



929366

LEGISLATIVE ACTION

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

1           **Senate Substitute for Amendment (631252) (with title**  
2 **amendment)**

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4           Between lines 109 and 110  
5 insert:

6           Section 3. Present subsections (8) through (11) of section  
7 409.1671, Florida Statutes, are renumbered as subsections (12)  
8 through (15), respectively, and new subsections (8) through (11)  
9 are added to that section, to read:

10           409.1671 Foster care and related services; outsourcing.—  
11           (8) A contract established between the department and a  
12 community-based agency under this section must be funded by a



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

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

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

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



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42 foster parents, adoptive parents, and caseworkers during  
43 training sessions, are not allowable.

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

47 And the title is amended as follows:

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Delete line 15

50 and insert:

51  
52

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