

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Children, Families &
 2 Seniors Subcommittee

3 Representative Woodson offered the following:

4

5 **Amendment (with title amendment)**

6 Remove lines 69-319 and insert:

7 409.1452 ~~Collaboration with Board of Governors, Florida~~
 8 ~~College System, and Department of Education to assist Liaisons~~
 9 ~~and coaches for children and young adults who have been or are~~
 10 ~~in foster care or are experiencing homelessness; documentation~~
 11 ~~regarding eligibility for tuition and fee exemption.-Effective~~
 12 ~~July 1, 2013, the Department of Children and Families shall work~~
 13 ~~in collaboration with~~

14 ~~(1) (a) The Board of Governors, the Florida College System,~~
 15 ~~and the Department of Education to help address the need for a~~
 16 ~~Each school district program, institution, or university at~~

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17 which a student is exempt from payment of tuition and fees under
18 s. 1009.25 must have, at a minimum, a knowledgeable, accessible,
19 and responsive staff member who can provide effective assistance
20 to such students who are exempt from payment of tuition and fees
21 in resolving any problems related to such exemption. The name
22 and contact information for such individual must be provided to
23 each student who is exempt from payment of tuition and fees and
24 who is attending that program, institution, or university;
25 posted on the website of the program, institution, or
26 university; and provided to the Department of Children and
27 Families and each community-based care lead agency. The liaisons
28 ~~shall comprehensive support structure in the academic arena to~~
29 ~~assist children and young adults who have been or continue to~~
30 ~~remain in the foster care system in making the transition from a~~
31 ~~structured care system into an independent living setting. The~~
32 ~~State University System of Florida and the Florida College~~
33 ~~System shall provide postsecondary educational campus coaching~~
34 ~~positions that will be integrated into Florida College System~~
35 ~~institutions' and university institutions' general support~~
36 ~~services structure to provide such students eurrent and former~~
37 ~~foster care children and young adults with dedicated, on-campus~~
38 ~~support. and The Department of Children and Families has the~~
39 ~~sole discretion to determine which state college or university~~
40 ~~will offer a campus coaching position, based on departmental~~
41 ~~demographic data indicating greatest need. These campus coaching~~

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42 ~~positions must shall~~ be employees of the ~~selected educational~~
43 ~~program, institution, or university institutions, focused on~~
44 ~~supporting children and young adults who have been or continue~~
45 ~~to remain in the foster care system.~~

46 (b) The programs, institutions, and universities shall
47 maintain the original documentation submitted regarding a
48 student's eligibility for the tuition and fee exemption under s.
49 1009.25 and may not make additional requests for such
50 documentation.

51 (2) Such programs, institutions, and universities may also
52 provide campus coaching services and other support to such
53 students to promote their successful completion of postsecondary
54 education and transition to independent living.

55 (3) The Chancellors of the Florida College System and the
56 Board of Governors shall report annually to the Department of
57 Children and Families specific data, subject to privacy laws,
58 about the ~~students children and young adults~~ served by the
59 campus ~~liaisons coaches~~, including academic progress, retention
60 rates for students enrolled in the program, financial aid
61 requested and received, and information required by the National
62 Youth in Transition Database.

63
64 Section 3. Section 409.1454, Florida Statutes, is amended
65 to read:

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66 409.1454 Motor vehicle insurance and driver licenses for
67 children in care and certified unaccompanied homeless youth.-

68 (1) The Legislature finds that the costs of driver
69 education, licensure and costs incidental to licensure, and
70 motor vehicle insurance for a child in out-of-home care or
71 certain unaccompanied homeless youth certified under s. 743.067
72 after such child obtains a driver license create an additional
73 barrier to engaging in normal age-appropriate activities and
74 gaining independence and may limit opportunities for obtaining
75 employment and completing educational goals. The Legislature
76 also finds that the completion of an approved driver education
77 course is necessary to develop safe driving skills.

78 (2) To the extent that funding is available, the
79 department shall establish a program to pay the cost of driver
80 education, licensure and other costs incidental to licensure,
81 and motor vehicle insurance for a child who has completed a
82 driver education program and who is: children

83 (a) In out-of-home care; or

84 (b) Certified under s. 743.067 as an unaccompanied
85 homeless youth and who is a citizen of the United States or
86 legal resident of this state ~~who have successfully completed a~~
87 ~~driver education program.~~

88 (3) If a caregiver, or an individual or not-for-profit
89 entity approved by the caregiver, adds a child to his or her
90 existing insurance policy, the amount paid to the caregiver or

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91 approved purchaser may not exceed the increase in cost
92 attributable to the addition of the child to the policy.

93 (4) Payment must ~~shall~~ be made to eligible recipients in
94 the order of eligibility until available funds are exhausted. If
95 a child determined to be eligible reaches permanency status or
96 turns 18 years of age, the program may pay for that child to
97 complete a driver education program and obtain a driver license
98 for up to 6 months after the date the child reaches permanency
99 status or 6 months after the date the child turns 18 years of
100 age. A child may be eligible to have the costs of and incidental
101 to licensure paid if he or she demonstrates that such costs are
102 creating barriers to obtaining employment or completing
103 educational goals, if the child meets any of the following
104 criteria:

105 (a) Is continuing in care under s. 39.6251; ~~or who~~

106 (b) Was in licensed care when the child reached 18 years
107 of age and is currently receiving postsecondary education
108 services and support under s. 409.1451(2); or

109 (c) Is an unaccompanied homeless youth certified under s.
110 743.067 who is a citizen of the United States or legal resident
111 of this state and is:

112 1. Completing secondary education;

113 2. Employed at least part time;

114 3. Attending any postsecondary education program at least
115 part time; or

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116 4. Has a disability that precludes full-time work or
117 education, ~~may be eligible to have the costs of licensure and~~
118 ~~costs incidental to licensure paid if the child demonstrates~~
119 ~~that such costs are creating barriers for obtaining employment~~
120 ~~or completing educational goals.~~

121 (5) The department shall contract with a not-for-profit
122 entity whose mission is to support youth aging out of foster
123 care to develop procedures for operating and administering the
124 program, including, but not limited to:

125 (a) Determining eligibility, including responsibilities
126 for the child and caregivers.

127 (b) Developing application and payment forms.

128 (c) Notifying eligible children, caregivers, group homes,
129 ~~and residential programs,~~ local educational agency liaisons for
130 homeless children and youth, and governmental or nonprofit
131 agencies that provide services to homeless children or youth of
132 the program.

133 (d) Providing technical assistance to lead agencies,
134 providers, group homes, and residential programs to support
135 removing obstacles that prevent children in foster care from
136 driving.

137 (e) Publicizing the program, engaging in outreach, and
138 providing incentives to youth participating in the program to
139 encourage the greatest number of eligible children to obtain
140 driver licenses.

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141 Section 4. Section 743.067, Florida Statutes, is amended
142 to read:

143 743.067 Certified unaccompanied homeless youths.—

144 (1) DEFINITION.—For purposes of this section, an
145 "unaccompanied homeless youth" is an individual who is 16 years
146 of age or older and is not in the physical custody of a parent
147 or guardian, including a youth who has run away from home, who
148 has been forced to leave his or her home, or whose parents have
149 left the area and left the youth behind.

150 (2) CERTIFICATION.—An unaccompanied homeless youth may
151 become certified if he or she is:

152 (a) Found by a school district's liaison for homeless
153 children and youths to be an unaccompanied homeless youth
154 eligible for services pursuant to the McKinney-Vento Homeless
155 Assistance Act, 42 U.S.C. ss. 11431-11435; or

156 (b) Believed to qualify as an unaccompanied homeless
157 youth, as that term is defined in the McKinney-Vento Homeless
158 Assistance Act, by:

159 1. The director of an emergency shelter program funded by
160 the United States Department of Housing and Urban Development,
161 or the director's designee;

162 2. The director of a runaway or homeless youth basic
163 center or transitional living program funded by the United
164 States Department of Health and Human Services, or the
165 director's designee; or

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166 3. A continuum of care lead agency, or its designee.

167 ~~(3)~~~~(2)~~ PROOF OF CERTIFICATION.—

168 (a) The State Office on Homelessness within the Department
169 of Children and Families shall develop a standardized form that
170 must be used by the entities specified in subsection (2) ~~(1)~~ to
171 certify qualifying unaccompanied homeless youth. The front of
172 the form must include the circumstances that qualify the youth;
173 the date the youth was certified; and the name, title, and
174 signature of the certifying individual. This section must be
175 reproduced in its entirety on the back of the form.

176 (b) A certified unaccompanied homeless youth may use the
177 completed form to:

178 1. Apply at no charge for an identification card issued by
179 the Department of Highway Safety and Motor Vehicles pursuant to
180 s. 322.051(9).

181 2. Receive a certified copy of his or her birth
182 certificate at no charge under s. 382.0255.

183 (c) A health care provider may accept the completed form
184 or the card issued under s. 1001.42 ~~written certificate~~ as proof
185 of the minor's status as a certified unaccompanied homeless
186 youth and may keep a copy of the form or card ~~certificate~~ in the
187 youth's medical file.

188 ~~(4)~~~~(3)~~ REMOVAL OF DISABILITIES OF NONAGE.—A certified
189 unaccompanied homeless youth may:

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190 ~~(a)~~ petition the circuit court to have the disabilities of
191 nonage removed under s. 743.015. The youth shall qualify as a
192 person not required to prepay costs and fees as provided in s.
193 57.081. The court shall advance the cause on the calendar.

194 ~~(5)(b)~~ MEDICAL AND OTHER CARE.—Notwithstanding s.
195 394.4625(1), a certified unaccompanied homeless youth may
196 consent to medical care; 7 dental care; 7 behavioral health care
197 services, including psychological counseling and treatment,
198 psychiatric treatment, and substance abuse prevention and
199 treatment services; 7 and surgical diagnosis and treatment,
200 including preventative care and care by a facility licensed
201 under chapter 394, chapter 395, or chapter 397 and any forensic
202 medical examination for the purpose of investigating any felony
203 offense under chapter 784, chapter 787, chapter 794, chapter
204 800, or chapter 827, for:

205 ~~(a)1.~~ Himself or herself; or

206 ~~(b)2.~~ His or her child, if the certified unaccompanied
207 homeless youth is unmarried, is the parent of the child, and has
208 actual custody of the child.

209 ~~(6)(4)~~ CONSTRUCTION.—This section does not affect the
210 requirements of s. 390.01114.

211 Section 5. Present subsection (28) of section 1001.42,
212 Florida Statutes, is redesignated as subsection (29), and a new
213 subsection (28) is added to that section, to read:

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214 1001.42 Powers and duties of district school board.—The
215 district school board, acting as a board, shall exercise all
216 powers and perform all duties listed below:

217 (28) UNACCOMPANIED HOMELESS YOUTH.—Provide to each student
218 who is an unaccompanied homeless youth certified under s.
219 743.067 a card that includes information on the rights and
220 benefits for such youth, as well as the contact information for
221 the school district's liaison for homeless children and youths.
222 The card must be similar in size to the student identification
223 card issued to students in the district and include all of the
224 following information:

225 (a) On the front of the card, the following information
226 from the standardized form developed by the Department of
227 Children and Families under s. 743.067(3):

- 228 1. The circumstances that qualify the youth.
229 2. The date the youth was certified.
230 3. The name, title, and signature of the certifying
231 individual.

232 (b) On the back of the card, the following statement:

233
234 Section 743.067, Florida Statutes, provides that this
235 certified youth may consent to medical care; dental
236 care; behavioral health care services, including
237 psychological counseling and treatment, psychiatric
238 treatment, and substance abuse prevention and

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239 treatment services; and surgical diagnosis and
240 treatment, including preventative care and care by a
241 facility licensed under chapter 394, chapter 395, or
242 chapter 397 and any forensic medical examination for
243 the purpose of investigating any felony offense under
244 chapter 784, chapter 787, chapter 794, chapter 800, or
245 chapter 827, for himself or herself or his or her
246 child, if the certified youth is unmarried, is the
247 parent of the child, and has actual custody of the
248 child.

249 Section 6. Subsection (12) of section 1003.01, Florida
250 Statutes, is amended, and subsection (17) is added to that
251 section, to read:

252 1003.01 Definitions.—As used in this chapter, the term:

253 (12) "Children and youths who are experiencing
254 homelessness," for programs authorized under subtitle B,
255 Education for Homeless Children and Youths, of Title VII of the
256 McKinney-Vento Homeless Assistance Act, 42 U.S.C. ss. 11431 et
257 seq., means children and youths who lack a fixed, regular, and
258 adequate nighttime residence, and includes:

259 (a) Children and youths ~~who are~~ sharing the housing of
260 other persons due to loss of housing, economic hardship, or a
261 similar reason; are living in motels, hotels, travel trailer
262 parks, or camping grounds due to the lack of alternative
263 adequate accommodations; are living in emergency or transitional

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264 shelters; or are abandoned in hospitals; ~~or are awaiting foster~~
265 ~~care placement.~~

266 (b) Children and youths who have a primary nighttime
267 residence that is a public or private place not designed for or
268 ordinarily used as a regular sleeping accommodation for human
269 beings.

270 (c) Children and youths ~~who are~~ living in cars, parks,
271 public spaces, abandoned buildings, bus or train stations, or
272 similar settings.

273 (d) Migratory children ~~who are~~ living in circumstances
274 described in paragraphs (a) - (c).

275 (17) "Certified unaccompanied homeless youth" means a
276 youth certified as an unaccompanied homeless youth pursuant to
277 s. 743.067.

278 Section 7. Paragraph (f) of subsection (1) of section
279 1009.25, Florida Statutes, are amended to read:

280 1009.25 Fee exemptions.—

281 (1) The following students are exempt from the payment of
282 tuition and fees, including lab fees, at a school district that
283 provides workforce education programs, Florida College System
284 institution, or state university:

285 (f) A student who meets the definition of "homeless
286 children and youths" in section 725 of the McKinney-Vento
287 Homeless Assistance Act, 20 U.S.C. §11434a(2) ~~lacks a fixed,~~
288 ~~regular, and adequate nighttime residence or whose primary~~

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289 ~~nighttime residence is a public or private shelter designed to~~
 290 ~~provide temporary residence, a public or private transitional~~
 291 ~~living program, or a public or private place not designed for,~~
 292 ~~or ordinarily used as, a regular sleeping accommodation for~~
 293 ~~human beings.~~ This includes a student who would otherwise meet
 294 the requirements of this paragraph, as determined by a college
 295 or university, but for his or her residence in college or
 296 university dormitory housing. The State Board of Education may
 297 adopt rules and the Board of Governors may adopt regulations
 298 regarding documentation and procedures to implement this
 299 paragraph. Such rules and regulations shall consider
 300 documentation of the student's circumstance to be adequate if
 301 such documentation meets the standards established by 20 U.S.C.
 302 §1087uu-2(a). Any student who is determined to be a homeless
 303 child or youth for a preceding award year shall be presumed to
 304 be a homeless child or youth for each subsequent year unless the
 305 student informs the institution that circumstances have changed
 306 or the institution has specific conflicting information about
 307 the student's independence, and has informed the student of this
 308 information.

309 -----

310 **T I T L E A M E N D M E N T**

311 Remove lines 6-32 and insert:

312 young adults; amending s. 409.1452, F.S.; requiring campus
 313 liaisons for children and young adults who have been or are in

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314 foster care or are homeless at each institution that may use a
315 tuition and fee waiver; requiring postsecondary institutions to
316 maintain documentation; amending s. 409.1454, F.S.; revising
317 legislative findings; revising eligibility and requirements for
318 a certain driver education, licensure, and insurance program to
319 include certain unaccompanied homeless youth; revising program
320 operation and administration requirements; amending s. 743.067,
321 F.S.; revising the definition of the term "unaccompanied
322 homeless youth"; specifying certification criteria for
323 unaccompanied homeless youth; authorizing certain unaccompanied
324 homeless youth to use a specified form to receive birth
325 certificates; authorizing health care providers to accept such
326 form for certain purposes; authorizing certain unaccompanied
327 homeless youth to consent to specified medical and other care;
328 amending s. 1001.42, F.S.; requiring district school boards to
329 provide cards that contain specified information to certain
330 unaccompanied homeless youth; specifying requirements for the
331 card; amending s. 1003.01, F.S.; revising the definition of the
332 term "children and youths who are experiencing homelessness";
333 defining the term "certified unaccompanied homeless youth";
334 amending s. 1009.25, F.S.; revising the definition of homeless
335 children and youths; requiring