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LEGISLATIVE ACTION

Senate

House

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Floor: 9/F/2R

03/07/2012 01:42 PM

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Senator Lynn moved the following:

**Senate Amendment (with directory and title amendments)**

Delete lines 251 - 287

and insert:

(3) Institutions within the Florida College System, the State University System, and nonpublic institutions defined in s. 1005.02, shall notify the employees of the institutions of the mandatory reporting requirements in s. 39.201. In addition to notifying employees of the requirement to report all known or suspected incidents of child abuse, abandonment, or neglect to the department, each institution shall provide a procedure for reporting such incidents committed on the property of the institution to a designated official at the institution. For



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14 purposes of this paragraph incidents of child abuse,  
15 abandonment, and neglect shall include incidents of hazing as  
16 defined in s. 1006.135. The designated official is responsible  
17 for reporting an incident of known or suspected child abuse,  
18 abandonment, or neglect to the department. If the designated  
19 official knowingly and willfully fails to report known or  
20 suspected child abuse, abandonment, or neglect that is reported  
21 by an employee of the institution, to the department, and is  
22 later convicted for failing to comply with the reporting  
23 requirements, an investigation shall be conducted by the State  
24 Board of Education, the Board of Governors, or the Commission  
25 for Independent Education, as appropriate, to determine whether  
26 the institution provided the reporting mechanism required by  
27 this section. If the investigating board determines that the  
28 institution was materially noncompliant, the investigating board  
29 shall assess a fine of \$25,000 on the institution. The  
30 investigating board's determination is subject to review before  
31 the appropriate tribunal. Any fines payable under this section  
32 shall be used to support state-sponsored child abuse prevention  
33 programs.

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35 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

36 And the directory clause is amended as follows:

37 Delete lines 235 - 239

38 and insert:

39 Section 2. Subsections (3) through (6) of section 39.205,  
40 Florida Statutes, are renumbered as subsections (4) through (7),  
41 respectively, a new subsection (3) is added to that section, and  
42 subsection (1) of that section is amended, to read:



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

And the title is amended as follows:

Delete lines 18 - 24

and insert:

requiring institutions within the Florida College System and the State University System and nonpublic institutions to apprise all employees of the mandatory reporting requirements for abused, abandoned, or neglected children; requiring each institution to provide procedures to report such incidents committed on the property of the institution to a designated office at the institution; providing that the designated office is responsible for reporting an incident of known or suspected child abuse, abandonment, or neglect to the Department of Children and Family Services and to the president of the institution; requiring that certain designated organizations conduct an investigation to determine if adequate institutional controls were in place to require compliance with the mandatory reporting requirements; authorizing the department to assess a fine up to \$25,000 against the institution under certain circumstances; providing that any fine payable under this section must be used to support state-sponsored child abuse prevention programs; creating s. 39.309, F.S.; requiring the