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LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
01/26/2012	.	
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	.	

The Committee on Commerce and Tourism (Ring) recommended the following:

Senate Amendment (with title amendment)

Delete lines 189 - 249
and insert:
generated by a personal identification number, password, or other identifying code used by the department in establishing that a certification or claim for one or more weeks of benefits was made against the benefit account of the individual, together with documentation that payment was paid by a state warrant made to the order of the person, or by direct deposit via electronic means, or department issued debit card, constitutes prima facie evidence that the person claimed and received reemployment



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13 assistance ~~unemployment~~ benefits from the state.

14 (8) All records relating to investigations of reemployment
15 assistance ~~unemployment compensation~~ fraud in the custody of the
16 Department of Economic Opportunity or its tax collection service
17 provider are available for examination by the Department of Law
18 Enforcement, the state attorneys, or the Office of the Statewide
19 Prosecutor in the prosecution of offenses under s. 817.568 or in
20 proceedings brought under this chapter.

21 Section 6. Paragraphs (c), (d), and (f) of subsection (1)
22 of section 443.091, Florida Statutes, are amended to read:

23 443.091 Benefit eligibility conditions.—

24 (1) An unemployed individual is eligible to receive
25 benefits for any week only if the Department of Economic
26 Opportunity finds that:

27 (c) To make continued claims for benefits, she or he is
28 reporting to the department in accordance with this paragraph
29 and department ~~agency~~ rules, and participating in an initial
30 skills review, as directed by the department ~~agency~~. Department
31 ~~Agency~~ rules may not conflict with s. 443.111(1)(b) , which
32 requires that each claimant continue to report regardless of any
33 pending appeal relating to her or his eligibility or
34 disqualification for benefits.

35 1. For each week of unemployment claimed, each report must,
36 at a minimum, include the name, address, and telephone number of
37 each prospective employer contacted, or the date the claimant
38 reported to a one-stop career center, pursuant to paragraph (d).

39 2. The administrator or operator of the initial skills
40 review shall notify the department ~~agency~~ when the individual
41 completes the initial skills review and report the results of



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42 the review to the regional workforce board or the one-stop
43 career center as directed by the workforce board. The department
44 shall prescribe a numeric score on the initial skills review
45 that demonstrates a minimal proficiency in workforce skills. The
46 department, workforce board, or one-stop career center shall use
47 the initial skills review to develop a plan for referring
48 individuals to training and employment opportunities. The
49 failure of the individual to comply with this requirement will
50 result in the individual being determined ineligible for
51 benefits for the week in which the noncompliance occurred and
52 for any subsequent week of unemployment until the requirement is
53 satisfied. However, this requirement does not apply if the
54 individual is able to affirmatively attest to being unable to
55 complete such review due to illiteracy or a language impediment
56 or is exempt from the work registration requirement as set forth
57 in paragraph (b).

58 3. Any individual that falls below the minimal proficiency
59 score prescribed by the department in subparagraph 2. on the
60 initial skills review shall be offered training opportunities
61 and encouraged to participate in such training at no cost to the
62 individual in order to improve his or her workforce skills to
63 the minimal proficiency level.

64 4. The department shall coordinate with Workforce Florida,
65 Inc., the workforce boards, and the one-stop career centers to
66 identify, develop, and utilize best practices for improving the
67 skills of individuals who chose to participate in training
68 opportunities with a minimal proficiency score below the
69 prescribed score prescribed in subparagraph 2.

70 5. The department, in coordination with Workforce Florida,



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71 Inc., the workforce boards, and the one-stop career centers,
72 shall evaluate the use, effectiveness, and costs associated with
73 the training prescribed in subparagraph 3. and report its
74 findings and recommendations for training and the use of best
75 practices to the Governor, the President of the Senate, and the
76 Speaker of the House of Representatives by January 1, 2013.

77
78 ===== T I T L E A M E N D M E N T =====

79 And the title is amended as follows:

80 Delete lines 10 - 13

81 and insert:

82 conform to changes made by the act; amending s.
83 443.071, F.S.; specifying what constitutes prima facie
84 evidence that the person claimed and received
85 reemployment assistance from the state through
86 transaction history and payment; revising references
87 to conform to changes made by the act; amending s.
88 443.091, F.S.; providing scoring requirements relating
89 to initial skills reviews; providing for workforce
90 training for certain eligible claimants; requiring the
91 development and use of best practices; providing

92 Delete line 43

93 and insert:

94 440.381, 440.42, 443.051, 443.111, 443.1113,