

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Metz offered the following:

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3 **Amendment (with title amendment)**

4 Between lines 34 and 35, insert:

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

7 393.18 Comprehensive transitional education program.—A  
8 comprehensive transitional education program is a group of  
9 jointly operating centers or units, the collective purpose of  
10 which is to provide a sequential series of educational care,  
11 training, treatment, habilitation, and rehabilitation services  
12 to persons who have developmental disabilities and who have  
13 severe or moderate maladaptive behaviors. However, this section  
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  
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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 of a comprehensive  
40 transitional education program to a program that was in actual  
41 operation on July 1, 2000, and which 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

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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 Nothing herein would require or mandate the expenditure of state  
49 funds, in excess of funds appropriated by the Legislature, for  
50 placement of individuals within the program licensed pursuant to  
51 this paragraph.

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54 -----  
55 **T I T L E A M E N D M E N T**

56 Remove line 9 and insert:

57 that requirement; amending s. 393.18, F.S., relating to  
58 comprehensive transitional education programs; authorizing  
59 licensure of certain programs meeting specified criteria;  
60 providing an effective date.