



404134

LEGISLATIVE ACTION

Senate

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House

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Floor: WD/2R

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04/06/2011 10:27 AM

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Senator Hays moved the following:

Senate Amendment (with title amendment)

Between lines 27 and 28

insert:

Section 2. Subsection (5) of section 393.18, Florida Statutes, is amended to read:

393.18 Comprehensive transitional education program.—A comprehensive transitional education program is a group of jointly operating centers or units, the collective purpose of which is to provide a sequential series of educational care, training, treatment, habilitation, and rehabilitation services to persons who have developmental disabilities and who have severe or moderate maladaptive behaviors. However, this section



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14 does not require such programs to provide services only to
15 persons with developmental disabilities. All such services shall
16 be temporary in nature and delivered in a structured residential
17 setting, having the primary goal of incorporating the principle
18 of self-determination in establishing permanent residence for
19 persons with maladaptive behaviors in facilities that are not
20 associated with the comprehensive transitional education
21 program. The staff shall include behavior analysts and teachers,
22 as appropriate, who shall be available to provide services in
23 each component center or unit of the program. A behavior analyst
24 must be certified pursuant to s. 393.17.

25 (5) (a) Licensure is authorized for comprehensive
26 transitional education programs which by July 1, 1989:

27 1. ~~(a)~~ Were in actual operation; or

28 2. ~~(b)~~ Owned a fee simple interest in real property for
29 which a county or city government has approved zoning allowing
30 for the placement of the facilities described in this
31 subsection, and have registered an intent with the agency to
32 operate a comprehensive transitional education program. However,
33 nothing prohibits the assignment by such a registrant to another
34 entity at a different site within the state, if there is
35 compliance with the criteria of this program and local zoning
36 requirements and each residential facility within the component
37 centers or units of the program authorized under this paragraph
38 does not exceed a capacity of 15 persons.

39 (b) Licensure is authorized for a comprehensive
40 transitional education program to a program that was in actual
41 operation on July 1, 2000, and that has registered an intent
42 with the agency to establish and operate a comprehensive



43 transitional education program at a separate site within the
44 state, if there is compliance with the criteria of this program
45 and local zoning requirements and each residential facility
46 within the component centers or units of the program authorized
47 under this paragraph does not exceed a capacity of 15 persons.
48 This subsection does not require or mandate the expenditure of
49 state funds, in excess of funds appropriated by the Legislature,
50 for placement of individuals within the program licensed by this
51 paragraph.

52
53 ===== T I T L E A M E N D M E N T =====

54 And the title is amended as follows:

55
56 Delete line 7
57 and insert:

58
59 reports to the Governor and Legislature; amending s.
60 393.18, F.S.; providing that licensure is authorized
61 for a comprehensive transitional education program
62 that was operating on a specified date and has
63 registered its intent with the Agency for Persons with
64 Disabilities to establish and operate a comprehensive
65 transitional education program at a separate site
66 within the state; providing an