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LEGISLATIVE ACTION

Senate	.	House
Comm: RS	.	
03/26/2010	.	
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The Policy and Steering Committee on Ways and Means (Peaden and Rich) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 109 and 110  
insert:

Section 3. Present subsections (8) through (11) of section 409.1671, Florida Statutes, are renumbered as subsections (12) through (15), respectively, and new subsections (8) through (11) are added to that section, to read:

409.1671 Foster care and related services; outsourcing.—  
(8) A contract established between the department and a community-based agency under this section must be funded by a grant of general revenue, other applicable state funds, or



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13 applicable federal funding sources. A community-based care lead  
14 agency may carry forward documented unexpended state funds from  
15 one fiscal year to the next; however, the cumulative amount  
16 carried forward may not exceed 8 percent of the contract total.  
17 Any unexpended state funds in excess of that percentage must be  
18 returned to the department. The funds carried forward may not be  
19 used in any way that would create increased recurring future  
20 obligations, and such funds may not be used for any type of  
21 program or service that is not currently authorized by the  
22 existing contract with the department. Expenditures of funds  
23 carried forward must be separately reported to the department.  
24 Any unexpended funds that remain at the end of the contract  
25 period shall be returned to the department.

26 (9) The method of payment for a fixed-price contract with a  
27 community-based care lead agency shall provide for a 2-month  
28 advance payment at the beginning of each fiscal year and equal  
29 monthly payments thereafter.

30 (10) The department may outsource the programmatic,  
31 administrative, or fiscal monitoring oversight of community-  
32 based care lead agencies.

33 (11) Notwithstanding any other provision of law, a  
34 community-based care lead agency may make expenditures for staff  
35 cellular telephone allowances, contracts requiring deferred  
36 payments and maintenance agreements, security deposits for  
37 office leases, related agency professional membership dues other  
38 than personal professional membership dues, promotional  
39 materials, and grant-writing services. Expenditures for food and  
40 refreshment, other than those provided to clients in the care of  
41 the agency or to foster parents, adoptive parents, and



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42 caseworkers during training sessions, are not allowable.

43

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

45 And the title is amended as follows:

46 Delete line 15

47 and insert:

48 year; amending s. 409.1671, F.S.; providing funding  
49 requirements for contracts for foster care and related  
50 services; authorizing a community-based care lead  
51 agency to carry forward certain unexpended state  
52 funds; authorizing certain advance payments to a lead  
53 agency; authorizing the department to outsource  
54 certain oversight duties; specifying certain allowable  
55 expenses; prohibiting certain expenditures; repealing  
56 s. 394.655, F.S., relating to the