

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Children, Families, and Elder Affairs Committee

BILL: SB 1362

INTRODUCER: Senator Garcia

SUBJECT: Department of Children and Family Services Employee

DATE: April 8, 2011

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Preston	Walsh	CF	Pre-meeting
2.			GO	
3.			JU	
4.				
5.				
6.				

I. Summary:

The bill removes the provision that prevents DCF’s employment of a federal, state, county, or municipal officer and that prohibits DCF employees from seeking public office or serving as a local official.

This bill substantially amends. 402.35 of the Florida Statutes:

II. Present Situation:

Background

In 1969, the Legislature established the nine-member State Board of Social Services (Board),¹ one of a number of predecessors to the Department of Health and Human Services (HRS) and now the Department of Children and Families (DCF). The law contained a sentence that prohibited a federal, state, county or municipal officer from serving as a member of the Board. The exact reason those public officers were not allowed to serve is unknown.² However, through the agency’s many legislative reorganizations, the prohibition has remained in statute.

¹ Chapter 69-268, L.O.F.

² Department of Children and Families, Staff Analysis and Economic Impact. SB 1362, January 26, 2011.

III. Effect of Proposed Changes:

The bill removes the provision that prevents DCF's employment of a federal, state, county, or municipal officer and that prohibits DCF employees from seeking public office or serving as a local official.

IV. Constitutional Issues:**A. Municipality/County Mandates Restrictions:**

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

- B. **Amendments:**

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.
