

Amendment No.

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WITHDRAWN	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 Campbell offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

8 Section 1. Present subsection (6) of section 420.621,
 9 Florida Statutes, is redesignated as subsection (7), and a new
 10 subsection (6) is added to that section, to read:

11 420.621 Definitions.—As used in ss. 420.621-420.628, the
 12 term:

13 (6) "Person with lived experience" means any person with
 14 current or past experience of homelessness as defined in 24
 15 C.F.R. s. 578.3, including individuals who have accessed or
 16 sought homeless services while fleeing domestic violence.

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17 Section 2. Section 420.6241, Florida Statutes, is created
18 to read:

19 420.6241 Person with lived experience.-

20 (1) LEGISLATIVE FINDINGS.-The Legislature finds that the
21 ability to provide adequate homeless services is limited due to
22 a shortage of professionals and paraprofessionals in the field.
23 Persons with the lived experience of homelessness are qualified
24 to provide effective support services because they share common
25 life experiences with the people they assist. A person with
26 lived experience may have a criminal history that prevents him
27 or her from meeting background screening requirements.

28 (2) QUALIFICATIONS.-A person may seek certification as a
29 person with lived experience if he or she has received homeless
30 services. A Continuum of Care lead agency serving the homeless
31 will include documentation of the homeless services received
32 when requesting a background check of the applicant.

33 (3) DUTIES OF THE DEPARTMENT.-The department shall ensure
34 that an applicant's background screening required for achieving
35 certification is conducted as provided in subsection (4).

36 (4) BACKGROUND SCREENING.-

37 (a) The background screening conducted under this
38 subsection must ensure that the qualified applicant, during the
39 previous 3 years, has not been arrested for and is awaiting
40 final disposition of, been found guilty of, regardless of
41 adjudication, or entered a plea of nolo contendere or guilty to,

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42 or been adjudicated delinquent and the record has not been
43 sealed or expunged for, any felony.

44 (b) The background screening conducted under this
45 subsection must ensure that the qualified applicant has not been
46 arrested for and is awaiting final disposition of, been found
47 guilty of, regardless of adjudication, or entered a plea of nolo
48 contendere or guilty to, or been adjudicated delinquent and the
49 record has not been sealed or expunged for, any offense
50 prohibited under any of the following state laws or similar laws
51 of another jurisdiction:

52 1. Section 393.135, relating to sexual misconduct with
53 certain developmentally disabled clients and reporting of such
54 sexual misconduct.

55 2. Section 394.4593, relating to sexual misconduct with
56 certain mental health patients and reporting of such sexual
57 misconduct.

58 3. Section 409.920, relating to Medicaid provider fraud,
59 if the offense was a felony of the first or second degree.

60 4. Section 415.111, relating to abuse, neglect, or
61 exploitation of vulnerable adults.

62 5. Any offense that constitutes domestic violence as
63 defined in s. 741.28.

64 6. Section 777.04, relating to attempts, solicitation, and
65 conspiracy to commit an offense listed in this paragraph.

66 7. Section 782.04, relating to murder.

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67 8. Section 782.07, relating to manslaughter, aggravated
68 manslaughter of an elderly person or a disabled adult,
69 aggravated manslaughter of a child, or aggravated manslaughter
70 of an officer, a firefighter, an emergency medical technician,
71 or a paramedic.

72 9. Section 782.071, relating to vehicular homicide.

73 10. Section 782.09, relating to killing an unborn child by
74 injury to the mother.

75 11. Chapter 784, relating to assault, battery, and
76 culpable negligence, if the offense was a felony.

77 12. Section 787.01, relating to kidnapping.

78 13. Section 787.02, relating to false imprisonment.

79 14. Section 787.025, relating to luring or enticing a
80 child.

81 15. Section 787.04(2), relating to leading, taking,
82 enticing, or removing a minor beyond state limits, or concealing
83 the location of a minor, with criminal intent pending custody
84 proceedings.

85 16. Section 787.04(3), relating to leading, taking,
86 enticing, or removing a minor beyond state limits, or concealing
87 the location of a minor, with criminal intent pending dependency
88 proceedings or proceedings concerning alleged abuse or neglect
89 of a minor.

90 17. Section 790.115(1), relating to exhibiting firearms or
91 weapons within 1,000 feet of a school.

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92 18. Section 790.115(2) (b), relating to possessing an
93 electric weapon or device, a destructive device, or any other
94 weapon on school property.

95 19. Section 794.011, relating to sexual battery.

96 20. Former s. 794.041, relating to prohibited acts of
97 persons in familial or custodial authority.

98 21. Section 794.05, relating to unlawful sexual activity
99 with certain minors.

100 22. Section 794.08, relating to female genital mutilation.

101 23. Section 796.07, relating to procuring another to
102 commit prostitution, except for those offenses expunged pursuant
103 to s. 943.0583.

104 24. Section 798.02, relating to lewd and lascivious
105 behavior.

106 25. Chapter 800, relating to lewdness and indecent
107 exposure.

108 26. Section 806.01, relating to arson.

109 27. Section 810.02, relating to burglary, if the offense
110 was a felony of the first degree.

111 28. Section 810.14, relating to voyeurism, if the offense
112 was a felony.

113 29. Section 810.145, relating to video voyeurism, if the
114 offense was a felony.

115 30. Section 812.13, relating to robbery.

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- 116 31. Section 812.131, relating to robbery by sudden
117 snatching.
- 118 32. Section 812.133, relating to carjacking.
- 119 33. Section 812.135, relating to home-invasion robbery.
- 120 34. Section 817.034, relating to communications fraud, if
121 the offense was a felony of the first degree.
- 122 35. Section 817.234, relating to false and fraudulent
123 insurance claims, if the offense was a felony of the first or
124 second degree.
- 125 36. Section 817.50, relating to fraudulently obtaining
126 goods or services from a health care provider and false reports
127 of a communicable disease.
- 128 37. Section 817.505, relating to patient brokering.
- 129 38. Section 817.568, relating to fraudulent use of
130 personal identification, if the offense was a felony of the
131 first or second degree.
- 132 39. Section 825.102, relating to abuse, aggravated abuse,
133 or neglect of an elderly person or a disabled adult.
- 134 40. Section 825.1025, relating to lewd or lascivious
135 offenses committed upon or in the presence of an elderly person
136 or a disabled person.
- 137 41. Section 825.103, relating to exploitation of an
138 elderly person or a disabled adult, if the offense was a felony.
- 139 42. Section 826.04, relating to incest.

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140 43. Section 827.03, relating to child abuse, aggravated
141 child abuse, or neglect of a child.

142 44. Section 827.04, relating to contributing to the
143 delinquency or dependency of a child.

144 45. Former s. 827.05, relating to negligent treatment of
145 children.

146 46. Section 827.071, relating to sexual performance by a
147 child.

148 47. Section 831.30, relating to fraud in obtaining
149 medicinal drugs.

150 48. Section 831.31, relating to the sale, manufacture,
151 delivery, or possession with intent to sell, manufacture, or
152 deliver any counterfeit controlled substance, if the offense was
153 a felony.

154 49. Section 843.01, relating to resisting arrest with
155 violence.

156 50. Section 843.025, relating to depriving a law
157 enforcement, correctional, or correctional probation officer of
158 the means of protection or communication.

159 51. Section 843.12, relating to aiding in an escape.

160 52. Section 843.13, relating to aiding in the escape of
161 juvenile inmates of correctional institutions.

162 53. Chapter 847, relating to obscenity.

163 54. Section 874.05, relating to encouraging or recruiting
164 another to join a criminal gang.

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165 55. Chapter 893, relating to drug abuse prevention and
166 control, if the offense was a felony of the second degree or
167 greater severity.

168 56. Section 895.03, relating to racketeering and
169 collection of unlawful debts.

170 57. Section 896.101, relating to the Florida Money
171 Laundering Act.

172 58. Section 916.1075, relating to sexual misconduct with
173 certain forensic clients and reporting of such sexual
174 misconduct.

175 59. Section 944.35(3), relating to inflicting cruel or
176 inhuman treatment on an inmate, resulting in great bodily harm.

177 60. Section 944.40, relating to escape.

178 61. Section 944.46, relating to harboring, concealing, or
179 aiding an escaped prisoner.

180 62. Section 944.47, relating to introduction of contraband
181 into a correctional institution.

182 63. Section 985.701, relating to sexual misconduct in
183 juvenile justice programs.

184 64. Section 985.711, relating to introduction of
185 contraband into a detention facility.

186 (5) EXEMPTION REQUESTS.—An applicant who desires to become
187 a certified person with lived experience but is disqualified
188 under subsection (4) may apply to the department for an
189 exemption from disqualification pursuant to s. 435.07, as

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190 applicable. The department shall accept or reject an application
191 for exemption within 90 days after receiving the application.

192 Section 3. This act shall take effect July 1, 2024.

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

196 Remove everything before the enacting clause and insert:
197 An act relating to persons with lived experience; amending s.
198 420.621, F.S.; defining the term "person with lived experience";
199 creating s. 420.6241, F.S.; providing legislative findings and
200 intent; providing qualifications for certification as a person
201 with lived experience; requiring the Department of Children and
202 Families to conduct background screening; specifying
203 disqualifying offenses for a person applying for certification;
204 authorizing a person who does not meet background screening
205 requirements to request an exemption from disqualification from
206 the department; providing an effective date.