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1 A bill to be entitled
2 An act relating to the Department of Children and
3 Families; amending s. 409.991, F.S.; revising the
4 equity allocation model for funding community-based
5 care lead agencies; defining the term "proportion of
6 child population"; revising the term "proportion of
7 children in care"; creating s. 414.455, F.S.;
8 requiring the department to receive legislative
9 authorization before seeking, applying for, accepting,
10 or renewing any waiver of work requirements under the
11 federal Supplemental Nutrition Assistance Program;
12 providing for construction of the act in pari materia
13 with laws enacted during the 2015 Regular Session of
14 the Legislature; providing for contingent retroactive
15 operation; providing effective dates.

16
17 Be It Enacted by the Legislature of the State of Florida:

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19 Section 1. Section 409.991, Florida Statutes, is amended to
20 read:

21 409.991 Allocation of funds for community-based care lead
22 agencies.—

23 (1) As used in this section, the term:

24 (a) "Core services funds ~~funding~~" means all funds allocated
25 to community-based care lead agencies operating under contract
26 with the department pursuant to s. 409.987, with the following
27 exceptions:

- 28 1. Funds appropriated for independent living;
29 2. Funds appropriated for maintenance adoption subsidies;

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30 3. Funds allocated by the department for protective
31 investigations training;
32 4. Nonrecurring funds;
33 5. Designated mental health wrap-around services funds; and
34 6. Funds for special projects for a designated community-
35 based care lead agency.

36 (b) "Equity allocation model" means an allocation model
37 that uses the following factors:

38 1. Proportion of the child population ~~children in poverty~~;
39 2. Proportion of child abuse hotline workload; and
40 3. Proportion of children in care; ~~and~~
41 4. ~~Proportion of contribution in the reduction of out-of-~~
42 ~~home care.~~

43 (c) "Proportion of child population" means the proportion
44 of children up to 18 years of age during the previous calendar
45 year in the geographic area served by the community-based care
46 lead agency ~~"Proportion of children in poverty"~~ means the
47 average of the proportion of children in the geographic area
48 served by the community-based care lead agency based on the
49 following subcomponents:

50 1. ~~Children up to 18 years of age who are below the poverty~~
51 ~~level as determined by the latest available Small Area Income~~
52 ~~and Poverty Estimates (SAIPE) from the United States Census~~
53 ~~Bureau;~~

54 2. ~~Children eligible for free or reduced-price meals as~~
55 ~~determined by the latest available survey published by the~~
56 ~~Department of Education; and~~

57 3. ~~The number of children in families receiving benefits~~
58 ~~from the federal Supplemental Nutrition Assistance Program~~

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59 ~~(SNAP) in the most recent month as determined by the department.~~

60 (d) "Proportion of child abuse hotline workload" means the
61 weighted average of the following subcomponents:

62 1. The average number of initial and additional child abuse
63 reports received during the month for the most recent 12 months
64 based on child protective investigations trend reports as
65 determined by the department. This subcomponent shall be
66 weighted as 20 percent of the factor.

67 2. The average count of children in investigations in the
68 most recent 12 months based on child protective investigations
69 trend reports as determined by the department. This subcomponent
70 shall be weighted as 40 percent of the factor.

71 3. The average count of children in investigations with a
72 most serious finding of verified abuse in the most recent 12
73 months based on child protective investigations trend reports as
74 determined by the department. This subcomponent shall be
75 weighted as 40 percent of the factor.

76 (e) "Proportion of children in care" means the proportion
77 ~~of the sum~~ of the number of children in care receiving in-home
78 services and the number of children in out-of-home care with a
79 case management overlay during the most recent 12-month period.
80 This subcomponent shall be weighted as follows:

81 1. Sixty percent shall be based on children in out-of-home
82 care.

83 2. Forty percent shall be based on children in in-home care
84 ~~at the end of the most recent month as reported in the child~~
85 ~~welfare services trend reports as determined by the department.~~

86 ~~(f) "Proportion of contribution in the reduction of out-of-~~
87 ~~home care" means the proportion of the number of children in~~

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88 ~~out of home care on December 31, 2006, minus the number of~~
89 ~~children in out of home care as of the end of the most recent~~
90 ~~month as reported in the child welfare services trend reports as~~
91 ~~determined by the department.~~

92 (2) The equity allocation of core services funds shall be
93 calculated based on the following weights:

94 (a) Proportion of the child population ~~children in poverty~~
95 shall be weighted as 5 ~~30~~ percent of the total;

96 (b) Proportion of child abuse hotline workload shall be
97 weighted as 15 ~~30~~ percent of the total; and

98 (c) Proportion of children in care shall be weighted as 80
99 ~~30~~ percent of the total; ~~and~~

100 ~~(d) Proportion of contribution to the reduction in out-of-~~
101 ~~home care shall be weighted as 10 percent of the total.~~

102 (3) Beginning in the 2015-2016 ~~2013-2014~~ state fiscal year,
103 100 ~~90~~ percent of the recurring core services funding for each
104 community-based care lead agency shall be based on the prior
105 year recurring base of core services funds ~~and 10 percent shall~~
106 ~~be based on the equity allocation model.~~

107 (4) Unless otherwise specified in the General
108 Appropriations Act, any new core services funds shall be
109 allocated based on the equity allocation model as follows:

110 (a) Twenty percent of new funding shall be allocated among
111 all community-based care lead agencies.

112 (b) Eighty percent of new funding shall be allocated among
113 community-based care lead agencies that are funded below their
114 equitable share. Funds allocated pursuant to this paragraph
115 shall be weighted based on each community-based care lead
116 agency's relative proportion of the total amount of funding

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117 ~~below the equitable share. Such allocations must be proportional~~
118 ~~to the proportion of funding based on the equity model and~~
119 ~~allocated only to the community-based care lead agency contracts~~
120 ~~if the current funding proportion is less than the proportion of~~
121 ~~funding based on the equity model.~~

122 Section 2. Effective January 1, 2016, section 414.455,
123 Florida Statutes, is created to read:

124 414.455 Supplemental Nutrition Assistance Program;
125 legislative authorization.—Notwithstanding s. 414.45, and unless
126 expressly required by federal law, the department shall obtain
127 specific authorization from the Legislature before seeking,
128 applying for, accepting, or renewing any waiver of work
129 requirements established by the Supplemental Nutrition
130 Assistance Program under 7 U.S.C. s. 2015(o).

131 Section 3. If any law amended by this act was also amended
132 by a law enacted during the 2015 Regular Session of the
133 Legislature, such laws shall be construed as if enacted during
134 the same session of the Legislature, and full effect shall be
135 given to each if possible.

136 Section 4. Except as otherwise expressly provided in this
137 act and except for this section, which shall take effect upon
138 this act becoming a law, this act shall take effect July 1,
139 2015, or, if this act fails to become a law until after that
140 date, it shall take effect upon becoming a law and operate
141 retroactively to July 1, 2015.