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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/28/2024	.	
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The Committee on Fiscal Policy (Garcia) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Subsections (3) and (4) of section 409.016,  
Florida Statutes, are renumbered as subsections (4) and (5),  
respectively, and new subsection (3) is added to that section,  
to read:

409.016 Definitions.—As used in this chapter:

(3) "Management functions" means:



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11 (a) Planning, directing, organizing, coordinating, and  
12 carrying out oversight duties of the lead agency;

13 (b) Contracting for officer or director level staffing in  
14 performance of the planning, directing, organizing,  
15 coordinating, and carrying out oversight duties of the lead  
16 agency.

17 (4)~~(3)~~ "Secretary" means the secretary of the Department of  
18 Children and Families.

19 (5)~~(4)~~ "Social and economic services," within the meaning  
20 of this chapter, means the providing of financial assistance as  
21 well as preventive and rehabilitative social services for  
22 children, adults, and families.

23 Section 2. Subsections (3) and (4) and paragraphs (a) and  
24 (b) of subsection (7) of section 409.987, Florida Statutes, are  
25 amended to read, and paragraph (g) is added to subsection (7) of  
26 that section, to read:

27 409.987 Lead agency procurement; boards; conflicts of  
28 interest.—

29 (3) Notwithstanding s. 287.057, the department shall use 5-  
30 year contracts with lead agencies. The department may only  
31 extend for a period of one to five years, in accordance with s.  
32 287.057, if the lead agency has met performance expectations  
33 within the monitoring evaluation.

34 (4) In order to serve as a lead agency, an entity must:

35 (a) Be organized as a Florida corporation or a governmental  
36 entity.

37 (b) Be governed by a board of directors or a board  
38 committee composed of board members. Board members shall provide  
39 oversight and ensure accountability and transparency for the



40 system of care. The board of directors shall provide fiduciary  
41 oversight to prevent conflicts of interest, promote  
42 accountability and transparency, and protect state and federal  
43 funding from misuse. The board of directors shall act in  
44 accordance with s. 617.0830. The membership of the board of  
45 directors or board committee must be described in the bylaws or  
46 articles of incorporation of each lead agency, which must  
47 provide that at least 75 percent of the membership of the board  
48 of directors or board committee must be composed ~~consist~~ of  
49 persons residing in this state, and at least 51 percent of the  
50 state residents on the board of directors must reside within the  
51 service area of the lead agency. The lead agency shall ensure  
52 that board members participate in annual training related to  
53 their responsibilities. The department shall set forth minimum  
54 training criteria in the contracts with the lead agencies.

55 However, for procurements of lead agency contracts initiated on  
56 or after July 1, 2014:

57 1. At least 75 percent of the membership of the board of  
58 directors must be composed ~~consist~~ of persons residing in this  
59 state, and at least 51 percent of the membership of the board of  
60 directors must be composed ~~consist~~ of persons residing within  
61 the service area of the lead agency. If a board committee  
62 governs the lead agency, 100 percent of its membership must be  
63 composed ~~consist~~ of persons residing within the service area of  
64 the lead agency.

65 2. The powers of the board of directors or board committee  
66 include, but are not limited to, approving the lead agency's  
67 budget and setting the lead agency's operational policy and  
68 procedures. A board of directors must additionally have the



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69 power to hire the lead agency's executive director, unless a  
70 board committee governs the lead agency, in which case the board  
71 committee must have the power to confirm the selection of the  
72 lead agency's executive director.

73 (c) Demonstrate financial responsibility through an  
74 organized plan for regular fiscal audits; ~~and~~ the posting of a  
75 performance bond; and the posting of a fidelity bond to cover  
76 any costs associated with reprocurement and the assessed  
77 penalties related to a failure to disclose a conflict of  
78 interest under subsection (7).

79 (7) (a) As used in this subsection, the term:

80 1. "Activity" includes, but is not limited to, a contract  
81 for goods and services, a contract for the purchase of any real  
82 or tangible property, or an agreement to engage with a lead  
83 agency for the benefit of a third party in exchange for an  
84 interest in real or tangible property, a monetary benefit, or an  
85 in-kind contribution.

86 2. "Conflict of interest" means when a board member,  
87 director, or ~~an~~ officer, or a relative of a board member,  
88 director, or ~~an~~ officer, of a lead agency does any of the  
89 following:

90 a. Enters into a contract or other transaction for goods or  
91 services with the lead agency.

92 b. Holds a direct or indirect interest in a corporation,  
93 limited liability corporation, partnership, limited liability  
94 partnership, or other business entity that conducts business  
95 with the lead agency or proposes to enter into a contract or  
96 other transaction with the lead agency. For purposes of this  
97 paragraph, the term "indirect interest" has the same meaning as



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98 in s. 112.312.

99 c. Knowingly obtains a direct or indirect personal,  
100 financial, professional, or other benefit as a result of the  
101 relationship of such board member, director, or officer, or  
102 relative of the board member, director, or officer, with the  
103 lead agency. For purposes of this paragraph, the term "benefit"  
104 does not include per diem and travel expenses paid or reimbursed  
105 to board members or officers of the lead agency in connection  
106 with their service on the board.

107 3. "Related party" means any entity of which a director or  
108 an officer of the entity is also directly or indirectly related  
109 to, or has a direct or indirect financial or other material  
110 interest in, the lead agency. The term also includes any  
111 subsidiary firm, parent entity, associate firm, or joint  
112 venture.

113 ~~4.3.~~ "Relative" means a relative within the third degree of  
114 consanguinity by blood or marriage.

115 (b)1. For any activity that is presented to the board of a  
116 lead agency for its initial consideration and approval ~~after~~  
117 ~~July 1, 2021~~, or any activity that involves a contract that is  
118 being considered for renewal ~~on or after July 1, 2021, but~~  
119 ~~before January 1, 2022~~, a board member, a director, or an  
120 officer of a lead agency shall disclose to the board any  
121 activity that may reasonably be construed to be a conflict of  
122 interest before such activity is initially considered and  
123 approved or a contract is renewed by the board. A rebuttable  
124 presumption of a conflict of interest exists if the activity was  
125 acted on by the board without prior notice as required under  
126 paragraph (c). The board shall disclose any known actual or



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127 potential conflicts to the department.

128 2. A lead agency may not enter into a contract or be a  
129 party to any transaction with related parties if a conflict of  
130 interest is not properly disclosed. A lead agency may not enter  
131 into a contract with a related party for officer or director  
132 level staffing to perform management functions. The contract  
133 with the department and lead agency must specify the  
134 administrative functions and services that the lead agency may  
135 subcontract ~~For contracts with a lead agency which are in~~  
136 ~~existence on July 1, 2021, and are not subject to renewal before~~  
137 ~~January 1, 2022, a board member or an officer of the lead agency~~  
138 ~~shall disclose to the board any activity that may reasonably be~~  
139 ~~construed to be a conflict of interest under this section by~~  
140 ~~December 31, 2021.~~

141 3. Subject to the requirements of subparagraph 2. of this  
142 subsection, a lead agency may enter into a contract or be a  
143 party to any transaction with related parties as long as the  
144 fee, rate, or price paid by the lead agency for the commodities  
145 or services being procured does not exceed the fair market value  
146 for such commodities or services. The lead agency shall disclose  
147 any known actual or potential conflicts to the department.

148 (g) All department contracts with lead agencies shall  
149 contain the following contractual penalty provisions:

150 1. Penalties in the amount of \$5,000 per occurrence shall  
151 be imposed for each known and potential conflict of interest, as  
152 described in paragraph (b), which is not disclosed to the  
153 department.

154 2. If a contract is executed for which a conflict of  
155 interest was not disclosed to the department before execution of



156 the contract, the following penalties apply:  
157 i. A penalty in the amount of \$25,000 for a first offense.  
158 ii. A penalty in the amount of \$50,000 for a second or  
159 subsequent offense.  
160 iii. Removal of the board member that did not disclose a  
161 known conflict of interest.  
162 3. The penalties for failure to disclose a conflict of  
163 interest under subparagraph (1) and (2) apply to any contract  
164 entered into, regardless of the method of procurement,  
165 including, but not limited to, formal procurement, single-source  
166 contracts, and contracts that do not meet the minimum threshold  
167 for formal procurement.  
168 4. A contract procured for which a conflict of interest was  
169 not disclosed to the department before execution of the contract  
170 shall be reprocured. The department shall recoup from the lead  
171 agency expenses related to a contract that was executed without  
172 disclosure of a conflict of interest.  
173 Section 3. Paragraphs (c), (j), and (k) of subsection (1)  
174 of section 409.988, Florida Statutes, are amended to read:  
175 409.988 Community-based care lead agency duties; general  
176 provisions.—  
177 (1) DUTIES.—A lead agency:  
178 (c) Shall follow the financial guidelines developed by the  
179 department and shall comply with regular, independent auditing  
180 of its financial activities, including any requests for records  
181 associated with such financial audits within the timeframe  
182 established by the department or its contracted vendors provide  
183 ~~for a regular independent auditing of its financial activities.~~  
184 The results of the financial audit must ~~Such financial~~



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185 ~~information shall~~ be provided to the community alliance  
186 established under s. 20.19(5).

187 (j)1. May subcontract for the provision of services,  
188 excluding with a related party for officer or director level  
189 staffing to perform management functions, required by the  
190 contract with the lead agency and the department; however, the  
191 subcontracts must specify how the provider will contribute to  
192 the lead agency meeting the performance standards established  
193 pursuant to the child welfare results-oriented accountability  
194 system required by s. 409.997. Any contract with a non-related  
195 entity for officer or director level staffing to perform  
196 management functions must adhere to the executive compensation  
197 provision in s. 409.922(3).

198 2. The lead agency shall directly provide no more than 35  
199 percent of all child welfare services provided unless it can  
200 demonstrate a need, within the lead agency's geographic service  
201 area, where there is a lack of qualified providers available to  
202 perform necessary child welfare services. The approval period to  
203 exceed the threshold shall be limited to 2 years.~~to exceed this~~  
204 ~~threshold.~~ After the 2-year period, the lead agency may submit  
205 annual 1-year extension requests with a detailed report of all  
206 efforts to recruit a qualified provider to perform the necessary  
207 services to that geographic service area. If the department  
208 determines the lead agency is not making a good faith effort to  
209 recruit a qualified provider they must deny the extension  
210 request and require reprocurement. The local community alliance  
211 in the geographic service area in which the lead agency is  
212 seeking to exceed the threshold shall review the lead agency's  
213 justification for need and recommend to the department whether



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214 the department should approve or deny the lead agency's request  
215 for an exemption from the services threshold. If there is not a  
216 community alliance operating in the geographic service area in  
217 which the lead agency is seeking to exceed the threshold, such  
218 review and recommendation shall be made by representatives of  
219 local stakeholders, including at least one representative from  
220 each of the following:

- 221 1. The department.
- 222 2. The county government.
- 223 3. The school district.
- 224 4. The county United Way.
- 225 5. The county sheriff's office.
- 226 6. The circuit court corresponding to the county.
- 227 7. The county children's board, if one exists.

228 (k) Shall publish on its website by the 15th day of each  
229 month at a minimum the data specified in subparagraphs 1.-~~10.5~~,  
230 calculated using a standard methodology determined by the  
231 department, for the preceding calendar month regarding its case  
232 management services. The following information shall be reported  
233 by each individual subcontracted case management provider, by  
234 the lead agency, if the lead agency provides case management  
235 services, and in total for all case management services  
236 subcontracted or directly provided by the lead agency:

- 237 1. The average caseload of case managers, including only  
238 filled positions;
- 239 2. The total number and percentage of case managers who  
240 have 25 or more cases on their caseloads;
- 241 3. The turnover rate for case managers and case management  
242 supervisors for the previous 12 months;



- 243 4. The percentage of required home visits completed; and  
244 5. Performance on outcome measures required pursuant to s.  
245 409.997 for the previous 12 months.
- 246 6. The number of unlicensed placements for the previous  
247 month;
- 248 7. The percentages and trends for foster parent and group  
249 home recruitment and licensure for the previous month;
- 250 8. The percentage of families being served through family  
251 support, in-home, and out-of-home services for the previous  
252 month; and
- 253 9. The percentage of cases that converted from nonjudicial  
254 to judicial for the previous month.
- 255 10. Children's legal service staffing rates.
- 256 Section 4. Section 409.991, Florida Statutes, is repealed.  
257 Section 5. Section 409.9913, Florida Statutes, is created  
258 to read:
- 259 409.9913 Funding methodology to allocate funding to lead  
260 agencies.—
- 261 (1) As used in this section, the term:
- 262 (a) "Core services funding" means all funds allocated to  
263 lead agencies. The term does not include any of the following:
- 264 1. Funds appropriated for independent living services.  
265 2. Funds appropriated for maintenance adoption subsidies.  
266 3. Funds allocated by the department for child protective  
267 investigation service training.
- 268 4. Nonrecurring funds.  
269 5. Designated mental health wrap-around service funds.  
270 6. Funds for special projects for a designated lead agency.  
271 7. Funds appropriated for the Guardianship Assistance



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272 Program established under s. 39.6225.  
273 (b) "Operational and fixed costs" means:  
274 1. Administrative expenditures, including, but not limited  
275 to, information technology and human resources functions.  
276 2. Lease payments.  
277 3. Asset depreciation.  
278 4. Utilities.  
279 5. Administrative components of case management.  
280 6. Mandated activities such as training, quality  
281 improvement, or contract management.  
282 (2) The department shall develop, in collaboration with  
283 lead agencies and providers of child welfare services, a funding  
284 methodology for allocating core services funding to lead  
285 agencies which, at a minimum:  
286 (a) Is actuarially sound.  
287 (b) Is reimbursement based.  
288 (c) Is designed to incentivize efficient and effective lead  
289 agency operation, prevention, family preservation, and  
290 permanency.  
291 (d) Considers variable costs, including, but not limited  
292 to:  
293 1. Direct costs for in-home and out-of-home care for  
294 children served by the lead agencies.  
295 2. Direct costs for prevention services.  
296 3. Operational and fixed costs.  
297 (f) Is scaled regionally for cost-of-living factors.  
298 (3) The lead agencies and providers shall submit any  
299 detailed cost and expenditure data that the department requests  
300 for the development of the funding methodology.



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301       (4) The department shall submit a report to the Governor,  
302 the President of the Senate, and the Speaker of the House of  
303 Representatives by December 1, 2024, which, at a minimum:

304       (a) Describes a proposed funding methodology and formula  
305 that will provide for the annual budget of each lead agency,  
306 including, but not limited to, how the proposed methodology will  
307 meet the criteria in subsection (2).

308       (b) Describes the data used to develop the methodology, and  
309 the data that will be used to annually calculate the proposed  
310 lead agency budget.

311       (c) Specifies proposed rates and total allocations for each  
312 lead agency. The allocations must ensure that the total of all  
313 amounts allocated to lead agencies under the funding methodology  
314 does not exceed the total amount appropriated to lead agencies  
315 in the General Appropriations Act in the 2024-2025 fiscal year.

316       (d) Provides risk mitigation recommendations that ensure  
317 that lead agencies do not experience a reduction in funding that  
318 would be detrimental to operations or result in a reduction in  
319 services to children.

320       (5) By October 31 of each year, beginning in 2025, the  
321 department shall submit a report to the Governor, the President  
322 of the Senate, and the Speaker of the House of Representatives  
323 which includes recommendations for adjustments to the funding  
324 methodology for the next fiscal year, using the criteria in  
325 subsection (2) and basing the recommendations on, at a minimum,  
326 updated expenditure data, cost-of-living adjustments, market  
327 dynamics, or other catchment area variations. The total of all  
328 amounts proposed for allocation to lead agencies under the  
329 funding methodology for the next fiscal year may not exceed the



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330 total amount appropriated for core services funding in the  
331 current fiscal year's General Appropriations Act. The funding  
332 methodology must include risk mitigation strategies that ensure  
333 that lead agencies do not experience a reduction in funding that  
334 would be detrimental to operations or result in a reduction in  
335 services to children.

336 (6) (a) The requirements of this section do not replace, and  
337 must be in addition to, any requirements of chapter 216,  
338 including, but not limited to, submission of final legislative  
339 budget requests by the department under s. 216.023.

340 (b) The data and reports required under subsections (4) and  
341 (5) may also include proposed rates and total allocations for  
342 each lead agency which reflect any additional core services  
343 funding for lead agencies which is requested by the department  
344 under s. 216.023.

345 (7) (a) Beginning with the 2025-2026 fiscal year, the  
346 Legislature shall allocate funding to lead agencies through the  
347 General Appropriations Act with due consideration of the funding  
348 methodology developed under this section.

349 (b) The department may not change the allocation of funds  
350 to a lead agency as provided in the General Appropriations Act  
351 without legislative approval. The department may approve  
352 additional risk pool funding for a lead agency as provided under  
353 s. 409.990.

354 (8) The department shall provide to the Governor, the  
355 President of the Senate, and the Speaker of the House of  
356 Representatives monthly reports from July through October 2024  
357 which provide updates on activities and progress in developing  
358 the funding methodology.



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359 Section 6. Subsections (1) and (3) of section 409.992,  
360 Florida Statutes, are amended to read:

361 409.992 Lead agency expenditures.—

362 (1) The procurement of commodities or contractual services  
363 by lead agencies is shall be governed by the financial  
364 guidelines developed by the department and must comply with  
365 applicable state and federal law and follow good business  
366 practices. Pursuant to s. 11.45, the Auditor General may provide  
367 technical advice in the development of the financial guidelines.

368 (a)1. Lead agencies shall competitively procure all  
369 contracts, consistent with the federal simplified acquisition  
370 threshold.

371 2. Lead agencies shall competitively procure all contracts  
372 in excess of \$35,000 with related parties.

373 3. Financial penalties or sanctions, as established by the  
374 department and incorporated into the contract, shall be imposed  
375 by the department for noncompliance with applicable local,  
376 state, or federal law for the procurement of commodities or  
377 contractual services.

378 (b) The contract between the department and the lead agency  
379 must delineate the rights and obligations of the lead agency  
380 concerning the acquisition, transfer, or other disposition of  
381 real property. At a minimum, the contract must:

382 1. Require the lead agency to follow all federal law on the  
383 acquisition, improvement, transfer, or disposition of real  
384 property acquired by the lead agency using federal dollars.

385 2. Require the department to obtain the rights to and  
386 ownership of all real property acquired by the lead agency using  
387 state funds.



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388       3. Require the department to approve any sale, transfer, or  
389 disposition of real property acquired and held by the lead  
390 agency using state funds.

391       4. Require the department to retain all rights to and  
392 ownership of all real property acquired with state funds and  
393 held by the lead agency upon termination of the lead agency  
394 contract.

395       (3) Notwithstanding any other provision of law, a  
396 community-based care lead agency administrative employee may not  
397 receive a salary, whether base pay or base pay combined with any  
398 bonus or incentive payments, in excess of 150 percent of the  
399 annual salary paid to the secretary of the Department of  
400 Children and Families from state-appropriated funds, including  
401 state-appropriated federal funds. This limitation applies  
402 regardless of the number of contracts a community-based care  
403 lead agency may execute with the department. This subsection  
404 does not prohibit any party from providing cash that is not from  
405 appropriated state funds to a community-based care lead agency  
406 administrative employee.

407       Section 7. Paragraph (d) of subsection (1) of section  
408 409.994, Florida Statutes, is amended to read:

409       409.994 Community-based care lead agencies; receivership.-

410       (1) The Department of Children and Families may petition a  
411 court of competent jurisdiction for the appointment of a  
412 receiver for a community-based care lead agency established  
413 pursuant to s. 409.987 if any of the following conditions exist:

414       (d) The lead agency cannot meet, or is unlikely to meet,  
415 its current financial obligations to its employees, contractors,  
416 or foster parents. Issuance of bad checks or the existence of



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417 delinquent obligations for payment of salaries, utilities, or  
418 invoices for essential services or commodities constitutes ~~shall~~  
419 ~~constitute~~ prima facie evidence that the lead agency lacks the  
420 financial ability to meet its financial obligations.

421 Section 8. Paragraph (d) of subsection (1) of section  
422 409.996, Florida Statutes, is amended to read:

423 409.996 Duties of the Department of Children and Families.—  
424 The department shall contract for the delivery, administration,  
425 or management of care for children in the child protection and  
426 child welfare system. In doing so, the department retains  
427 responsibility for the quality of contracted services and  
428 programs and shall ensure that, at a minimum, services are  
429 delivered in accordance with applicable federal and state  
430 statutes and regulations and the performance standards and  
431 metrics specified in the strategic plan created under s.  
432 20.19(1).

433 (1) The department shall enter into contracts with lead  
434 agencies for the performance of the duties by the lead agencies  
435 established in s. 409.988. At a minimum, the contracts must do  
436 all of the following:

437 (d) Provide for contractual actions ~~tiered interventions~~  
438 ~~and graduated penalties~~ for failure to comply with contract  
439 terms or in the event of performance deficiencies, as determined  
440 appropriate by the department.

441 1. Such contractual actions ~~must interventions and~~  
442 ~~penalties shall~~ include, but are not limited to:

443 a.1. Enhanced monitoring and reporting.

444 b.2. Corrective action plans.

445 c.3. Requirements to accept technical assistance and



446 consultation from the department under subsection (6).

447 ~~d.4.~~ Financial penalties, which shall require a lead agency  
448 to ~~direct~~~~reallocate~~ funds from administrative costs to the  
449 department. The department shall use collected funds to support  
450 and provide services to children and families in the geographic  
451 service area of the lead agency from which the funds were  
452 obtained~~direct care for children.~~

453 ~~e.5.~~ Early termination of contracts, as provided in s.  
454 402.7305(3)(f) ~~s. 402.1705(3)(f).~~

455 2. No later than January 1, 2025, the department shall  
456 ensure that each lead agency contract executed includes a list  
457 of financial penalties for failure to comply with contractual  
458 requirements.

459 Section 9. The Department of Children and Families shall  
460 submit a report to the Governor, the President of the Senate,  
461 and the Speaker of the House of Representatives on rules and  
462 policies adopted and other actions taken to implement the  
463 requirements of this act. The first such report must be due  
464 September 30, 2024, and the second such report must be due  
465 February 1, 2025.

466 Section 10. This act shall take effect July 1, 2024.

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

468 And the title is amended as follows:

469 Delete everything before the enacting clause  
470 and insert:

471 A bill to be entitled  
472 An act relating to community-based child welfare  
473 agencies; amending s. 409.016, F.S.; defining the term  
474 "management functions"; amending s. 409.987, F.S.;



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475 revising requirements for contracts the Department of  
476 Children and Families has with community-based care  
477 lead agencies; revising requirements for an entity to  
478 serve as a lead agency; providing duties for board  
479 members of lead agencies; requiring that lead agencies  
480 ensure that board members participate in certain  
481 annual training; requiring the posting of a fidelity  
482 bond; revising the definition of the term "conflict of  
483 interest"; defining the term "related party";  
484 requiring the lead agency's board of directors to  
485 disclose any known or potential conflicts of interest;  
486 prohibiting a lead agency from entering into a  
487 contract or being a party to any transaction with  
488 related parties if a conflict of interest is not  
489 properly disclosed; prohibiting a lead agency from  
490 entering into a contract or being a party to any  
491 transaction with related parties for officer or  
492 director level staffing to perform management  
493 functions; authorizing a lead agency to enter into  
494 certain contracts or be a party to certain  
495 transactions so long as any conflict of interest is  
496 properly disclosed; requiring contractual penalties on  
497 lead agencies for undisclosed conflicts of interest;  
498 providing applicability; requiring certain contracts  
499 to be repurchased; authorizing the department to recoup  
500 lead agency expenses for the execution of certain  
501 contracts; amending s. 409.988, F.S.; revising lead  
502 agency duties; repealing s. 409.991, F.S., relating to  
503 allocation of funds for community-based care lead



504 agencies; creating s. 409.9913, F.S.; providing  
505 definitions; requiring the department, in  
506 collaboration with the lead agencies and providers of  
507 child welfare services, to develop a specific funding  
508 methodology for the allocation of core services that  
509 meets certain criteria; requiring the lead agencies  
510 and providers of child welfare services to submit to  
511 the department certain financial information;  
512 requiring the department to submit to the Governor and  
513 the Legislature certain reports by the established  
514 deadlines; subjecting the allocation of core services  
515 to the requirements of ch. 216, F.S.; authorizing the  
516 department to include certain rates and total  
517 allocations in certain reports; requiring the  
518 Legislature to allocate funding to the lead agencies  
519 with due consideration of the funding methodology,  
520 beginning with the 2025-2026 fiscal year; prohibiting  
521 the department from changing a lead agency's  
522 allocation of funds provided in the General  
523 Appropriations Act without legislative approval;  
524 authorizing the department to approve certain risk  
525 pool funding for a lead agency; requiring the  
526 department to submit to the Governor and the  
527 Legislature certain reports by the established  
528 deadlines; amending s. 409.992, F.S.; revising  
529 requirements for lead agency practices in the  
530 procurement of commodities and contractual services;  
531 requiring the department to impose certain penalties  
532 for a lead agency's noncompliance with applicable



533 procurement law; requiring the contract between the  
534 department and the lead agency to specify the rights  
535 and obligations to real property held by the lead  
536 agency during the term of the contract; providing  
537 applicability of certain limitations on the salaries  
538 of community-based care lead agency administrative  
539 employees; amending s. 409.994, F.S.; revising the  
540 conditions under which the department may petition a  
541 court for the appointment of a receiver for a  
542 community-based care lead agency; amending s. 409.996,  
543 F.S.; revising requirements for contracts between the  
544 department and lead agencies; revising the actions the  
545 department may take under certain circumstances;  
546 making a technical change; providing duties of the  
547 department; providing reporting requirements;  
548 providing an effective date.