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1
2 An act relating to human trafficking; creating s.
3 409.1754, F.S.; requiring the Department of Children
4 and Families, in consultation with other agencies,
5 organizations, and individuals, to employ screening
6 and assessment instruments to determine appropriate
7 services for sexually exploited children; providing
8 criteria for placement of such children in safe houses
9 or safe foster homes; permitting certain agencies to
10 use additional assessment instruments; requiring
11 certain employees of the department, community-based
12 care lead agencies, and staff administering the
13 detention risk assessment instrument to receive
14 specialized training; requiring the department and
15 lead agencies to hold multidisciplinary staffings
16 under certain conditions; requiring the department and
17 lead agencies to develop specific plans and protocols;
18 directing the department, the Department of Juvenile
19 Justice, and lead agencies to participate in
20 coalitions, task forces, or similar organizations to
21 coordinate local responses to human trafficking;
22 requiring the department to initiate a local task
23 force under certain circumstances; amending s.
24 409.1678, F.S.; providing definitions; requiring the
25 department to certify safe houses and safe foster



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26 homes and certain residential facilities; providing
27 requirements for certification as a safe house or safe
28 foster home; requiring the department to inspect safe
29 houses and safe foster homes; requiring training for
30 persons providing services in safe houses and safe
31 foster homes; providing rulemaking authority to the
32 department; requiring residential treatment centers or
33 hospitals to provide specialized treatment; providing
34 for service providers to obtain federal or local
35 funding under certain conditions; providing for scope
36 of availability of services; amending s. 39.524, F.S.;
37 providing for review of safe harbor placement of a
38 child in a safe house or safe foster home; revising
39 criteria for placement; authorizing placement in
40 settings other than safe houses and safe foster homes
41 under certain conditions; amending ss. 39.401, 796.07,
42 and 985.115, F.S.; conforming references; amending s.
43 394.495, F.S.; including trauma-informed services for
44 sexually exploited children in the child and
45 adolescent mental health system of care; requiring the
46 Office of Program Policy Analysis and Government
47 Accountability to conduct studies and submit reports
48 to the Governor and Legislature; creating s. 16.617,
49 F.S.; creating the Statewide Council on Human
50 Trafficking; providing for membership, organization,



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51 support, and duties; requiring an annual report;
 52 creating s. 409.997, F.S.; requiring the department to
 53 contract with a specified entity to prepare a plan for
 54 the development and implementation of a comprehensive,
 55 results-oriented accountability program; requiring the
 56 plan to be submitted to the Governor and the
 57 Legislature by a specified date; providing
 58 requirements for the plan and the program; requiring
 59 the department to establish a technical advisory panel
 60 consisting of specified representatives; providing
 61 appropriations and authorizing positions; providing
 62 for a transfer of general revenue funds and
 63 establishing positions; providing an effective date.

64
 65 Be It Enacted by the Legislature of the State of Florida:
 66

67 Section 1. Section 409.1754, Florida Statutes, is created
 68 to read:

69 409.1754 Sexually exploited children; screening and
 70 assessment; training; case management; task forces.-

71 (1) SCREENING AND ASSESSMENT.-

72 (a) The department shall develop or adopt one or more
 73 initial screening and assessment instruments to identify,
 74 determine the needs of, plan services for, and determine the
 75 appropriate placement for sexually exploited children. The



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76 department shall consult state and local agencies,
77 organizations, and individuals involved in the identification
78 and care of sexually exploited children when developing or
79 adopting initial screening and assessment instruments. Initial
80 screening and assessment instruments shall assess the
81 appropriate placement of a sexually exploited child, including
82 whether placement in a safe house or safe foster home is
83 appropriate, and shall consider, at a minimum, the following
84 factors:

- 85 1. Risk of the child running away.
- 86 2. Risk of the child recruiting other children into the
87 commercial sex trade.
- 88 3. Level of the child's attachment to his or her
89 exploiter.
- 90 4. Level and type of trauma that the child has endured.
- 91 5. Nature of the child's interactions with law
92 enforcement.
- 93 6. Length of time that the child was sexually exploited.
- 94 7. Extent of any substance abuse by the child.

95 (b) The initial screening and assessment instruments shall
96 be validated, if possible, and must be used by the department,
97 juvenile assessment centers as provided in s. 985.135, and
98 community-based care lead agencies.

99 (c) The department shall adopt rules that specify the
100 initial screening and assessment instruments to be used and



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101 provide requirements for their use and for the reporting of data
102 collected through their use.

103 (d) The department, the Department of Juvenile Justice,
104 and community-based care lead agencies may use additional
105 assessment instruments in the course of serving sexually
106 exploited children.

107 (2) TRAINING; CASE MANAGEMENT; TASK FORCES.-

108 (a)1. The department and community-based care lead
109 agencies shall ensure that cases in which a child is alleged,
110 suspected, or known to have been sexually exploited are assigned
111 to child protective investigators and case managers who have
112 specialized intensive training in handling cases involving a
113 sexually exploited child. The department and lead agencies shall
114 ensure that child protective investigators and case managers
115 receive this training before accepting a case involving a
116 sexually exploited child.

117 2. The Department of Juvenile Justice shall ensure that
118 juvenile probation staff or contractors administering the
119 detention risk assessment instrument pursuant to s. 985.14
120 receive specialized intensive training in identifying and
121 serving sexually exploited children.

122 (b) The department and community-based care lead agencies
123 shall conduct regular multidisciplinary staffings relating to
124 services provided for sexually exploited children to ensure that
125 all parties possess relevant information and services are



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126 coordinated across systems. The department or community-based
127 care lead agency, as appropriate, shall coordinate these
128 staffings and invite individuals involved in the child's care,
129 including, but not limited to, the child's guardian ad litem,
130 juvenile justice system staff, school district staff, service
131 providers, and victim advocates.

132 (c)1. Each region of the department and each community-
133 based care lead agency shall jointly assess local service
134 capacity to meet the specialized service needs of sexually
135 exploited children and establish a plan to develop the necessary
136 capacity. Each plan shall be developed in consultation with
137 local law enforcement officials, local school officials, runaway
138 and homeless youth program providers, local probation
139 departments, children's advocacy centers, guardians ad litem,
140 public defenders, state attorneys' offices, safe houses, and
141 child advocates and service providers who work directly with
142 sexually exploited children.

143 2. Each region of the department and each community-based
144 care lead agency shall establish local protocols and procedures
145 for working with sexually exploited children which are
146 responsive to the individual circumstances of each child. The
147 protocols and procedures shall take into account the varying
148 types and levels of trauma endured; whether the sexual
149 exploitation is actively occurring, occurred in the past, or is
150 inactive but likely to recur; and the differing community



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151 resources and degrees of familial support that are available.
152 Child protective investigators and case managers must use these
153 protocols and procedures when working with a sexually exploited
154 child.

155 (3) LOCAL RESPONSE TO HUMAN TRAFFICKING; TRAINING; TASK
156 FORCE.—

157 (a) To the extent that funds are available, the local
158 regional director may provide training to local law enforcement
159 officials who are likely to encounter sexually exploited
160 children in the course of their law enforcement duties. Training
161 shall address the provisions of this section and how to identify
162 and obtain appropriate services for sexually exploited children.
163 The local circuit administrator may contract with a not-for-
164 profit agency with experience working with sexually exploited
165 children to provide the training. Circuits may work
166 cooperatively to provide training, which may be provided on a
167 regional basis. The department shall assist circuits to obtain
168 available funds for the purpose of conducting law enforcement
169 training from the Office of Juvenile Justice and Delinquency
170 Prevention of the United States Department of Justice.

171 (b) Circuit administrators or their designees, chief
172 probation officers of the Department of Juvenile Justice or
173 their designees, and the chief operating officers of community-
174 based care lead agencies or their designees shall participate in
175 any task force, committee, council, advisory group, coalition,



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176 or other entity in their service area that is involved in
177 coordinating responses to address human trafficking or sexual
178 exploitation of children. If such entity does not exist, the
179 circuit administrator for the department shall initiate one.

180 Section 2. Section 409.1678, Florida Statutes, is amended
181 to read:

182 (Substantial rewording of section. See
183 s. 409.1678, F.S., for present text.)

184 409.1678 Specialized residential options for children who
185 are victims of sexual exploitation.-

186 (1) DEFINITIONS.-As used in this section, the term:

187 (a) "Safe foster home" means a foster home certified by
188 the department under this section to care for sexually exploited
189 children.

190 (b) "Safe house" means a group residential placement
191 certified by the department under this section to care for
192 sexually exploited children.

193 (c) "Sexually exploited child" means a child who has
194 suffered sexual exploitation as defined in s. 39.01(67)(g) and
195 is ineligible for relief and benefits under the federal
196 Trafficking Victims Protection Act, 22 U.S.C. ss. 7101 et seq.

197 (2) CERTIFICATION OF SAFE HOUSES AND SAFE FOSTER HOMES.-

198 (a) A safe house and a safe foster home shall provide a
199 safe, separate, and therapeutic environment tailored to the
200 needs of sexually exploited children who have endured



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201 significant trauma. Safe houses and safe foster homes shall use
202 a model of treatment that includes strength-based and trauma-
203 informed approaches.

204 (b) A safe house or a safe foster home must be certified
205 by the department. A residential facility accepting state funds
206 appropriated to provide services to sexually exploited children
207 or child victims of sex trafficking must be certified by the
208 department as a safe house or a safe foster home. An entity may
209 not use the designation "safe house" or "safe foster home" and
210 hold itself out as serving sexually exploited children unless
211 the entity is certified under this section.

212 (c) To be certified, a safe house must hold a license as a
213 residential child-caring agency, as defined in s. 409.175, and a
214 safe foster home must hold a license as a family foster home, as
215 defined in s. 409.175. A safe house or safe foster home must
216 also:

217 1. Use strength-based and trauma-informed approaches to
218 care, to the extent possible and appropriate.

219 2. Serve exclusively one sex.

220 3. Group sexually exploited children by age or maturity
221 level.

222 4. Care for sexually exploited children in a manner that
223 separates those children from children with other needs. Safe
224 houses and safe foster homes may care for other populations if
225 the children who have not experienced sexual exploitation do not



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226 interact with children who have experienced sexual exploitation.

227 5. Have awake staff members on duty 24 hours a day, if a
228 safe house.

229 6. Provide appropriate security through facility design,
230 hardware, technology, staffing, and siting, including, but not
231 limited to, external video monitoring or door exit alarms, a
232 high staff-to-client ratio, or being situated in a remote
233 location that is isolated from major transportation centers and
234 common trafficking areas.

235 7. Meet other criteria established by department rule,
236 which may include, but are not limited to, personnel
237 qualifications, staffing ratios, and types of services offered.

238 (d) Safe houses and safe foster homes shall provide
239 services tailored to the needs of sexually exploited children
240 and shall conduct a comprehensive assessment of the service
241 needs of each resident. In addition to the services required to
242 be provided by residential child caring agencies and family
243 foster homes, safe houses and safe foster homes must provide,
244 arrange for, or coordinate, at a minimum, the following
245 services:

246 1. Victim-witness counseling.

247 2. Family counseling.

248 3. Behavioral health care.

249 4. Treatment and intervention for sexual assault.

250 5. Education tailored to the child's individual needs,



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251 | including remedial education if necessary.

252 | 6. Life skills training.

253 | 7. Mentoring by a survivor of sexual exploitation, if
254 | available and appropriate for the child.

255 | 8. Substance abuse screening and, when necessary, access
256 | to treatment.

257 | 9. Planning services for the successful transition of each
258 | child back to the community.

259 | 10. Activities structured in a manner that provides
260 | sexually exploited children with a full schedule.

261 | (e) The community-based care lead agencies shall ensure
262 | that foster parents of safe foster homes and staff of safe
263 | houses complete intensive training regarding, at a minimum, the
264 | needs of sexually exploited children, the effects of trauma and
265 | sexual exploitation, and how to address those needs using
266 | strength-based and trauma-informed approaches. The department
267 | shall specify the contents of this training by rule and may
268 | develop or contract for a standard curriculum. The department
269 | may establish by rule additional criteria for the certification
270 | of safe houses and safe foster homes that shall address the
271 | security, therapeutic, social, health, and educational needs of
272 | sexually exploited children.

273 | (f) The department shall inspect safe houses and safe
274 | foster homes before certification and annually thereafter to
275 | ensure compliance with the requirements of this section. The



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276 department may place a moratorium on referrals and may revoke
277 the certification of a safe house or safe foster home that fails
278 at any time to meet the requirements of, or rules adopted under,
279 this section.

280 (g) The certification period for safe houses and safe
281 foster homes shall run concurrently with the terms of their
282 licenses.

283 (3) SERVICES WITHIN A RESIDENTIAL TREATMENT CENTER OR
284 HOSPITAL.—No later than July 1, 2015, residential treatment
285 centers licensed under s. 394.875, and hospitals licensed under
286 chapter 395 that provide residential mental health treatment,
287 shall provide specialized treatment for sexually exploited
288 children in the custody of the department who are placed in
289 these facilities pursuant to s. 39.407(6), s. 394.4625, or s.
290 394.467. The specialized treatment must meet the requirements of
291 subparagraphs (2)(c)1. and 3.-7., paragraph (2)(d), and the
292 department's treatment standards adopted pursuant to this
293 section. The facilities shall ensure that children are served in
294 single-sex groups and that staff working with such children are
295 adequately trained in the effects of trauma and sexual
296 exploitation, the needs of sexually exploited children, and how
297 to address those needs using strength-based and trauma-informed
298 approaches.

299 (4) FUNDING FOR SERVICES; CASE MANAGEMENT.—

300 (a) This section does not prohibit any provider of



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301 services for sexually exploited children from appropriately
302 billing Medicaid for services rendered, from contracting with a
303 local school district for educational services, or from
304 obtaining federal or local funding for services provided, as
305 long as two or more funding sources do not pay for the same
306 specific service that has been provided to a child.

307 (b) The lead agency shall ensure that all sexually
308 exploited children residing in safe houses or safe foster homes
309 or served in residential treatment centers or hospitals pursuant
310 to subsection (3) have a case manager and a case plan, whether
311 or not the child is a dependent child.

312 (5) SCOPE OF AVAILABILITY OF SERVICES.—To the extent
313 possible provided by law and with authorized funding, the
314 services specified in this section may be available to all
315 sexually exploited children whether such services are accessed
316 voluntarily, as a condition of probation, through a diversion
317 program, through a proceeding under chapter 39, or through a
318 referral from a local community-based care or social service
319 agency.

320 Section 3. Section 39.524, Florida Statutes, is amended to
321 read:

322 39.524 Safe-harbor placement.—

323 (1) Except as provided in s. 39.407 or s. 985.801, a
324 dependent child 6 years of age or older who has been found to be
325 a victim of sexual exploitation as defined in s. 39.01(67)(g)



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326 must be assessed for placement in a safe house or safe foster
327 home as provided in s. 409.1678 using the initial screening and
328 assessment instruments provided in s. 409.1754(1). ~~The~~
329 ~~assessment shall be conducted by the department or its agent and~~
330 ~~shall incorporate and address current and historical information~~
331 ~~from any law enforcement reports; psychological testing or~~
332 ~~evaluation that has occurred; current and historical information~~
333 ~~from the guardian ad litem, if one has been assigned; current~~
334 ~~and historical information from any current therapist, teacher,~~
335 ~~or other professional who has knowledge of the child and has~~
336 ~~worked with the child; and any other information concerning the~~
337 ~~availability and suitability of safe-house placement. If such~~
338 placement is determined to be appropriate for the child as a
339 result of this assessment, the child may be placed in a safe
340 house or safe foster home, if one is available. However, the
341 child may be placed in another setting, if the other setting is
342 more appropriate to the child's needs or if a safe house or safe
343 foster home is unavailable, as long as the child's behaviors are
344 managed so as not to endanger other children served in that
345 setting ~~As used in this section, the term "available" as it~~
346 ~~relates to a placement means a placement that is located within~~
347 ~~the circuit or otherwise reasonably accessible.~~

348 (2) The results of the assessment described in s.
349 409.1754(1) ~~subsection (1)~~ and the actions taken as a result of
350 the assessment must be included in the next judicial review of



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351 | the child. At each subsequent judicial review, the court must be
352 | advised in writing of the status of the child's placement, with
353 | special reference regarding the stability of the placement and
354 | the permanency planning for the child.

355 | (3) (a) By December 1 of each year, the department shall
356 | report to the Legislature on the placement of children in safe
357 | houses and safe foster homes during the year, including the
358 | criteria used to determine the placement of children, the number
359 | of children who were evaluated for placement, the number of
360 | children who were placed based upon the evaluation, and the
361 | number of children who were not placed.

362 | (b) The department shall maintain data specifying the
363 | number of children who were referred to a safe house or safe
364 | foster home for whom placement was unavailable and the counties
365 | in which such placement was unavailable. The department shall
366 | include this data in its report under this subsection so that
367 | the Legislature may consider this information in developing the
368 | General Appropriations Act.

369 | Section 4. Paragraph (b) of subsection (2) and paragraph
370 | (b) of subsection (3) of section 39.401, Florida Statutes, are
371 | amended to read:

372 | 39.401 Taking a child alleged to be dependent into
373 | custody; law enforcement officers and authorized agents of the
374 | department.—

375 | (2) If the law enforcement officer takes the child into



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376 custody, that officer shall:

377 (b) Deliver the child to an authorized agent of the
378 department, stating the facts by reason of which the child was
379 taken into custody and sufficient information to establish
380 probable cause that the child is abandoned, abused, or
381 neglected, or otherwise dependent. For such a child for whom
382 there is also probable cause to believe he or she has been
383 sexually exploited, the law enforcement officer shall deliver
384 the child to the department. ~~The department may place the child~~
385 ~~in an appropriate short-term safe house as provided for in s.~~
386 ~~409.1678 if a short-term safe house is available.~~

387
388 For cases involving allegations of abandonment, abuse, or
389 neglect, or other dependency cases, within 3 days after such
390 release or within 3 days after delivering the child to an
391 authorized agent of the department, the law enforcement officer
392 who took the child into custody shall make a full written report
393 to the department.

394 (3) If the child is taken into custody by, or is delivered
395 to, an authorized agent of the department, the agent shall
396 review the facts supporting the removal with an attorney
397 representing the department. The purpose of the review is to
398 determine whether there is probable cause for the filing of a
399 shelter petition.

400 (b) If the facts are sufficient and the child has not been



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401 returned to the custody of the parent or legal custodian, the
402 department shall file the petition and schedule a hearing, and
403 the attorney representing the department shall request that a
404 shelter hearing be held within 24 hours after the removal of the
405 child. While awaiting the shelter hearing, the authorized agent
406 of the department may place the child in licensed shelter care,
407 ~~or in a short-term safe house if the child is a sexually~~
408 ~~exploited child,~~ or may release the child to a parent or legal
409 custodian or responsible adult relative or the adoptive parent
410 of the child's sibling who shall be given priority consideration
411 over a licensed placement, or a responsible adult approved by
412 the department if this is in the best interests of the child.
413 Placement of a child which is not in a licensed shelter must be
414 preceded by a criminal history records check as required under
415 s. 39.0138. In addition, the department may authorize placement
416 of a housekeeper/homemaker in the home of a child alleged to be
417 dependent until the parent or legal custodian assumes care of
418 the child.

419 Section 5. Subsection (6) of section 796.07, Florida
420 Statutes, is amended to read:

421 796.07 Prohibiting prostitution and related acts.—

422 (6) A person who violates paragraph (2)(f) shall be
423 assessed a civil penalty of \$5,000 if the violation results in
424 any judicial disposition other than acquittal or dismissal. Of
425 the proceeds from each penalty assessed under this subsection,



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426 the first \$500 shall be paid to the circuit court administrator
427 for the sole purpose of paying the administrative costs of
428 treatment-based drug court programs provided under s. 397.334.
429 The remainder of the penalty assessed shall be deposited in the
430 Operations and Maintenance Trust Fund of the Department of
431 Children and Family Services for the sole purpose of funding
432 safe houses and safe foster homes ~~short-term safe houses~~ as
433 provided in s. 409.1678.

434 Section 6. Paragraph (b) of subsection (2) of section
435 985.115, Florida Statutes, is amended to read:

436 985.115 Release or delivery from custody.—

437 (2) Unless otherwise ordered by the court under s. 985.255
438 or s. 985.26, and unless there is a need to hold the child, a
439 person taking a child into custody shall attempt to release the
440 child as follows:

441 (b) Contingent upon specific appropriation, to a shelter
442 approved by the department or to an authorized agent ~~or short-~~
443 ~~term safe house under s. 39.401(2)(b).~~

444 Section 7. Paragraph (p) is added to subsection (4) of
445 section 394.495, Florida Statutes, to read:

446 394.495 Child and adolescent mental health system of care;
447 programs and services.—

448 (4) The array of services may include, but is not limited
449 to:

450 (p) Trauma-informed services for children who have



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451 suffered sexual exploitation as defined in s. 39.01(67)(g).
452 Section 8. The Office of Program Policy Analysis and
453 Government Accountability shall conduct an annual study on
454 commercial sexual exploitation of children in the state. The
455 study shall assess the extent of commercial sexual exploitation
456 of children, including, but not limited to, its prevalence in
457 various regions of the state. The study shall also identify
458 specialized services needed by sexually exploited children and
459 any gaps in the availability of such services by region,
460 including, but not limited to, residential services and
461 specialized therapies. The study shall analyze the effectiveness
462 of safe houses, safe foster homes, residential treatment centers
463 and hospitals with specialized programs for sexually exploited
464 children, and other residential options for serving sexually
465 exploited children in addressing their safety, therapeutic,
466 health, educational, and emotional needs, including, but not
467 limited to, the nature and appropriateness of subsequent
468 placements, extent of sexual exploitation postplacement, and
469 educational attainment. The study shall also include the number
470 of children involuntarily committed to treatment facilities who
471 are victims of sexual exploitation and the outcomes of those
472 children for the 3 years after completion of inpatient
473 treatment. All state agencies and contractors receiving state
474 funds of any kind shall comply with each request for data and
475 information from the Office of Program Policy Analysis and



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476 Government Accountability. By July 1 of each year, beginning in
477 2015, the Office of Program Policy Analysis and Government
478 Accountability shall report its findings to the Governor, the
479 President of the Senate, and the Speaker of the House of
480 Representatives.

481 Section 9. Section 16.617, Florida Statutes, is created to
482 read:

483 16.617 Statewide Council on Human Trafficking; creation;
484 membership; duties.—

485 (1) CREATION.—There is created the Statewide Council on
486 Human Trafficking within the Department of Legal Affairs. The
487 council is created for the purpose of enhancing the development
488 and coordination of state and local law enforcement and social
489 services responses to fight commercial sexual exploitation as a
490 form of human trafficking and to support victims.

491 (2) MEMBERSHIP.—

492 (a) The council shall consist of the following members:

493 1. The Attorney General, or a designee, who shall serve as
494 chair.

495 2. The Secretary of Children and Families, or a designee,
496 who shall serve as vice chair.

497 3. The State Surgeon General, or a designee.

498 4. The Secretary of Health Care Administration, or a
499 designee.



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- 500 5. The executive director of the Department of Law
501 Enforcement, or a designee.
- 502 6. The Secretary of Juvenile Justice, or a designee.
- 503 7. The Commissioner of Education, or a designee.
- 504 8. One member of the Senate appointed by the President of
505 the Senate.
- 506 9. One member of the House of Representatives appointed by
507 the Speaker of the House of Representatives.
- 508 10. An elected sheriff appointed by the Attorney General.
- 509 11. An elected state attorney appointed by the Attorney
510 General.
- 511 12. Two members appointed by the Governor, and two members
512 appointed by the Attorney General, who have professional
513 experience to assist the council in the development of care and
514 treatment options for victims of human trafficking.
- 515 (b) Each member shall be appointed to a 4-year term.
516 However, for the purpose of achieving staggered terms, the
517 members initially appointed by the Attorney General, the
518 President of the Senate, and the Speaker of the House of
519 Representatives shall each serve a 2-year term. All subsequent
520 appointments shall be for 4-year terms. Any vacancy shall be
521 filled in the same manner as the original appointment for the
522 remainder of the unexpired term.
- 523 (c) A member may not receive a commission, fee, or
524 financial benefit in connection with serving on the council.



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525 Council members may be reimbursed for per diem and travel
526 expenses in accordance with s. 112.061 by the state agency that
527 the member represents. If a member is not affiliated with a
528 state agency, the member shall be reimbursed by the Department
529 of Legal Affairs.

530 (3) ORGANIZATION AND SUPPORT.—

531 (a) The first meeting of the council shall be held no
532 later than September 1, 2014. Thereafter, the council shall meet
533 at least once each calendar quarter. Meetings may be held via
534 teleconference or other electronic means.

535 (b) A majority of the members of the council shall
536 constitute a quorum.

537 (c) The Department of Legal Affairs shall provide the
538 council with staff necessary to assist the council in the
539 performance of its duties.

540 (4) DUTIES.—The council shall:

541 (a) Develop recommendations for comprehensive programs and
542 services for victims of human trafficking to include
543 recommendations for certification criteria for safe houses and
544 safe foster homes.

545 (b) Make recommendations for apprehending and prosecuting
546 traffickers and enhancing coordination of responses.

547 (c) Annually hold a statewide policy summit in conjunction
548 with an institution of higher learning in this state.



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549 (d) Work with the Department of Children and Families to
550 create and maintain an inventory of human trafficking programs
551 and services in each county, including, but not limited to,
552 awareness programs and victim assistance services, which can be
553 used to determine how to maximize existing resources and address
554 unmet needs and emerging trends.

555 (e) Develop policy recommendations that advance the duties
556 of the council and further the efforts to combat human
557 trafficking in our state.

558 (5) REPORT.—By October 31 of each year, beginning in 2015,
559 the council shall submit a report to the President of the Senate
560 and the Speaker of the House of Representatives summarizing the
561 accomplishments of the council during the preceding fiscal year
562 and making recommendations regarding the development and
563 coordination of state and local law enforcement and social
564 services responses to fight human trafficking and support
565 victims.

566 Section 10. Section 409.997, Florida Statutes, is created
567 to read:

568 409.997 Child welfare results-oriented accountability
569 program.—

570 (1) The department, the community-based care lead
571 agencies, and the lead agencies' subcontractors share the
572 responsibility for achieving the outcome goals specified in s.
573 409.986(2).



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574 | (2) The department shall contract with a qualified
575 | consultant or organization with expertise in child welfare by
576 | August 31, 2014, to prepare a plan for development and
577 | implementation of a comprehensive, results-oriented
578 | accountability program consistent with this section. The plan,
579 | which must be submitted to the Governor, the President of the
580 | Senate, and the Speaker of the House by February 1, 2015, shall:

581 | (a) Identify essential data sets;
582 | (b) Assess the availability and validity of essential
583 | data;
584 | (c) Propose options for aggregating the available data;
585 | (d) Specify valid and reliable measures for each outcome
586 | goal;
587 | (e) Describe specific steps and analytical procedures
588 | necessary for the computation of the outcome measures;
589 | (f) Propose formats, presentations, and other methods of
590 | disseminating the accountability information;
591 | (g) Describe specific activities and procedures for
592 | integrating the accountability information into the quality
593 | assurance and performance monitoring activities of the
594 | department and its child welfare partner organizations;
595 | (h) Propose a timeline and work plan for implementation of
596 | the accountability program and provide an estimate of associated
597 | costs; and
598 | (i) Identify any other significant considerations that may



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599 have a material effect on the implementation of the
600 accountability program required by this section.

601
602 This subsection expires June 30, 2015.

603 (3) The purpose of the results-oriented accountability
604 program is to monitor and measure the use of resources, the
605 quality and amount of services provided, and child and family
606 outcomes. The program includes data analysis, research review,
607 and evaluation. The program shall produce an assessment of
608 individual entities' performance, as well as the performance of
609 groups of entities working together on a local, regional, and
610 statewide basis to provide an integrated system of care. Data
611 analyzed and communicated through the accountability program
612 shall inform the department's development and maintenance of an
613 inclusive, interactive, and evidence-supported program of
614 quality improvement which promotes individual skill building as
615 well as organizational learning. Additionally, outcome data
616 generated by the program may be used as the basis for payment of
617 performance incentives if funds for such payments are made
618 available through the General Appropriations Act. The
619 information compiled and utilized in the accountability program
620 must incorporate, at a minimum:

621 (a) Valid and reliable outcome measures for each of the
622 goals specified in this subsection. The outcome data set must
623 consist of a limited number of understandable measures using



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624 available data to quantify outcomes as children move through the
625 system of care. Such measures may aggregate multiple variables
626 that affect the overall achievement of the outcome goals. Valid
627 and reliable measures must be based on adequate sample sizes, be
628 gathered over suitable time periods, and reflect authentic
629 rather than spurious results, and may not be susceptible to
630 manipulation.

631 (b) Regular and periodic monitoring activities that track
632 the identified outcome measures on a statewide, regional, and
633 provider-specific basis. Monitoring reports must identify trends
634 and chart progress toward achievement of the goals specified in
635 this subsection. The accountability program may not rank or
636 compare performance among community-based care regions unless
637 adequate and specific adjustments are adopted which account for
638 the diversity in regions' demographics, resources, and other
639 relevant characteristics. The requirements of the monitoring
640 program may be incorporated into the department's quality
641 assurance program.

642 (c) An analytical framework that builds on the results of
643 the outcomes monitoring procedures and assesses the statistical
644 validity of observed associations between child welfare
645 interventions and the measured outcomes. The analysis must use
646 quantitative methods to adjust for variations in demographic or
647 other conditions. The analysis must include longitudinal studies
648 to evaluate longer term outcomes, such as continued safety,



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649 family permanence, and transition to self-sufficiency. The
650 analysis may also include qualitative research methods to
651 provide insight into statistical patterns.

652 (d) A program of research review to identify interventions
653 that are supported by evidence as causally linked to improved
654 outcomes.

655 (e) An ongoing process of evaluation to determine the
656 efficacy and effectiveness of various interventions. Efficacy
657 evaluation is intended to determine the validity of a causal
658 relationship between an intervention and an outcome.
659 Effectiveness evaluation is intended to determine the extent to
660 which the results can be generalized.

661 (f) Procedures for making the results of the
662 accountability program transparent for all parties involved in
663 the child welfare system as well as policymakers and the public,
664 which shall be updated at least quarterly and published on the
665 department's website in a manner that allows custom searches of
666 the performance data. The presentation of the data shall provide
667 a comprehensible, visual report card for the state and each
668 community-based care region, indicating the current status of
669 the outcomes relative to each goal and trends in that status
670 over time. The presentation shall identify and report outcome
671 measures that assess the performance of the department, the
672 community-based care lead agencies, and their subcontractors
673 working together to provide an integrated system of care.



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674 (g) An annual performance report that is provided to
675 interested parties including the dependency judge or judges in
676 the community-based care service area. The report shall be
677 submitted to the Governor, the President of the Senate, and the
678 Speaker of the House of Representatives by October 1 of each
679 year.

680 (4) Subject to a specific appropriation to implement the
681 accountability program developed under subsection (2), the
682 department shall establish a technical advisory panel consisting
683 of representatives from the Florida Institute for Child Welfare
684 established pursuant to s. 1004.615, lead agencies, community-
685 based care providers, other contract providers, community
686 alliances, and family representatives. The President of the
687 Senate and the Speaker of the House of Representatives shall
688 each appoint a member to serve as a legislative liaison to the
689 panel. The technical advisory panel shall advise the department
690 on the implementation of the results-oriented accountability
691 program.

692 Section 11. In the event that SB 1666 or similar
693 legislation is passed during the 2014 Legislative Session and
694 becomes law, and such legislation creates s. 409.997, Florida
695 Statutes, the provisions of this act which create s. 409.997,
696 Florida Statutes, shall supersede the provisions of SB 1666. For
697 the 2014-2015 fiscal year, the recurring sum of \$4.8 million is
698 appropriated from the General Revenue Fund to implement s.



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699 39.5085(2)(a)3., Florida Statutes, as part of the Relative
700 Caregiver Program as provided in SB 1666, if such legislation or
701 similar legislation is passed during the 2014 Legislative
702 Session and becomes law. For the 2014-2015 fiscal year, the
703 recurring sum of \$400,000 is appropriated from the General
704 Revenue Fund for travel, per diem, and other expenses for the
705 critical incident rapid response teams created pursuant to s.
706 39.2015, Florida Statutes, as provided in SB 1666, if such
707 legislation or similar legislation is passed during the 2014
708 Legislative Session and becomes law. Two full-time equivalent
709 positions, associated salary rate of 171,500, along with the
710 recurring sum of \$257,670 and nonrecurring sum of \$7,330 are
711 appropriated from the General Revenue Fund to establish the
712 assistant secretary and administrative support positions as
713 provided in SB 1666, if such legislation or similar legislation
714 is passed during the 2014 Legislative Session and becomes law.
715 There is also appropriated the nonrecurring sums from the
716 General Revenue Fund of \$500,000 for the Student Loan
717 Forgiveness Program as provided in SB 1666, if such legislation
718 or similar legislation is passed during the 2014 Legislative
719 Session and becomes law, and \$300,000 to contract for child
720 welfare results-oriented accountability system outcomes as
721 provided in this act.

722 Section 12. For the 2014-2015 fiscal year, the Department
723 of Children and Families may request a budget amendment pursuant



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724 to chapter 216, Florida Statutes, to transfer no more than \$3
725 million in general revenue funds between Specific Appropriations
726 323 through 342 of the 2014-2015 General Appropriations Act, HB
727 5001, in order to implement the provisions of this act. Three
728 full-time equivalent positions with associated salary rate of
729 116,427 are established to implement the provisions of this act.
730 Section 13. This act shall take effect July 1, 2014.