excluded as a
410 resource in determining eligibility for food assistance ~~stamps~~
411 under federal regulations, may not be excluded as a resource in
412 determining a family's eligibility for temporary cash
413 assistance.

414 (4) An individual and the assistance group in which the
415 individual is a current member will be ineligible for a period
416 of 2 years from the original date of a transfer of an asset made
417 for the purpose of qualifying for or maintaining eligibility for
418 temporary cash assistance.

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

421 414.085 Income eligibility standards.—

422 (1) For purposes of program simplification and effective
423 program management, certain income definitions, as outlined in
424 the food assistance ~~stamp~~ regulations at 7 C.F.R. s. 273.9,
425 shall be applied to the temporary cash assistance program as
426 determined by the department to be consistent with federal law
427 regarding temporary cash assistance and Medicaid for needy
428 families, except as to the following:

429 (a) Participation in the temporary cash assistance program
430 shall be limited to those families whose gross family income is
431 equal to or less than 185 percent of the federal poverty level
432 established in s. 673(2) of the Community Services Block Grant
433 Act, 42 U.S.C. s. 9901(2).

434 (b) Income security payments, including payments funded
435 under part B of Title IV of the Social Security Act, as amended;

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436 supplemental security income under Title XVI of the Social
437 Security Act, as amended; or other income security payments as
438 defined by federal law shall be excluded as income unless
439 required to be included by federal law.

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

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

446 Section 19. Subsections (1), (9), and (14) of section
447 414.095, Florida Statutes, are amended to read:

448 414.095 Determining eligibility for temporary cash
449 assistance.—

450 (1) ELIGIBILITY.—An applicant must meet eligibility
451 requirements of this section before receiving services or
452 temporary cash assistance under this chapter, except that an
453 applicant shall be required to register for work and engage in
454 work activities in accordance with s. 445.024, as designated by
455 the regional workforce board, and may receive support services
456 or child care assistance in conjunction with such requirement.
457 The department shall make a determination of eligibility based
458 on the criteria listed in this chapter. The department shall
459 monitor continued eligibility for temporary cash assistance
460 through periodic reviews consistent with the food assistance
461 ~~stamp~~ eligibility process. Benefits shall not be denied to an
462 individual solely based on a felony drug conviction, unless the
463 conviction is for trafficking pursuant to s. 893.135. To be
464 eligible under this section, an individual convicted of a drug

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465 felony must be satisfactorily meeting the requirements of the
466 temporary cash assistance program, including all substance abuse
467 treatment requirements. Within the limits specified in this
468 chapter, the state opts out of the provision of Pub. L. No. 104-
469 193, s. 115, that eliminates eligibility for temporary cash
470 assistance and food assistance ~~stamps~~ for any individual
471 convicted of a controlled substance felony.

472 (9) OPPORTUNITIES AND OBLIGATIONS.—An applicant for
473 temporary cash assistance has the following opportunities and
474 obligations:

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

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

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

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

487 (e) To keep the department informed of any changes that
488 could affect eligibility.

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

491 (g) To receive information regarding services available
492 from certified domestic violence centers or organizations that
493 provide counseling and supportive services to individuals who

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494 are past or present victims of domestic violence or who are at
495 risk of domestic violence and, upon request, to be referred to
496 such organizations in a manner which protects the individual's
497 confidentiality.

498 (14) PROHIBITIONS AND RESTRICTIONS.—

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

504 (b) Temporary cash assistance, without shelter expense, may
505 be available for a teen parent who is a minor child and for the
506 child. Temporary cash assistance may not be paid directly to the
507 teen parent but must be paid, on behalf of the teen parent and
508 child, to an alternative payee who is designated by the
509 department. The alternative payee may not use the temporary cash
510 assistance for any purpose other than paying for food, clothing,
511 shelter, and medical care for the teen parent and child and for
512 other necessities required to enable the teen parent to attend
513 school or a training program. In order for the child of the teen
514 parent and the teen parent to be eligible for temporary cash
515 assistance, the teen parent must:

516 1. Attend school or an approved alternative training
517 program, unless the child is less than 12 weeks of age or the
518 teen parent has completed high school; and

519 2. Reside with a parent, legal guardian, or other adult
520 caretaker relative. The income and resources of the parent shall
521 be included in calculating the temporary cash assistance
522 available to the teen parent since the parent is responsible for

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523 providing support and care for the child living in the home.

524 3. Attend parenting and family classes that provide a
525 curriculum specified by the department or the Department of
526 Health, as available.

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

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

532 2. The requirement is not in the best interest of the teen
533 parent or the child. If the department determines that it is not
534 in the best interest of the teen parent or child to reside with
535 a parent, legal guardian, or other adult caretaker relative, the
536 department shall provide or assist the teen parent in finding a
537 suitable home, a second-chance home, a maternity home, or other
538 appropriate adult-supervised supportive living arrangement. Such
539 living arrangement may include a shelter obligation in
540 accordance with subsection (10).

541
542 The department may not delay providing temporary cash assistance
543 to the teen parent through the alternative payee designated by
544 the department pending a determination as to where the teen
545 parent should live and sufficient time for the move itself. A
546 teen parent determined to need placement that is unavailable
547 shall continue to be eligible for temporary cash assistance so
548 long as the teen parent cooperates with the department and the
549 Department of Health. The teen parent shall be provided with
550 counseling to make the transition from independence to
551 supervised living and with a choice of living arrangements.

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

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

574 (f) An individual who is convicted in federal or state
575 court of receiving benefits under this chapter, Title XIX, the
576 Food and Nutrition Act of 2008 ~~Stamp Act of 1977~~, or
577 supplemental security income under Title XVI of the Social
578 Security Act ~~(Supplemental Security Income)~~, in two or more
579 states simultaneously may not receive temporary cash assistance
580 or services under this chapter for 10 years following the date

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581 of conviction.

582 (g) An individual is ineligible to receive temporary cash
583 assistance or services under this chapter during any period when
584 the individual is fleeing to avoid prosecution, custody, or
585 confinement after committing a crime, attempting to commit a
586 crime that is a felony under the laws of the place from which
587 the individual flees or a high misdemeanor in the State of New
588 Jersey, or violating a condition of probation or parole imposed
589 under federal or state law.

590 (h) The parent or other caretaker relative must report to
591 the department by the end of the 5-day period that begins on the
592 date it becomes clear to the parent or caretaker relative that a
593 minor child will be absent from the home for 30 or more
594 consecutive days. A parent or caretaker relative who fails to
595 report this information to the department shall be disqualified
596 from receiving temporary cash assistance for 30 days for the
597 first occurrence, 60 days for the second occurrence, and 90 days
598 for the third or subsequent occurrence.

599 (i) If the parents of a minor child live apart and equally
600 share custody and control of the child, a parent is ineligible
601 for temporary cash assistance unless the parent clearly
602 demonstrates to the department that the parent provides primary
603 day-to-day custody.

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

609 Section 20. Section 414.14, Florida Statutes, is amended to

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610 read:

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

635 Section 21. Paragraph (e) of subsection (3) of section
636 414.16, Florida Statutes, is amended to read:

637 414.16 Emergency assistance program.—

638 (3) CRITERIA.—The department shall develop criteria for

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639 implementation of the program in accordance with the following
640 guidelines:

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

644 Section 22. Section 414.17, Florida Statutes, is amended to
645 read:

646 414.17 Audits.—The Temporary Cash Assistance ~~WAGES~~ Program
647 is subject to the audit requirements of 31 U.S.C. ss. 5701 et
648 seq.

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

651 414.175 Review of existing waivers.—

652 (2) The department shall review federal law, including
653 revisions to federal food assistance ~~stamp~~ requirements. If the
654 department determines that federal food assistance ~~stamp~~ waivers
655 will further the goals of this chapter, including simplification
656 of program policies or program administration, the department
657 may obtain waivers if this can be accomplished within available
658 resources.

659 Section 24. Section 414.31, Florida Statutes, is amended to
660 read:

661 414.31 State agency for administering federal food
662 assistance ~~stamp~~ program.—

663 (1) The department shall place into operation in each of
664 the several counties of the state a food assistance ~~stamp~~
665 program as authorized by the Congress of the United States. The
666 department is designated as the state agency responsible for the
667 administration and operation of such programs.

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668 (2) The department shall provide for such instruction and
669 counseling as will best assure that the recipients are able to
670 provide a nutritionally adequate diet through the increased
671 purchasing power received. This program shall be administered
672 and operated in such a way that the distribution of food
673 assistance ~~stamps~~ shall be in locations reasonably accessible to
674 those areas in which persons eligible for the benefit of this
675 program are likely to be concentrated.

676 Section 25. Section 414.32, Florida Statutes, is amended to
677 read:

678 414.32 Prohibitions and restrictions with respect to food
679 assistance program ~~stamps~~.—

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

681 (a) A parent or caretaker relative who receives temporary
682 cash assistance or food assistance ~~stamps~~ on behalf of a child
683 under 18 years of age who has an absent parent is ineligible for
684 food assistance ~~stamps~~ unless the parent or caretaker relative
685 cooperates with the state agency that administers the child
686 support enforcement program in establishing the paternity of the
687 child, if the child is born out of wedlock, and in obtaining
688 support for the child or for the parent or caretaker relative
689 and the child. This paragraph does not apply if the state agency
690 that administers the food assistance ~~stamp~~ program determines
691 that the parent or caretaker relative has good cause for failing
692 to cooperate. The Department of Revenue shall determine good
693 cause for failure to cooperate if the Department of Children and
694 Family Services obtains written authorization from the United
695 States Department of Agriculture approving such arrangements.

696 (b) A putative or identified noncustodial parent of a child

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697 under 18 years of age is ineligible for food assistance ~~stamps~~
698 if the parent fails to cooperate with the state agency that
699 administers the child support enforcement program in
700 establishing the paternity of the child, if the child is born
701 out of wedlock, or fails to provide support for the child. This
702 paragraph does not apply if the state agency that administers
703 the child support enforcement program determines that the
704 noncustodial parent has good cause for refusing to cooperate in
705 establishing the paternity of the child.

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

712 (3) DENIAL OF FOOD ASSISTANCE ~~STAMP~~ BENEFITS FOR RECEIPT OF
713 MULTIPLE FOOD ASSISTANCE ~~STAMP~~ BENEFITS.—An individual is
714 ineligible to participate in the food assistance ~~stamp~~ program
715 individually, or as a member of any assistance group, for 10
716 years following a conviction in federal or state court of having
717 made a fraudulent statement or representation with respect to
718 the identity or place of residence of the individual in order to
719 receive multiple benefits simultaneously under the food
720 assistance ~~stamp~~ program.

721 (4) DENIAL OF FOOD ASSISTANCE ~~STAMP~~ BENEFITS TO FLEEING
722 FELONS.—An individual is ineligible to participate in the food
723 assistance ~~stamp~~ program during any period when the individual
724 is fleeing to avoid prosecution, custody, or confinement after
725 committing a crime, attempting to commit a crime that is a

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726 felony under the laws of the place from which the individual
727 flees or a high misdemeanor in the State of New Jersey, or
728 violating a condition of probation or parole imposed under
729 federal or state law.

730 Section 26. Section 414.33, Florida Statutes, is amended to
731 read:

732 414.33 Violations of food assistance ~~stamp~~ program.—

733 (1) In accordance with federal law and regulations, the
734 department shall establish procedures for notifying the
735 appropriate federal and state agencies of any violation of
736 federal or state laws or rules governing the food assistance
737 ~~stamp~~ program.

738 (2) In addition, the department shall establish procedures
739 for referring to the Department of Law Enforcement any case that
740 involves a suspected violation of federal or state law or rules
741 governing the administration of the food assistance ~~stamp~~
742 program.

743 Section 27. Section 414.34, Florida Statutes, is amended to
744 read:

745 414.34 Annual report concerning administrative complaints
746 and disciplinary actions involving food assistance ~~stamp~~ program
747 violations.—The department shall prepare and submit a report to
748 the President of the Senate, the Speaker of the House of
749 Representatives, the chairs of the appropriate legislative
750 committees, and the Department of Law Enforcement by January 1
751 of each year. In addition to any other information the
752 Legislature may require, the report must include statistics and
753 relevant information detailing:

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

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- 755 (2) The number of findings of probable cause made.
756 (3) The number of findings of no probable cause made.
757 (4) The number of administrative complaints filed.
758 (5) The disposition of all administrative complaints.
759 (6) The number of criminal complaints brought under s.
760 414.39, and their disposition.

- 761 (7) The status of the development and implementation of
762 rules governing the electronic benefits transfer program,
763 including any recommendations for statutory changes.

764 Section 28. Section 414.35, Florida Statutes, is amended to
765 read:

766 414.35 Emergency relief.—

- 767 (1) The department shall adopt rules for the administration
768 of emergency assistance programs delegated to the department
769 either by executive order in accordance with the Disaster Relief
770 Act of 1974 or pursuant to the Food and Nutrition Act of 2008
771 ~~Food Stamp Act of 1977~~.

- 772 (2) In promulgating the rules required in this section, the
773 department shall give particular consideration to the prevention
774 of fraud in emergency assistance programs. Such rules shall, at
775 a minimum, provide for:

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

777 (b) Determination of an applicant's need for assistance and
778 verification of an applicant's need in accordance with
779 appropriate federal law and regulations.

780 (c) The timely and adequate dissemination of accurate
781 certification information to local emergency management
782 agencies.

- 783 (3) In administering emergency food assistance ~~stamp~~ and

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784 other emergency assistance programs, the department shall
785 cooperate fully with the United States Government and with other
786 departments, instrumentalities, and agencies of this state.

787 Section 29. Section 414.36, Florida Statutes, is amended to
788 read:

789 414.36 Public assistance overpayment recovery program;
790 contracts.—

791 (1) The department shall develop and implement a plan for
792 the statewide privatization of activities relating to the
793 recovery of public assistance overpayment claims. These
794 activities shall include, at a minimum, voluntary cash
795 collections functions for recovery of fraudulent and
796 nonfraudulent benefits paid to recipients of temporary cash
797 assistance, food assistance ~~stamps~~, and aid to families with
798 dependent children.

799 (2) For purposes of privatization of public assistance
800 overpayment recovery, the department shall enter into contracts
801 consistent with federal law with for-profit corporations, not-
802 for-profit corporations, or other entities capable of providing
803 the services for recovering public assistance required under
804 this section. The department shall issue requests for proposals,
805 enter into a competitive bidding process, and negotiate
806 contracts for such services. Contracts for such services may be
807 funded on a contingency fee basis, per fiscal year, based on a
808 percentage of the state-retained share of collections, for
809 claims for food assistance ~~stamps~~, aid to families with
810 dependent children, and temporary cash assistance. This section
811 does not prohibit districts from entering into contracts to
812 carry out the provisions of this section, if that is a cost-

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813 effective use of resources.

814 (3) The Economic Self-Sufficiency ~~Self-sufficiency~~ Services
815 Program Office of the department shall have responsibility for
816 contract management and for monitoring and policy development
817 functions relating to privatization of the public assistance
818 overpayment recovery program.

819 Section 30. Subsections (2), (3), (5), and (10) of section
820 414.39, Florida Statutes, are amended to read:

821 414.39 Fraud.—

822 (2) Any person who knowingly:

823 (a) Uses, transfers, acquires, traffics, alters, forges, or
824 possesses, or

825 (b) Attempts to use, transfer, acquire, traffic, alter,
826 forge, or possess, or

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

829
830 ~~a food stamp~~, a food assistance ~~stamp~~ identification card, an
831 authorization, including, but not limited to, an electronic
832 authorization, for the expenditure ~~purchase~~ of food assistance
833 benefits ~~stamps~~, a certificate of eligibility for medical
834 services, or a Medicaid identification card in any manner not
835 authorized by law is guilty of a crime and shall be punished as
836 provided in subsection (5). ~~For the purposes of this section,~~
837 ~~the value of an authorization to purchase food stamps shall be~~
838 ~~the difference between the coupon allotment and the amount paid~~
839 ~~by the recipient for that allotment.~~

840 (3) Any person having duties in the administration of a
841 state or federally funded public assistance program or in the

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842 distribution of public assistance, or authorizations or
843 identifications to obtain public assistance, under a state or
844 federally funded public assistance program and who:

845 (a) Fraudulently misappropriates, attempts to
846 misappropriate, or aids and abets in the misappropriation of, a
847 food assistance stamp, an authorization for food assistance
848 ~~stamps~~, a food assistance stamp identification card, a
849 certificate of eligibility for prescribed medicine, a Medicaid
850 identification card, or public assistance from any other state
851 or federally funded program with which he or she has been
852 entrusted or of which he or she has gained possession by virtue
853 of his or her position, or who knowingly fails to disclose any
854 such fraudulent activity; or

855 (b) Knowingly misappropriates, attempts to misappropriate,
856 or aids or abets in the misappropriation of, funds given in
857 exchange for food assistance program benefits stamps or for any
858 form of food assistance stamp benefits authorization,
859
860 is guilty of a crime and shall be punished as provided in
861 subsection (5).

862 (5) (a) If the value of the public assistance or
863 identification wrongfully received, retained, misappropriated,
864 sought, or used is less than an aggregate value of \$200 in any
865 12 consecutive months, such person commits a misdemeanor of the
866 first degree, punishable as provided in s. 775.082 or s.
867 775.083.

868 (b) If the value of the public assistance or identification
869 wrongfully received, retained, misappropriated, sought, or used
870 is of an aggregate value of \$200 or more in any 12 consecutive

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871 months, such person commits a felony of the third degree,
872 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

873 (c) As used in this subsection, the value of a food
874 assistance stamp authorization benefit is the cash or exchange
875 value unlawfully obtained by the fraudulent act committed in
876 violation of this section.

877 (d) As used in this section, "fraud" includes the
878 introduction of fraudulent records into a computer system, the
879 unauthorized use of computer facilities, the intentional or
880 deliberate alteration or destruction of computerized information
881 or files, and the stealing of financial instruments, data, and
882 other assets.

883 (10) The department shall create an error-prone or fraud-
884 prone case profile within its public assistance information
885 system and shall screen each application for public assistance,
886 including food assistance stamps, Medicaid, and temporary cash
887 assistance, against the profile to identify cases that have a
888 potential for error or fraud. Each case so identified shall be
889 subjected to preeligibility fraud screening.

890 Section 31. Section 414.41, Florida Statutes, is amended to
891 read:

892 414.41 Recovery of payments made due to mistake or fraud.—

893 (1) Whenever it becomes apparent that any person or
894 provider has received any public assistance under this chapter
895 to which she or he is not entitled, through either simple
896 mistake or fraud on the part of the department or on the part of
897 the recipient or participant, the department shall take all
898 necessary steps to recover the overpayment. Recovery may include
899 Federal Income Tax Refund Offset Program collections activities

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900 in conjunction with Food and Nutrition ~~Consumer~~ Service and the
901 Internal Revenue Service to intercept income tax refunds due to
902 clients who owe food assistance ~~stamp~~ or temporary cash
903 assistance ~~WAGES~~ debt to the state. The department will follow
904 the guidelines in accordance with federal rules and regulations
905 and consistent with the Food Assistance ~~Stamp~~ Program. The
906 department may make appropriate settlements and shall establish
907 a policy and cost-effective rules to be used in the computation
908 and recovery of such overpayments.

909 (a) The department will consider an individual who has
910 willfully provided false information or omitted information to
911 become or remain eligible for temporary cash assistance to have
912 committed an intentional program violation.

913 (b) When the intentional program violation or case facts do
914 not warrant criminal prosecution for fraud as defined in s.
915 414.39, the department will initiate an administrative
916 disqualification hearing. The administrative disqualification
917 hearing will be initiated regardless of the individual's current
918 eligibility.

919 (c) Upon a finding through the administrative
920 disqualification hearing process that the individual did commit
921 an intentional program violation, the department will impose a
922 disqualification period consistent with those established for
923 food assistance ~~stamp~~ program purposes.

924 (2) The department shall determine if recovery of an
925 overpayment as a result of department error regarding ~~temporary~~
926 cash assistance provided under the Temporary Cash Assistance
927 ~~WAGES~~ Program or benefits provided to a recipient of aid to
928 families with dependent children would create extreme hardship.

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929 The department shall provide by rule the circumstances that
930 constitute an extreme hardship. The department may reduce the
931 amount of repayment if a recipient or participant demonstrates
932 to the satisfaction of the department that repayment of the
933 entire overpayment would result in extreme hardship, but the
934 department may not excuse repayment. A determination of extreme
935 hardship is not grounds for a waiver of repayment in whole or in
936 part.

937 (3) The department, or its designee, shall enforce an order
938 of income deduction by the court against the liable adult
939 recipient or participant, including the head of a family, for
940 overpayment received as an adult under the temporary cash
941 assistance program, the AFDC program, the food assistance ~~stamp~~
942 program, or the Medicaid program.

943 Section 32. Section 414.45, Florida Statutes, is amended to
944 read:

945 414.45 Rulemaking.—The department has authority to adopt
946 rules pursuant to ss. 120.536(1) and 120.54 to implement and
947 enforce the provisions of this chapter. The rules must provide
948 protection against discrimination and the opportunity for a
949 participant to request a review by a supervisor or administrator
950 of any decision made by a panel or board of the department or
951 the Temporary Cash Assistance ~~WAGES~~ Program.

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

954 420.624 Local homeless assistance continuum of care.—

955 (8) Continuum of care plans must promote participation by
956 all interested individuals and organizations and may not exclude
957 individuals and organizations on the basis of race, color,

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958 national origin, sex, handicap, familial status, or religion.
959 Faith-based organizations must be encouraged to participate. To
960 the extent possible, these components should be coordinated and
961 integrated with other mainstream health, social services, and
962 employment programs for which homeless populations may be
963 eligible, including Medicaid, State Children's Health Insurance
964 Program, Temporary Assistance for Needy Families, Food
965 Assistance Program ~~Stamps~~, and services funded through the
966 Mental Health and Substance Abuse Block Grant, the Workforce
967 Investment Act, and the welfare-to-work grant program.

968 Section 34. Paragraph (g) of subsection (5) of section
969 430.2053, Florida Statutes, is amended to read:

970 430.2053 Aging resource centers.—

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

972 (g) Enhance the existing area agency on aging in each
973 planning and service area by integrating, either physically or
974 virtually, the staff and services of the area agency on aging
975 with the staff of the department's local CARES Medicaid nursing
976 home preadmission screening unit and a sufficient number of
977 staff from the Department of Children and Family Services'
978 Economic Self-Sufficiency Unit necessary to determine the
979 financial eligibility for all persons age 60 and older residing
980 within the area served by the aging resource center that are
981 seeking Medicaid services, Supplemental Security Income, and
982 food assistance ~~stamps~~.

983 Section 35. Paragraph (b) of subsection (5) of section
984 445.004, Florida Statutes, is amended to read:

985 445.004 Workforce Florida, Inc.; creation; purpose;
986 membership; duties and powers.—

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987 (5) Workforce Florida, Inc., shall have all the powers and
988 authority, not explicitly prohibited by statute, necessary or
989 convenient to carry out and effectuate the purposes as
990 determined by statute, Pub. L. No. 105-220, and the Governor, as
991 well as its functions, duties, and responsibilities, including,
992 but not limited to, the following:

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

997 1. Programs authorized under Title I of the Workforce
998 Investment Act of 1998, Pub. L. No. 105-220, with the exception
999 of programs funded directly by the United States Department of
1000 Labor under Title I, s. 167.

1001 2. Programs authorized under the Wagner-Peyser Act of 1933,
1002 as amended, 29 U.S.C. ss. 49 et seq.

1003 3. Activities authorized under Title II of the Trade Act of
1004 2002, as amended, 19 U.S.C. ss. 2272 et seq., and the Trade
1005 Adjustment Assistance Program.

1006 4. Activities authorized under 38 U.S.C., chapter 41,
1007 including job counseling, training, and placement for veterans.

1008 5. Employment and training activities carried out under
1009 funds awarded to this state by the United States Department of
1010 Housing and Urban Development.

1011 6. Welfare transition services funded by the Temporary
1012 Assistance for Needy Families Program, created under the
1013 Personal Responsibility and Work Opportunity Reconciliation Act
1014 of 1996, as amended, Pub. L. No. 104-193, and Title IV, s. 403,
1015 of the Social Security Act, as amended.

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1016 7. Displaced homemaker programs, provided under s. 446.50.

1017 8. The Florida Bonding Program, provided under Pub. L. No.
1018 97-300, s. 164(a)(1).

1019 9. The Food Assistance ~~Stamp~~ Employment and Training
1020 Program, provided under the Food and Nutrition Act of 2008 ~~Food~~
1021 ~~Stamp Act of 1977~~, 7 U.S.C. ss. 2011-2032; the Food Security Act
1022 of 1988, Pub. L. No. 99-198; and the Hunger Prevention Act, Pub.
1023 L. No. 100-435.

1024 10. The Quick-Response Training Program, provided under ss.
1025 288.046-288.047. Matching funds and in-kind contributions that
1026 are provided by clients of the Quick-Response Training Program
1027 shall count toward the requirements of s. 288.90151(5)(d),
1028 pertaining to the return on investment from activities of
1029 Enterprise Florida, Inc.

1030 11. The Work Opportunity Tax Credit, provided under the Tax
1031 and Trade Relief Extension Act of 1998, Pub. L. No. 105-277, and
1032 the Taxpayer Relief Act of 1997, Pub. L. No. 105-34.

1033 12. Offender placement services, provided under ss.
1034 944.707-944.708.

1035 Section 36. Paragraph (b) of subsection (9) of section
1036 445.009, Florida Statutes, is amended to read:

1037 445.009 One-stop delivery system.—

1038 (9)

1039 (b) The network shall assure that a uniform method is used
1040 to determine eligibility for and management of services provided
1041 by agencies that conduct workforce development activities. The
1042 Department of Management Services shall develop strategies to
1043 allow access to the databases and information management systems
1044 of the following systems in order to link information in those

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1045 databases with the one-stop delivery system:

1046 1. The Unemployment Compensation Program of the Agency for
1047 Workforce Innovation.

1048 2. The public employment service described in s. 443.181.

1049 3. The FLORIDA System and the components related to
1050 temporary cash assistance ~~WAGES~~, food assistance ~~stamps~~, and
1051 Medicaid eligibility.

1052 4. The Student Financial Assistance System of the
1053 Department of Education.

1054 5. Enrollment in the public postsecondary education system.

1055 6. Other information systems determined appropriate by
1056 Workforce Florida, Inc.

1057 Section 37. Subsection (2) of section 445.024, Florida
1058 Statutes, is amended to read:

1059 445.024 Work requirements.—

1060 (2) WORK ACTIVITY REQUIREMENTS.—Each individual who is not
1061 otherwise exempt from work activity requirements must
1062 participate in a work activity for the maximum number of hours
1063 allowable under federal law; however, a participant may not be
1064 required to work more than 40 hours per week. The maximum number
1065 of hours each month that a family may be required to participate
1066 in community service or work experience programs is the number
1067 of hours that would result from dividing the family's monthly
1068 amount for temporary cash assistance and food assistance ~~stamps~~
1069 by the applicable minimum wage. However, the maximum hours
1070 required per week for community service or work experience may
1071 not exceed 40 hours.

1072 (a) A participant in a work activity may also be required
1073 to enroll in and attend a course of instruction designed to

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1074 increase literacy skills to a level necessary for obtaining or
1075 retaining employment if the instruction plus the work activity
1076 does not require more than 40 hours per week.

1077 (b) Program funds may be used, as available, to support the
1078 efforts of a participant who meets the work activity
1079 requirements and who wishes to enroll in or continue enrollment
1080 in an adult general education program or other training
1081 programs.

1082 Section 38. Section 445.026, Florida Statutes, is amended
1083 to read:

1084 445.026 Cash assistance severance benefit.—An individual
1085 who meets the criteria listed in this section may choose to
1086 receive a lump-sum payment in lieu of ongoing cash assistance
1087 payments, provided the individual:

1088 (1) Is employed and is receiving earnings.

1089 (2) Has received cash assistance for at least 6 consecutive
1090 months.

1091 (3) Expects to remain employed for at least 6 months.

1092 (4) Chooses to receive a one-time, lump-sum payment in lieu
1093 of ongoing monthly payments.

1094 (5) Provides employment and earnings information to the
1095 regional workforce board, so that the regional workforce board
1096 can ensure that the family's eligibility for severance benefits
1097 can be evaluated.

1098 (6) Signs an agreement not to apply for or accept cash
1099 assistance for 6 months after receipt of the one-time payment.
1100 In the event of an emergency, such agreement shall provide for
1101 an exception to this restriction, provided that the one-time
1102 payment shall be deducted from any cash assistance for which the

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1103 family subsequently is approved. This deduction may be prorated
1104 over an 8-month period. The board of directors of Workforce
1105 Florida, Inc., shall adopt criteria defining the conditions
1106 under which a family may receive cash assistance due to such
1107 emergency.

1108
1109 Such individual may choose to accept a one-time, lump-sum
1110 payment of \$1,000 in lieu of receiving ongoing cash assistance.
1111 Such payment shall only count toward the time limitation for the
1112 month in which the payment is made in lieu of cash assistance. A
1113 participant choosing to accept such payment shall be terminated
1114 from cash assistance. However, eligibility for Medicaid, food
1115 assistance ~~stamps~~, or child care shall continue, subject to the
1116 eligibility requirements of those programs.

1117 Section 39. Subsection (2) of section 445.048, Florida
1118 Statutes, is amended to read:

1119 445.048 Passport to Economic Progress program.—

1120 (2) WAIVERS.—If Workforce Florida, Inc., in consultation
1121 with the Department of Children and Family Services, finds that
1122 federal waivers would facilitate implementation of the program,
1123 the department shall immediately request such waivers, and
1124 Workforce Florida, Inc., shall report to the Governor, the
1125 President of the Senate, and the Speaker of the House of
1126 Representatives if any refusal of the federal government to
1127 grant such waivers prevents the implementation of the program.
1128 If Workforce Florida, Inc., finds that federal waivers to
1129 provisions of the Food Assistance ~~Stamp~~ Program would facilitate
1130 implementation of the program, the Department of Children and
1131 Family Services shall immediately request such waivers in

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1132 accordance with s. 414.175.

1133 Section 40. Paragraph (d) of subsection (1) of section
1134 718.115, Florida Statutes, is amended to read:

1135 718.115 Common expenses and common surplus.—

1136 (1)

1137 (d) If so provided in the declaration, the cost of a master
1138 antenna television system or duly franchised cable television
1139 service obtained pursuant to a bulk contract shall be deemed a
1140 common expense. If the declaration does not provide for the cost
1141 of a master antenna television system or duly franchised cable
1142 television service obtained under a bulk contract as a common
1143 expense, the board may enter into such a contract, and the cost
1144 of the service will be a common expense but allocated on a per-
1145 unit basis rather than a percentage basis if the declaration
1146 provides for other than an equal sharing of common expenses, and
1147 any contract entered into before July 1, 1998, in which the cost
1148 of the service is not equally divided among all unit owners, may
1149 be changed by vote of a majority of the voting interests present
1150 at a regular or special meeting of the association, to allocate
1151 the cost equally among all units. The contract shall be for a
1152 term of not less than 2 years.

1153 1. Any contract made by the board after the effective date
1154 hereof for a community antenna system or duly franchised cable
1155 television service may be canceled by a majority of the voting
1156 interests present at the next regular or special meeting of the
1157 association. Any member may make a motion to cancel said
1158 contract, but if no motion is made or if such motion fails to
1159 obtain the required majority at the next regular or special
1160 meeting, whichever is sooner, following the making of the

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1161 contract, then such contract shall be deemed ratified for the
1162 term therein expressed.

1163 2. Any such contract shall provide, and shall be deemed to
1164 provide if not expressly set forth, that any hearing-impaired or
1165 legally blind unit owner who does not occupy the unit with a
1166 non-hearing-impaired or sighted person, or any unit owner
1167 receiving supplemental security income under Title XVI of the
1168 Social Security Act or food assistance ~~stamps~~ as administered by
1169 the Department of Children and Family Services pursuant to s.
1170 414.31, may discontinue the service without incurring disconnect
1171 fees, penalties, or subsequent service charges, and, as to such
1172 units, the owners shall not be required to pay any common
1173 expenses charge related to such service. If less than all
1174 members of an association share the expenses of cable
1175 television, the expense shall be shared equally by all
1176 participating unit owners. The association may use the
1177 provisions of s. 718.116 to enforce payment of the shares of
1178 such costs by the unit owners receiving cable television.

1179 Section 41. Paragraph (f) of subsection (1) of section
1180 817.568, Florida Statutes, is amended to read:

1181 817.568 Criminal use of personal identification
1182 information.-

1183 (1) As used in this section, the term:

1184 (f) "Personal identification information" means any name or
1185 number that may be used, alone or in conjunction with any other
1186 information, to identify a specific individual, including any:

1187 1. Name, postal or electronic mail address, telephone
1188 number, social security number, date of birth, mother's maiden
1189 name, official state-issued or United States-issued driver's

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1190 license or identification number, alien registration number,
 1191 government passport number, employer or taxpayer identification
 1192 number, Medicaid or food assistance ~~stamp~~ account number, bank
 1193 account number, credit or debit card number, or personal
 1194 identification number or code assigned to the holder of a debit
 1195 card by the issuer to permit authorized electronic use of such
 1196 card;

1197 2. Unique biometric data, such as fingerprint, voice print,
 1198 retina or iris image, or other unique physical representation;

1199 3. Unique electronic identification number, address, or
 1200 routing code;

1201 4. Medical records;

1202 5. Telecommunication identifying information or access
 1203 device; or

1204 6. Other number or information that can be used to access a
 1205 person's financial resources.

1206 Section 42. Paragraph (a) of subsection (3) of section
 1207 921.0022, Florida Statutes, is amended to read:

1208 921.0022 Criminal Punishment Code; offense severity ranking
 1209 chart.—

1210 (3) OFFENSE SEVERITY RANKING CHART

1211 (a) LEVEL 1

Florida Statute	Felony Degree	Description
24.118(3)(a)	3rd	Counterfeit or altered state lottery ticket.
212.054(2)(b)	3rd	Discretionary sales surtax; limitations,

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administration, and collection.

1214

212.15 (2) (b) 3rd Failure to remit sales taxes, amount greater than \$300 but less than \$20,000.

1215

316.1935 (1) 3rd Fleeing or attempting to elude law enforcement officer.

1216

319.30 (5) 3rd Sell, exchange, give away certificate of title or identification number plate.

1217

319.35 (1) (a) 3rd Tamper, adjust, change, etc., an odometer.

1218

320.26 (1) (a) 3rd Counterfeit, manufacture, or sell registration license plates or validation stickers.

1219

322.212 (1) (a) - 3rd Possession of forged, stolen, counterfeit, or unlawfully issued driver's license; possession of simulated identification.
(c)

1220

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

1221

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

1222

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1223 414.39(2) 3rd Unauthorized use, possession, forgery,
or alteration of food assistance program
~~stamps~~, Medicaid ID, value greater than
\$200.

1224 414.39(3) (a) 3rd Fraudulent misappropriation of public
assistance funds by employee/official,
value more than \$200.

1225 443.071(1) 3rd False statement or representation to
obtain or increase unemployment
compensation benefits.

1226 509.151(1) 3rd Defraud an innkeeper, food or lodging
value greater than \$300.

1227 517.302(1) 3rd Violation of the Florida Securities and
Investor Protection Act.

1228 562.27(1) 3rd Possess still or still apparatus.

1229 713.69 3rd Tenant removes property upon which lien
has accrued, value more than \$50.

1230 812.014(3) (c) 3rd Petit theft (3rd conviction); theft of
any property not specified in subsection
(2).

812.081(2) 3rd Unlawfully makes or causes to be made a

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reproduction of a trade secret.

1231

815.04 (4) (a) 3rd Offense against intellectual property (i.e., computer programs, data).

1232

817.52 (2) 3rd Hiring with intent to defraud, motor vehicle services.

1233

817.569 (2) 3rd Use of public record or public records information to facilitate commission of a felony.

1234

826.01 3rd Bigamy.

1235

828.122 (3) 3rd Fighting or baiting animals.

1236

831.04 (1) 3rd Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28.

1237

831.31 (1) (a) 3rd Sell, deliver, or possess counterfeit controlled substances, all but s. 893.03(5) drugs.

1238

832.041 (1) 3rd Stopping payment with intent to defraud \$150 or more.

1239

832.05 (2) (b) & 3rd Knowing, making, issuing worthless (4) (c) checks \$150 or more or obtaining

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property in return for worthless check
\$150 or more.

1240

838.15 (2) 3rd Commercial bribe receiving.

1241

838.16 3rd Commercial bribery.

1242

843.18 3rd Fleeing by boat to elude a law
enforcement officer.

1243

847.011 (1) (a) 3rd Sell, distribute, etc., obscene, lewd,
etc., material (2nd conviction).

1244

849.01 3rd Keeping gambling house.

1245

849.09 (1) (a) - 3rd Lottery; set up, promote, etc., or
(d) assist therein, conduct or advertise
drawing for prizes, or dispose of
property or money by means of lottery.

1246

849.23 3rd Gambling-related machines; "common
offender" as to property rights.

1247

849.25 (2) 3rd Engaging in bookmaking.

1248

860.08 3rd Interfere with a railroad signal.

1249

860.13 (1) (a) 3rd Operate aircraft while under the
influence.

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1250

893.13(2)(a)2. 3rd Purchase of cannabis.

1251

893.13(6)(a) 3rd Possession of cannabis (more than 20 grams).

1252

934.03(1)(a) 3rd Intercepts, or procures any other person to intercept, any wire or oral communication.

1253

1254 Section 43. Paragraph (a) of subsection (1) of section
1255 943.401, Florida Statutes, is amended to read:

1256 943.401 Public assistance fraud.—

1257 (1)(a) The Department of Law Enforcement shall investigate
1258 all public assistance provided to residents of the state or
1259 provided to others by the state. In the course of such
1260 investigation the Department of Law Enforcement shall examine
1261 all records, including electronic benefits transfer records and
1262 make inquiry of all persons who may have knowledge as to any
1263 irregularity incidental to the disbursement of public moneys,
1264 food assistance stamps, or other items or benefits
1265 authorizations to recipients.

1266

Section 44. This act shall take effect July 1, 2010.