

1 A bill to be entitled
 2 An act relating to licensure of facilities and
 3 programs for persons with developmental disabilities;
 4 repealing ss. 24 and 26 of chapter 2015-222, Laws of
 5 Florida; abrogating the scheduled expiration and
 6 reversion of amendments to ss. 393.067(15) and 393.18,
 7 F.S.; reenacting s. 393.067(15), F.S.; deleting
 8 obsolete provisions; specifying that the Agency for
 9 Persons with Disabilities is not required to contract
 10 with certain licensed facilities; reenacting s.
 11 393.18(4), F.S.; revising residency limitations for
 12 comprehensive transitional education programs;
 13 providing applicability; deleting provisions relating
 14 to licensure for such programs and certain facilities
 15 providing residential services for children who need
 16 behavioral services; providing for contingent
 17 retroactive operation; providing an effective date.

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 19 Be It Enacted by the Legislature of the State of Florida:

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 21 Section 1. Sections 24 and 26 of chapter 2015-222, Laws of
 22 Florida, are repealed.

23 Section 2. Subsection (15) of section 393.067, Florida
 24 Statutes, is reenacted to read:

25 393.067 Facility licensure.—

26 (15) The agency is not required to contract with

27 facilities licensed pursuant to this chapter.

28 Section 3. Subsection (4) of section 393.18, Florida
29 Statutes, is reenacted to read:

30 393.18 Comprehensive transitional education program.—A
31 comprehensive transitional education program is a group of
32 jointly operating centers or units, the collective purpose of
33 which is to provide a sequential series of educational care,
34 training, treatment, habilitation, and rehabilitation services
35 to persons who have developmental disabilities and who have
36 severe or moderate maladaptive behaviors. However, this section
37 does not require such programs to provide services only to
38 persons with developmental disabilities. All such services shall
39 be temporary in nature and delivered in a structured residential
40 setting, having the primary goal of incorporating the principle
41 of self-determination in establishing permanent residence for
42 persons with maladaptive behaviors in facilities that are not
43 associated with the comprehensive transitional education
44 program. The staff shall include behavior analysts and teachers,
45 as appropriate, who shall be available to provide services in
46 each component center or unit of the program. A behavior analyst
47 must be certified pursuant to s. 393.17.

48 (4) For comprehensive transitional education programs, the
49 total number of residents who are being provided with services
50 may not in any instance exceed the licensed capacity of 120
51 residents and each residential unit within the component centers
52 of the program authorized under this section may not in any

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53 instance exceed 15 residents. However, a program that was
54 authorized to operate residential units with more than 15
55 residents before July 1, 2015, may continue to operate such
56 units.

57 Section 4. This act shall take effect June 30, 2016, or,
58 if this act fails to become law until after that date, it shall
59 take effect upon becoming a law and operate retroactively to
60 June 30, 2016.