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LEGISLATIVE ACTION

Senate

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House

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Floor: 1/AD/2R

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04/16/2010 11:14 AM

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Senator Haridopolos moved the following:

Senate Amendment (with title amendment)

Between lines 51 and 52

insert:

Section 2. Subsection (5) of section 393.18, Florida Statutes, is amended, and subsection (6) is added to that section, to read:

393.18 Comprehensive transitional education program.—A comprehensive transitional education program is a group of jointly operating centers or units, the collective purpose of which is to provide a sequential series of educational care, training, treatment, habilitation, and rehabilitation services to persons who have developmental disabilities and who have



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14 severe or moderate maladaptive behaviors. However, this section
15 does not require such programs to provide services only to
16 persons with developmental disabilities. All such services shall
17 be temporary in nature and delivered in a structured residential
18 setting, having the primary goal of incorporating the principle
19 of self-determination in establishing permanent residence for
20 persons with maladaptive behaviors in facilities that are not
21 associated with the comprehensive transitional education
22 program. The staff shall include behavior analysts and teachers,
23 as appropriate, who shall be available to provide services in
24 each component center or unit of the program. A behavior analyst
25 must be certified pursuant to s. 393.17.

26 (5) ~~This section shall authorize~~ Licensure is authorized
27 for comprehensive transitional education programs which by July
28 1, 1989:

29 (a) Were in actual operation; or

30 (b) Owned a fee simple interest in real property for which
31 a county or city government has approved zoning allowing for the
32 placement of the facilities described in this subsection, and
33 have registered an intent with the agency to operate a
34 comprehensive transitional education program. However, nothing
35 prohibits ~~shall prohibit~~ the assignment by such a registrant to
36 another entity at a different site within the state, if so long
37 ~~as~~ there is compliance with the all criteria of this program and
38 local zoning requirements and ~~provided that~~ each residential
39 facility within the component centers or units of the program
40 authorized under this paragraph does not exceed a capacity of 15
41 persons.

42 (6) Notwithstanding subsection (5), in order to maximize



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43 federal revenues and provide for children needing special
44 behavioral services, the agency may authorize the licensure of a
45 facility that:

46 (a) Provides residential services for children who have
47 developmental disabilities along with significant behavioral
48 problems; and

49 (b) As of July 1, 2010, serve children who were served by
50 the child welfare system and who have an open case in the
51 automated child welfare system of the Department of Children and
52 Family Services.

53
54 The facility must be in compliance with all program criteria and
55 local zoning requirements and may not exceed a capacity of 15
56 children.

57
58 ===== T I T L E A M E N D M E N T =====

59 And the title is amended as follows:

60 Delete line 7

61 and insert:

62 planned residential community; amending s. 393.18,
63 F.S.; authorizing the agency to issue a license as a
64 comprehensive transitional education program to serve
65 children who have severe behavioral conditions;
66 amending s. 419.001,