

1 A bill to be entitled
2 An act relating to state economic development
3 entities; amending s. 445.002, F.S.; defining the
4 terms "for cause" and "state board"; amending s.
5 445.003, F.S.; replacing CareerSource Florida, Inc.,
6 with the state board or the Department of Economic
7 Opportunity in provisions relating to the
8 implementation of the federal Workforce Innovation and
9 Opportunity Act; authorizing, rather than requiring,
10 certain funds to be reserved for the Incumbent Worker
11 Training Program; conforming provisions to changes
12 made by the act; authorizing the state board to hire a
13 director and staff; requiring the state board to
14 authorize the director and staff to work with the
15 department for specified reasons; amending s. 445.004,
16 F.S.; revising provisions relating to the operation of
17 CareerSource Florida, Inc.; revising the purpose of
18 CareerSource Florida, Inc.; providing purpose for the
19 state board; revising the organizational structure of
20 CareerSource Florida, Inc.; providing requirements for
21 the organizational structure of the state board;
22 providing the state board with powers and authority
23 previously held by CareerSource Florida, Inc.;;
24 revising the requirements related to such powers and
25 authority; requiring the state board, rather than

26 CareerSource Florida, Inc., to submit an annual report
27 to the Governor and the Legislature; authorizing the
28 Auditor General to conduct an audit of the state board
29 and programs or entities created by the state board;
30 requiring the state board, rather than CareerSource
31 Florida, Inc., to establish certain uniform
32 performance accountability measures; requiring the
33 state board, in consultation with the department, to
34 design the workforce development strategy for the
35 state; requiring that the strategy be approved by the
36 Governor; revising requirements relating to the
37 workforce development system; authorizing the
38 department to consult with the state board to issue
39 certain technical assistance letters; amending s.
40 445.006, F.S.; requiring that the state board, rather
41 than CareerSource Florida, Inc., take certain actions
42 relating to the state plan for workforce development;
43 amending s. 445.007, F.S.; replacing CareerSource
44 Florida, Inc., with the state board or the department
45 in provisions relating to local workforce development
46 boards; deleting the definition of the term "cause";
47 authorizing a chief elected official for a local
48 workforce development board to remove certain persons
49 from the board for cause; requiring the department to
50 provide certain guidance to specified entities;

51 deleting an obsolete provision; making technical
52 changes; amending s. 445.0071, F.S.; replacing
53 CareerSource Florida, Inc., with the state board or
54 the department in provisions relating to the Florida
55 Youth Summer Jobs Pilot Program; amending s. 445.008,
56 F.S.; revising authority relating to the Workforce
57 Training Institute; requiring that certain donations
58 and grants be reported to the state board and the
59 department; amending s. 445.009, F.S.; replacing
60 CareerSource Florida, Inc., with the state board or
61 the department in provisions relating to one-stop
62 delivery systems; deleting an obsolete provision;
63 amending s. 445.011, F.S.; replacing CareerSource
64 Florida, Inc., with the department in provisions
65 relating to workforce information systems; requiring
66 the department to consult with the state board in
67 implementing certain automated information systems;
68 deleting a provision requiring CareerSource Florida,
69 Inc., to take certain actions when procuring workforce
70 information systems; amending s. 445.014, F.S.;
71 replacing CareerSource Florida, Inc., with the state
72 board in provisions relating to the establishment of
73 one-stop delivery systems; amending s. 445.021, F.S.;
74 replacing CareerSource Florida, Inc., with the state
75 board in provisions relating to the relocation

76 assistance program; amending s. 445.022, F.S.;

77 replacing CareerSource Florida, Inc., with the state

78 board in provisions relating to Retention Incentive

79 Training Accounts; amending s. 445.024, F.S.;

80 replacing CareerSource Florida, Inc., with the state

81 board in provisions relating to certain contract

82 exceptions; amending s. 445.026, F.S.; replacing

83 CareerSource Florida, Inc., with the state board in

84 provisions relating to cash assistance severance

85 benefits; amending s. 445.028, F.S.; replacing

86 CareerSource Florida, Inc., with the department in

87 provisions relating to transitional benefits and

88 services; amending s. 445.030, F.S.; replacing

89 CareerSource Florida, Inc., with the state board in

90 provisions relating to transitional education and

91 training; amending s. 445.033, F.S.; replacing

92 CareerSource Florida, Inc., with the state board in

93 provisions relating to evaluations of TANF-funding

94 programs; amending s. 445.035, F.S.; replacing

95 CareerSource Florida, Inc., with the state board in

96 provisions relating to data collection and reporting;

97 amending s. 445.048, F.S.; replacing CareerSource

98 Florida, Inc., with the state board in provisions

99 relating to the Passport to Economic Progress program;

100 amending s. 445.051, F.S.; replacing CareerSource

101 Florida, Inc., with the state board in provisions
102 relating to individual development accounts; amending
103 s. 445.055, F.S.; replacing CareerSource Florida,
104 Inc., with the state board in provisions relating to
105 the establishment of an employment advocacy and
106 assistance program targeting a certain group; amending
107 ss. 11.45, 288.901, 331.369, 413.405, 414.045,
108 420.622, 443.171, 443.181, 446.71, 1011.80, and
109 1011.801, F.S.; conforming provisions to changes made
110 by the act; amending s. 20.60, F.S.; requiring the
111 executive director of the department to serve as the
112 chair of the board of directors of the Florida
113 Development Finance Corporation; requiring the
114 department to include specified information in its
115 annual report and develop annual performance standards
116 for the corporation; conforming provisions to changes
117 made by the act; amending s. 288.9604, F.S.; revising
118 the membership of the board of directors of the
119 corporation; conforming provisions to changes made by
120 the act; providing for future repeals; requiring the
121 current chair and vice chair of the board of directors
122 of the corporation to serve as appointed directors
123 after a specified date; providing construction;
124 amending s. 288.9610, F.S.; requiring the corporation
125 to submit an annual report containing specified

126 information to the department; providing that certain
127 contracts and interlocal agreements remain in effect
128 and binding under certain circumstances; providing an
129 effective date.

130

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

132

133 Section 1. Subsections (2) and (3) of section 445.002,
134 Florida Statutes, are renumbered as subsections (3) and (5),
135 respectively, and new subsections (2) and (4) are added to that
136 section to read:

137 445.002 Definitions.—As used in this chapter, the term:

138 (2) "For cause" includes, but is not limited to, engaging
139 in fraud or other criminal acts, incapacity, unfitness, neglect
140 of duty, official incompetence and irresponsibility,
141 misfeasance, malfeasance, nonfeasance, or lack of performance.

142 (4) "State board" means the state workforce development
143 board established pursuant to the Workforce Innovation and
144 Opportunity Act, Pub. L. No. 113-128, Title I, s. 101. The state
145 board shall be supported by CareerSource Florida, Inc., which
146 works at the direction of the state board in consultation with
147 the department as required by this chapter.

148 Section 2. Subsections (2), (3), (4), and (5) of section
149 445.003, Florida Statutes, are amended, and subsection (6) is
150 added to that section, to read:

151 445.003 Implementation of the federal Workforce Innovation
 152 and Opportunity Act.—

153 (2) FOUR-YEAR PLAN.—The state board ~~CareerSource Florida,~~
 154 ~~Inc.~~, shall prepare and submit a 4-year plan, consistent with
 155 the requirements of the Workforce Innovation and Opportunity
 156 Act. Mandatory and optional federal partners shall be fully
 157 involved in designing the plan's one-stop delivery system
 158 strategy. The plan must clearly define each program's statewide
 159 duties and role relating to the system. The plan must detail a
 160 process that would fully integrate all federally mandated and
 161 optional partners.

162 (3) FUNDING.—

163 (a) Title I, Workforce Innovation and Opportunity Act
 164 funds; Wagner-Peyser funds; and NAFTA/Trade Act funds will be
 165 expended based on the 4-year plan of the state board
 166 ~~CareerSource Florida, Inc.~~ The plan must outline and direct the
 167 method used to administer and coordinate various funds and
 168 programs that are operated by various agencies. The following
 169 provisions apply to these funds:

170 1. At least 50 percent of the Title I funds for Adults and
 171 Dislocated Workers which are passed through to local workforce
 172 development boards shall be allocated to and expended on
 173 Individual Training Accounts unless a local workforce
 174 development board obtains a waiver from the state board
 175 ~~CareerSource Florida, Inc.~~ Tuition, books, and fees of training

176 providers and other training services prescribed and authorized
177 by the Workforce Innovation and Opportunity Act qualify as
178 Individual Training Account expenditures.

179 2. Fifteen percent of Title I funding shall be retained at
180 the state level and dedicated to state administration and shall
181 be used to design, develop, induce, and fund innovative
182 Individual Training Account pilots, demonstrations, and
183 programs. Of such funds retained at the state level, \$2 million
184 may ~~shall~~ be reserved for the Incumbent Worker Training Program
185 created under subparagraph 3. Eligible state administration
186 costs include the costs of funding for the state board and state
187 board staff ~~of CareerSource Florida, Inc.~~; operating fiscal,
188 compliance, and management accountability systems through the
189 department CareerSource Florida, Inc.; conducting evaluation and
190 research on workforce development activities; and providing
191 technical and capacity building assistance to local workforce
192 development areas at the direction of the state board
193 ~~CareerSource Florida, Inc.~~ Notwithstanding s. 445.004, such
194 administrative costs may not exceed 25 percent of these funds.
195 An amount not to exceed 75 percent of these funds shall be
196 allocated to Individual Training Accounts and other workforce
197 development strategies for other training designed and tailored
198 by the department in consultation with the state board
199 ~~CareerSource Florida, Inc.~~, including, but not limited to,
200 programs for incumbent workers, nontraditional employment, and

201 enterprise zones. The department, in consultation with the state
202 board CareerSource Florida, Inc., shall design, adopt, and fund
203 Individual Training Accounts for distressed urban and rural
204 communities.

205 3. The Incumbent Worker Training Program is created for
206 the purpose of providing grant funding for continuing education
207 and training of incumbent employees at existing Florida
208 businesses. The program will provide reimbursement grants to
209 businesses that pay for preapproved, direct, training-related
210 costs.

211 a. The Incumbent Worker Training Program will be
212 administered by CareerSource Florida, Inc., which may, at its
213 discretion, contract with a private business organization to
214 serve as grant administrator.

215 b. The program shall be administered pursuant to s.
216 134(d)(4) of the Workforce Innovation and Opportunity Act.
217 Priority for funding shall be given to businesses with 25
218 employees or fewer, businesses in rural areas, businesses in
219 distressed inner-city areas, businesses in a qualified targeted
220 industry, businesses whose grant proposals represent a
221 significant upgrade in employee skills, or businesses whose
222 grant proposals represent a significant layoff avoidance
223 strategy.

224 c. All costs reimbursed by the program must be preapproved
225 by CareerSource Florida, Inc., or the grant administrator. The

226 program may not reimburse businesses for trainee wages, the
227 purchase of capital equipment, or the purchase of any item or
228 service that may possibly be used outside the training project.
229 A business approved for a grant may be reimbursed for
230 preapproved, direct, training-related costs including tuition,
231 fees, books and training materials, and overhead or indirect
232 costs not to exceed 5 percent of the grant amount.

233 d. A business that is selected to receive grant funding
234 must provide a matching contribution to the training project,
235 including, but not limited to, wages paid to trainees or the
236 purchase of capital equipment used in the training project; must
237 sign an agreement with CareerSource Florida, Inc., or the grant
238 administrator to complete the training project as proposed in
239 the application; must keep accurate records of the project's
240 implementation process; and must submit monthly or quarterly
241 reimbursement requests with required documentation.

242 e. All Incumbent Worker Training Program grant projects
243 shall be performance-based with specific measurable performance
244 outcomes, including completion of the training project and job
245 retention. CareerSource Florida, Inc., or the grant
246 administrator shall withhold the final payment to the grantee
247 until a final grant report is submitted and all performance
248 criteria specified in the grant contract have been achieved.

249 f. The state board ~~CareerSource Florida, Inc.,~~ may
250 establish guidelines necessary to implement the Incumbent Worker

251 Training Program.

252 g. No more than 10 percent of the Incumbent Worker
253 Training Program's total appropriation may be used for overhead
254 or indirect purposes.

255 4. At least 50 percent of Rapid Response funding shall be
256 dedicated to Intensive Services Accounts and Individual Training
257 Accounts for dislocated workers and incumbent workers who are at
258 risk of dislocation. The department ~~CareerSource Florida, Inc.,~~
259 shall also maintain an Emergency Preparedness Fund from Rapid
260 Response funds, which will immediately issue Intensive Service
261 Accounts, Individual Training Accounts, and other federally
262 authorized assistance to eligible victims of natural or other
263 disasters. At the direction of the Governor, these Rapid
264 Response funds shall be released to local workforce development
265 boards for immediate use after events that qualify under federal
266 law. Funding shall also be dedicated to maintain a unit at the
267 state level to respond to Rapid Response emergencies and to work
268 with state emergency management officials and local workforce
269 development boards. All Rapid Response funds must be expended
270 based on a plan developed by the state board in consultation
271 with the department ~~CareerSource Florida, Inc.,~~ and approved by
272 the Governor.

273 (b) The administrative entity for Title I, Workforce
274 Innovation and Opportunity Act funds, and Rapid Response
275 activities is the department ~~of Economic Opportunity,~~ which

276 shall provide direction to local workforce development boards
 277 regarding Title I programs and Rapid Response activities
 278 ~~pursuant to the direction of CareerSource Florida, Inc.~~

279 (4) FEDERAL REQUIREMENTS, EXCEPTIONS AND REQUIRED
 280 MODIFICATIONS.—

281 (a) The state board ~~CareerSource Florida, Inc.,~~ may
 282 provide indemnification from audit liabilities to local
 283 workforce development boards that act in full compliance with
 284 state law and board policy.

285 (b) The state board, in consultation with the department
 286 ~~CareerSource Florida, Inc.,~~ may make modifications to the
 287 state's plan, policies, and procedures to comply with federally
 288 mandated requirements that in its judgment must be complied with
 289 to maintain funding provided pursuant to Pub. L. No. 113-128.
 290 The state board shall provide written notice to the Governor,
 291 the President of the Senate, and the Speaker of the House of
 292 Representatives within 30 days after any such changes or
 293 modifications.

294 (c) The state board ~~CareerSource Florida, Inc.,~~ shall
 295 enter into a memorandum of understanding with the Florida
 296 Department of Education to ensure that federally mandated
 297 requirements of Pub. L. No. 113-128 are met and are in
 298 compliance with the state plan for workforce development.

299 (5) LONG-TERM CONSOLIDATION OF WORKFORCE DEVELOPMENT.—The
 300 state board ~~CareerSource Florida, Inc.,~~ may recommend workforce-

301 related divisions, bureaus, units, programs, duties,
 302 commissions, boards, and councils for elimination,
 303 consolidation, or privatization.

304 (6) AUTHORITY TO HIRE DIRECTOR AND STAFF.—The state board
 305 may hire a director and staff to assist in carrying out the
 306 functions of the Workforce Innovation and Opportunity Act and in
 307 using funds made available through the act. The state board
 308 shall authorize the director and staff to work with the
 309 department in carrying out the functions of the Workforce
 310 Innovation and Opportunity Act.

311 Section 3. Section 445.004, Florida Statutes, is amended
 312 to read:

313 445.004 CareerSource Florida, Inc., and the state board;
 314 creation; purpose; membership; duties and powers.—

315 (1) CareerSource Florida, Inc., is created as a not-for-
 316 profit corporation, which shall be registered, incorporated,
 317 organized, and operated in compliance with chapter 617 and shall
 318 operate at the direction of the state board. CareerSource

319 Florida, Inc., is not a unit or entity of state government and
 320 is exempt from chapters 120 and 287. CareerSource Florida, Inc.,
 321 shall apply the procurement and expenditure procedures required
 322 by federal law for the expenditure of federal funds.

323 CareerSource Florida, Inc., shall be administratively housed
 324 within the department and shall operate under agreement with ~~of~~
 325 ~~Economic Opportunity; however, CareerSource Florida, Inc., is~~

326 ~~not subject to control, supervision, or direction by the~~
327 ~~department in any manner.~~ The Legislature finds that public
328 policy dictates that CareerSource Florida, Inc., operate in the
329 most open and accessible manner consistent with its public
330 purpose. To this end, the Legislature specifically declares that
331 CareerSource Florida, Inc., its board, councils, and any
332 advisory committees or similar groups created by CareerSource
333 Florida, Inc., are subject to the provisions of chapter 119
334 relating to public records, and those provisions of chapter 286
335 relating to public meetings.

336 (2) CareerSource Florida, Inc., provides administrative
337 support for the state board, ~~is~~ the principal workforce policy
338 organization for the state. The purpose of the state board
339 ~~CareerSource Florida, Inc.,~~ is to design and implement
340 strategies that help Floridians enter, remain in, and advance in
341 the workplace, so that they may become more highly skilled and
342 successful, which benefits these Floridians, Florida businesses,
343 and the entire state, and fosters the development of the state's
344 business climate. CareerSource Florida, Inc., shall, consistent
345 with its agreement with the department, implement the policy
346 directives of the state board and administer state workforce
347 development programs as authorized by law.

348 (3) (a) ~~CareerSource Florida, Inc., shall be governed by a~~
349 ~~board of directors, whose membership and appointment must be~~
350 ~~consistent with Pub. L. No. 113-128, Title I, s. 101(b).~~ Members

351 of the state board described in Pub. L. No. 113-128, Title I, s.
352 101(b) (1) (C) (iii) (I) (aa) are ~~shall be~~ nonvoting members. The
353 number of members is ~~directors shall be~~ determined by the
354 Governor, who shall consider the importance of minority, gender,
355 and geographic representation in making appointments to the
356 state board. When the Governor is in attendance, he or she shall
357 preside at all meetings of the state board ~~of directors~~.

358 (b) The state board ~~of directors of CareerSource Florida,~~
359 ~~Inc.~~, shall be chaired by a ~~board~~ member designated by the
360 Governor pursuant to Pub. L. No. 113-128. A member may not serve
361 more than two terms.

362 (c) Members appointed by the Governor may serve no more
363 than two terms and must be appointed for 3-year terms. However,
364 in order to establish staggered terms for board members, the
365 Governor shall appoint or reappoint one-third of the board
366 members for 1-year terms, one-third of the board members for 2-
367 year terms, and one-third of the board members for 3-year terms
368 beginning July 1, 2016. Subsequent appointments or
369 reappointments shall be for 3-year terms, except that a member
370 appointed to fill a vacancy on the board shall be appointed to
371 serve only the remainder of the term of the member whom he or
372 she is replacing, and may be appointed for a subsequent 3-year
373 term. Private sector representatives of businesses, appointed by
374 the Governor pursuant to Pub. L. No. 113-128, shall constitute a
375 majority of the membership of the board. Private sector

376 representatives shall be appointed from nominations received by
377 the Governor, including, but not limited to, those nominations
378 made by the President of the Senate and the Speaker of the House
379 of Representatives. Private sector appointments to the state
380 board must be representative of the business community of this
381 state; no fewer than one-half of the appointments must be
382 representative of small businesses, and at least five members
383 must have economic development experience. Members appointed by
384 the Governor serve at the pleasure of the Governor and are
385 eligible for reappointment.

386 (d) The state board must include the vice chairperson of
387 the board of directors of Enterprise Florida, Inc., and one
388 member representing each of the Workforce Innovation and
389 Opportunity Act partners, including the Division of Career and
390 Adult Education, and other entities representing programs
391 identified in the Workforce Innovation and Opportunity Act, as
392 determined necessary.

393 (e) A member of the state board ~~of directors of~~
394 ~~CareerSource Florida, Inc.~~ may be removed by the Governor for
395 cause. Absence from three consecutive meetings results in
396 automatic removal. The chair of the state board ~~CareerSource~~
397 ~~Florida, Inc.~~ shall notify the Governor of such absences.

398 (f) Representatives of businesses appointed to the state
399 board ~~of directors~~ may not include providers of workforce
400 services.

401 (g) The state board serves as the board of directors of
402 CareerSource Florida, Inc. The state board shall hire an
403 executive director for CareerSource Florida, Inc. The executive
404 director serves as the president, the chief executive officer,
405 and an employee of CareerSource Florida, Inc. The president of
406 CareerSource Florida, Inc., serves at the pleasure of the
407 Governor.

408 ~~(4)(a) The president of CareerSource Florida, Inc., shall~~
409 ~~be hired by the board of directors of CareerSource Florida,~~
410 ~~Inc., and shall serve at the pleasure of the Governor in the~~
411 ~~capacity of an executive director and secretary of CareerSource~~
412 ~~Florida, Inc.~~

413 ~~(a)(b)~~ The state board ~~of directors of CareerSource~~
414 ~~Florida, Inc.,~~ shall meet at least quarterly and at other times
415 upon the call of its chair. The state board and its committees,
416 subcommittees, or other subdivisions may use any method of
417 telecommunications to conduct meetings, including establishing a
418 quorum through telecommunications, if the public is given proper
419 notice of the telecommunications meeting and is given reasonable
420 access to observe and, if appropriate, participate.

421 ~~(b)(e)~~ A majority of the total current membership of the
422 state board ~~of directors of CareerSource Florida, Inc.,~~
423 constitutes a quorum and is required to organize and conduct the
424 business of the state board, except that a majority of the
425 executive committee is required to adopt or amend the bylaws.

426 ~~(d) A majority of those voting is required to organize and~~
427 ~~conduct the business of the board, except that a majority of the~~
428 ~~entire board of directors is required to adopt or amend the~~
429 ~~bylaws.~~

430 (c)~~(e)~~ Except as delegated or authorized by the state
431 ~~board of directors of CareerSource Florida, Inc.,~~ individual
432 members have no authority to control or direct the operations of
433 CareerSource Florida, Inc., or the actions of its officers and
434 employees, ~~including the president.~~

435 (d)~~(f)~~ Members of the state board ~~of directors of~~
436 ~~CareerSource Florida, Inc.,~~ and its committees serve without
437 compensation, but these members and, ~~the president,~~ and ~~the~~
438 employees of CareerSource Florida, Inc., may be reimbursed for
439 all reasonable, necessary, and actual expenses as provided under
440 ~~pursuant to~~ s. 112.061.

441 (e)~~(g)~~ The state board shall ~~of directors of CareerSource~~
442 ~~Florida, Inc.,~~ may establish an executive committee consisting
443 of the chair and at least six additional ~~board~~ members selected
444 by the chair, one of whom must be a representative of organized
445 labor. The executive committee and the president of CareerSource
446 Florida, Inc., have such authority as the state board delegates
447 to them, except that the state board ~~of directors~~ may not
448 delegate to the executive committee authority to take action
449 that requires approval by a majority of the entire state board
450 ~~of directors.~~

451 ~~(f)-(h)~~ The chair may appoint committees to fulfill the
452 state board's responsibilities, to comply with federal
453 requirements, or to obtain technical assistance, and must
454 incorporate members of local workforce development boards into
455 its structure.

456 ~~(g)-(i)~~ Each member of the state board ~~of directors~~ who is
457 not otherwise required to file a financial disclosure under
458 ~~pursuant to~~ s. 8, Art. II of the State Constitution or s.
459 112.3144 must file disclosure of financial interests under
460 ~~pursuant to~~ s. 112.3145.

461 (5) The state board has ~~CareerSource Florida, Inc., shall~~
462 ~~have~~ all the powers and authority not explicitly prohibited by
463 statute which are necessary or convenient to carry out and
464 effectuate its purposes as determined by statute, Pub. L. No.
465 113-128, and the Governor, as well as its functions, duties, and
466 responsibilities, including, but not limited to, the following:

467 (a) Serving as the state's workforce development board
468 pursuant to Pub. L. No. 113-128. Unless otherwise required by
469 federal law, at least 90 percent of workforce development
470 funding must go toward direct customer service.

471 (b) Providing ~~oversight and~~ policy direction to ensure
472 that the following programs are administered by the department
473 consistent in compliance with approved plans ~~and under contract~~
474 ~~with CareerSource Florida, Inc.:~~

475 1. Programs authorized under Title I of the Workforce

476 Innovation and Opportunity Act, Pub. L. No. 113-128, with the
477 exception of programs funded directly by the United States
478 Department of Labor under Title I, s. 167.

479 2. Programs authorized under the Wagner-Peyser Act of
480 1933, as amended, 29 U.S.C. ss. 49 et seq.

481 3. Activities authorized under Title II of the Trade Act
482 of 2002, as amended, 19 U.S.C. ss. 2272 et seq., and the Trade
483 Adjustment Assistance Program.

484 4. Activities authorized under 38 U.S.C. chapter 41,
485 including job counseling, training, and placement for veterans.

486 5. Employment and training activities carried out under
487 funds awarded to this state by the United States Department of
488 Housing and Urban Development.

489 6. Welfare transition services funded by the Temporary
490 Assistance for Needy Families Program, created under the
491 Personal Responsibility and Work Opportunity Reconciliation Act
492 of 1996, as amended, Pub. L. No. 104-193, and Title IV, s. 403,
493 of the Social Security Act, as amended.

494 7. The Florida Bonding Program, provided under Pub. L. No.
495 97-300, s. 164(a)(1).

496 8. The Food Assistance Employment and Training Program,
497 provided under the Food and Nutrition Act of 2008, 7 U.S.C. ss.
498 2011-2032; the Food Security Act of 1988, Pub. L. No. 99-198;
499 ~~and the Hunger Prevention Act, Pub. L. No. 100-435; and the~~
500 Agriculture Improvement Act of 2018, Pub. L. No. 115-334.

501 9. The Quick-Response Training Program, provided under ss.
 502 288.046-288.047. Matching funds and in-kind contributions that
 503 are provided by clients of the Quick-Response Training Program
 504 ~~shall~~ count toward the requirements of s. 288.904, pertaining to
 505 the return on investment from activities of Enterprise Florida,
 506 Inc.

507 10. The Work Opportunity Tax Credit, provided under the
 508 Tax and Trade Relief Extension Act of 1998, Pub. L. No. 105-277,
 509 and the Taxpayer Relief Act of 1997, Pub. L. No. 105-34.

510 11. Offender placement services, provided under ss.
 511 944.707-944.708.

512 ~~(e)~~
 513 The department may adopt rules necessary to administer this
 514 chapter which relate to implementing and administering the
 515 programs listed in this paragraph ~~(b)~~ as well as rules related
 516 to eligible training providers and auditing and monitoring
 517 subrecipients of the workforce system grant funds.

518 (c) ~~(d)~~ Contracting with public and private entities as
 519 necessary to further the directives of this section. All
 520 contracts executed by the state board or CareerSource Florida,
 521 Inc., must include specific performance expectations and
 522 deliverables. All ~~CareerSource Florida, Inc.,~~ contracts,
 523 including those solicited, managed, or paid by the department
 524 under ~~pursuant to~~ s. 20.60(5)(c), are exempt from s. 112.061,
 525 but shall be governed by subsection (1).

526 (d)-(e) Notifying the Governor and the department of
 527 statewide or local workforce development and training needs that
 528 may require policy changes or an update to the state plan
 529 required under s. 445.003, and notifying the Governor, the
 530 President of the Senate, and the Speaker of the House of
 531 Representatives of noncompliance by the department or other
 532 agencies or obstruction of the state board's efforts by such
 533 agencies. Upon such notification, the Executive Office of the
 534 Governor shall assist agencies to bring them into compliance
 535 with state board objectives.

536 (e)-(f) Ensuring that the state does not waste valuable
 537 training resources. The state board's policy is ~~board shall~~
 538 ~~direct~~ that all resources, including equipment purchased for
 539 training Workforce Innovation and Opportunity Act clients, be
 540 available for use at all times by eligible populations as first
 541 priority users. At times when eligible populations are not
 542 available, such resources shall be used for any other state-
 543 authorized education and training purpose. The state board
 544 ~~CareerSource Florida, Inc.,~~ may authorize expenditures to award
 545 suitable framed certificates, pins, or other tokens of
 546 recognition for performance by a local workforce development
 547 board, its committees and subdivisions, and other units of the
 548 workforce system. The state board ~~CareerSource Florida, Inc.,~~
 549 may also authorize expenditures for promotional items, such as
 550 t-shirts, hats, or pens printed with messages promoting the

551 state's workforce system to employers, job seekers, and program
552 participants. However, such expenditures are subject to federal
553 regulations applicable to the expenditure of federal funds.

554 (f)~~(g)~~ Establishing a dispute resolution process for all
555 memoranda of understanding or other contracts or agreements
556 entered into between the department and local workforce
557 development boards.

558 (g)~~(h)~~ Archiving records with the Bureau of Archives and
559 Records Management of the Division of Library and Information
560 Services of the Department of State.

561 (6) The state board ~~CareerSource Florida, Inc.~~, may take
562 action that it deems necessary to achieve the purposes of this
563 section, including, but not limited to:

564 (a) Creating a state employment, education, and training
565 policy that ensures that programs to prepare workers are
566 responsive to present and future business and industry needs and
567 complement the initiatives of Enterprise Florida, Inc.

568 (b) Establishing policy direction for a funding system
569 that provides incentives to improve the outcomes of career
570 education, registered apprenticeship, and work-based learning
571 programs and that focuses resources on occupations related to
572 new or emerging industries that add greatly to the value of the
573 state's economy.

574 (c) Establishing a comprehensive policy related to the
575 education and training of target populations such as those who

576 | have disabilities, are economically disadvantaged, receive
577 | public assistance, are not proficient in English, or are
578 | dislocated workers. This approach should ensure the effective
579 | use of federal, state, local, and private resources in reducing
580 | the need for public assistance.

581 | (d) Designating Institutes of Applied Technology composed
582 | of public and private postsecondary institutions working
583 | together with business and industry to ensure that career
584 | education programs use the most advanced technology and
585 | instructional methods available and respond to the changing
586 | needs of business and industry.

587 | (e) Providing policy direction for a system to project and
588 | evaluate labor market supply and demand using the results of the
589 | Workforce Estimating Conference created in s. 216.136 and the
590 | career education performance standards identified under s.
591 | 1008.43.

592 | (f) Reviewing the performance of public programs that are
593 | responsible for economic development, education, employment, and
594 | training. The review must include an analysis of the return on
595 | investment of these programs.

596 | (g) Expanding the occupations identified by the Workforce
597 | Estimating Conference to meet needs created by local emergencies
598 | or plant closings or to capture occupations within emerging
599 | industries.

600 | (7) By December 1 of each year, the state board

601 ~~CareerSource Florida, Inc.~~, shall submit to the Governor, the
602 President of the Senate, the Speaker of the House of
603 Representatives, the Senate Minority Leader, and the House
604 Minority Leader a complete and detailed annual report setting
605 forth:

606 (a) All audits, including any audit conducted under
607 subsection (8).

608 (b) The operations and accomplishments of the state board,
609 including the programs or entities specified in subsection (6).

610 (8) Pursuant to his or her own authority or at the
611 direction of the Legislative Auditing Committee, the Auditor
612 General may conduct an audit of the state board and CareerSource
613 Florida, Inc., or the programs or entities created by the state
614 board ~~CareerSource Florida, Inc.~~. The Office of Program Policy
615 Analysis and Government Accountability, pursuant to its
616 authority or at the direction of the Legislative Auditing
617 Committee, may review the systems and controls related to
618 performance outcomes and quality of services of the state board
619 and CareerSource Florida, Inc.

620 (9) The state board ~~CareerSource Florida, Inc.~~, in
621 collaboration with the local workforce development boards and
622 appropriate state agencies and local public and private service
623 providers, shall establish uniform performance accountability
624 measures that apply across the core programs to gauge the
625 performance of the state and local workforce development boards

626 in achieving the workforce development strategy.

627 (a) The performance accountability measures for the core
628 programs consist of the primary indicators of performance, any
629 additional indicators of performance, and a state-adjusted level
630 of performance for each indicator pursuant to Pub. L. No. 113-
631 128, Title I, s. 116(b).

632 (b) The performance accountability measures for each local
633 area consist of the primary indicators of performance, any
634 additional indicators of performance, and a local level of
635 performance for each indicator pursuant to Pub. L. No. 113-128.
636 The local level of performance is determined by the local board,
637 the chief elected official, and the Governor pursuant to Pub. L.
638 No. 113-128, Title I, s. 116(c).

639 (c) Performance accountability measures shall be used to
640 generate performance reports pursuant to Pub. L. No. 113-128,
641 Title I, s. 116(d).

642 (d) The performance accountability measures of success
643 that are adopted by the state board ~~CareerSource Florida, Inc.,~~
644 or the local workforce development boards must be developed in a
645 manner that provides for an equitable comparison of the relative
646 success or failure of any service provider in terms of positive
647 outcomes.

648 (10) The workforce development strategy for the state
649 shall be designed by the state board, in consultation with the
650 department, and approved by the Governor ~~CareerSource Florida,~~

651 ~~Inc.~~ The strategy must include efforts that enlist business,
652 education, and community support for students to achieve long-
653 term career goals, ensuring that young people have the academic
654 and occupational skills required to succeed in the workplace.
655 The strategy must also assist employers in upgrading or updating
656 the skills of their employees and assisting workers to acquire
657 the education or training needed to secure a better job with
658 better wages. The strategy must assist the state's efforts to
659 attract and expand job-creating businesses offering high-paying,
660 high-demand occupations.

661 (11) The workforce development system must encourage ~~use a~~
662 ~~charter-process approach aimed at encouraging~~ local design and
663 control of service delivery and targeted activities. The state
664 board, in consultation with the department CareerSource Florida,
665 ~~Inc., is shall be~~ responsible for ensuring that ~~granting~~
666 ~~charters to~~ local workforce development boards ~~that~~ have a
667 membership consistent with the requirements of federal and state
668 law and have developed a plan consistent with the state's
669 workforce development strategy. The plan must specify methods
670 for allocating the resources and programs in a manner that
671 eliminates unwarranted duplication, minimizes administrative
672 costs, meets the existing job market demands and the job market
673 demands resulting from successful economic development
674 activities, ensures access to quality workforce development
675 services for all Floridians, allows for pro rata or partial

676 distribution of benefits and services, prohibits the creation of
677 a waiting list or other indication of an unserved population,
678 serves as many individuals as possible within available
679 resources, and maximizes successful outcomes. The state board ~~As~~
680 ~~part of the charter process, CareerSource Florida, Inc.,~~ shall
681 establish incentives for effective coordination of federal and
682 state programs, outline rewards for successful job placements,
683 and institute collaborative approaches among local service
684 providers. ~~Local decisionmaking and control shall be important~~
685 ~~components for inclusion in this charter application.~~

686 (12) CareerSource Florida, Inc., under the direction of
687 the state board, shall enter into agreement with Space Florida
688 and collaborate with vocational institutes, community colleges,
689 colleges, and universities in this state to develop a workforce
690 development strategy to implement the workforce provisions of s.
691 331.3051.

692 (13) The department may consult with the state board to
693 issue technical assistance letters on the operation of federal
694 programs and the expenditure of federal funds by the state board
695 or any local workforce development board. A technical assistance
696 letter must be in writing, must be posted on the department's
697 website, and remains in effect until superseded or terminated. A
698 technical assistance letter is not a rule of general
699 applicability under s. 120.54 and is not a declaratory statement
700 issued under s. 120.565 or an order issued under s. 120.569.

701 Section 120.53 does not apply to technical assistance letters.

702 Section 4. Section 445.006, Florida Statutes, is amended
703 to read:

704 445.006 State plan for workforce development.—

705 (1) STATE PLAN.—The state board ~~CareerSource Florida,~~
706 ~~Inc.~~, in conjunction with state and local partners in the
707 workforce system, shall develop a state plan that produces an
708 educated and skilled workforce. The state plan must consist of
709 strategic and operational planning elements. The state plan
710 shall be submitted by the Governor to the United States
711 Department of Labor pursuant to the requirements of Pub. L. No.
712 113-128.

713 (2) STRATEGIC PLANNING ELEMENTS.—The state board
714 ~~CareerSource Florida, Inc.~~, in conjunction with state and local
715 partners in the workforce system, shall develop strategic
716 planning elements, pursuant to Pub. L. No. 113-128, Title I, s.
717 102, for the state plan.

718 (a) The strategic planning elements of the state plan must
719 include, but need not be limited to, strategies for:

720 1. Fulfilling the workforce system goals and strategies
721 prescribed in s. 445.004;

722 2. Aggregating, integrating, and leveraging workforce
723 system resources;

724 3. Coordinating the activities of federal, state, and
725 local workforce system partners;

726 4. Addressing the workforce needs of small businesses; and
 727 5. Fostering the participation of rural communities and
 728 distressed urban cores in the workforce system.

729 (b) The strategic planning elements must include criteria
 730 for allocating workforce resources to local workforce
 731 development boards. With respect to allocating funds to serve
 732 customers of the welfare transition program, such criteria may
 733 include weighting factors that indicate the relative degree of
 734 difficulty associated with securing and retaining employment
 735 placements for specific subsets of the welfare transition
 736 caseload.

737 (3) OPERATIONAL PLANNING ELEMENTS.—The state board
 738 ~~CareerSource Florida, Inc.~~, in conjunction with state and local
 739 partners in the workforce system, shall develop operational
 740 planning elements, pursuant to Pub. L. No. 113-128, Title I, s.
 741 102, for the state plan.

742 Section 5. Subsection (1), paragraph (b) of subsection
 743 (2), and subsections (3) through (7) and (9) through (13) of
 744 section 445.007, Florida Statutes, are amended, and paragraph
 745 (c) is added to subsection (2) of that section, to read:

746 445.007 Local workforce development boards.—

747 (1) One local workforce development board shall be
 748 appointed in each designated service delivery area and shall
 749 serve as the local workforce development board pursuant to Pub.
 750 L. No. 113-128. The membership of the local board must be

751 consistent with Pub. L. No. 113-128, Title I, s. 107(b). If a
752 public education or training provider is represented on the
753 local board, a representative of a private education provider
754 must also be appointed to the local board. The state board
755 ~~CareerSource Florida, Inc.~~, may waive this requirement if
756 requested by a local workforce development board if it is
757 demonstrated that such representatives do not exist in the
758 region. The importance of minority and gender representation
759 shall be considered when making appointments to the local board.
760 The local board, its committees, subcommittees, and
761 subdivisions, and other units of the workforce system, including
762 units that may consist in whole or in part of local governmental
763 units, may use any method of telecommunications to conduct
764 meetings, including establishing a quorum through
765 telecommunications, provided that the public is given proper
766 notice of the telecommunications meeting and reasonable access
767 to observe and, when appropriate, participate. Local workforce
768 development boards are subject to chapters 119 and 286 and s.
769 24, Art. I of the State Constitution. If the local workforce
770 development board enters into a contract with an organization or
771 individual represented on the local board ~~of directors~~, the
772 contract must be approved by a two-thirds vote of the local
773 board, a quorum having been established, and the local board
774 member who could benefit financially from the transaction must
775 abstain from voting on the contract. A local board member must

776 disclose any such conflict in a manner that is consistent with
777 the procedures outlined in s. 112.3143. Each member of a local
778 workforce development board who is not otherwise required to
779 file a full and public disclosure of financial interests under
780 ~~pursuant to~~ s. 8, Art. II of the State Constitution or s.
781 112.3144 shall file a statement of financial interests under
782 ~~pursuant to~~ s. 112.3145. The executive director or designated
783 person responsible for the operational and administrative
784 functions of the local workforce development board who is not
785 otherwise required to file a full and public disclosure of
786 financial interests under ~~pursuant to~~ s. 8, Art. II of the State
787 Constitution or s. 112.3144 shall file a statement of financial
788 interests under ~~pursuant to~~ s. 112.3145.

789 (2)

790 (b) The Governor may remove a member of the local board,
791 the executive director of the local board, or the designated
792 person responsible for the operational and administrative
793 functions of the local board for cause. ~~As used in this~~
794 ~~paragraph, the term "cause" includes, but is not limited to,~~
795 ~~engaging in fraud or other criminal acts, incapacity, unfitness,~~
796 ~~neglect of duty, official incompetence and irresponsibility,~~
797 ~~misfeasance, malfeasance, nonfeasance, or lack of performance.~~

798 (c) The chief elected official for the local workforce
799 development board may remove a member of the local board, the
800 executive director of the local board, or the designated person

801 responsible for the operational and administrative functions of
802 the local board for cause.

803 (3) The department ~~of Economic Opportunity, under the~~
804 ~~direction of CareerSource Florida, Inc.,~~ shall assign staff to
805 meet with each local workforce development board annually to
806 review the local board's performance and to certify that the
807 local board is in compliance with applicable state and federal
808 law.

809 (4) In addition to the duties and functions specified by
810 the state board CareerSource Florida, Inc., and by the
811 interlocal agreement approved by the local county or city
812 governing bodies, the local workforce development board shall
813 have the following responsibilities:

814 (a) Develop, submit, ratify, or amend the local plan
815 pursuant to Pub. L. No. 113-128, Title I, s. 108 and this act.

816 (b) Conclude agreements necessary to designate the fiscal
817 agent and administrative entity. A public or private entity,
818 including an entity established under ~~pursuant to~~ s. 163.01,
819 which makes a majority of the appointments to a local workforce
820 development board may serve as the local board's administrative
821 entity if approved by the department CareerSource Florida, Inc.,
822 based upon a showing that a fair and competitive process was
823 used to select the administrative entity.

824 (c) ~~Complete assurances required for the charter process~~
825 ~~of CareerSource Florida, Inc.,~~ and Provide ongoing oversight

826 related to administrative costs, duplicated services, career
827 counseling, economic development, equal access, compliance and
828 accountability, and performance outcomes.

829 (d) Oversee the one-stop delivery system in its local
830 area.

831 (5) The department, in conjunction with the state board
832 ~~CareerSource Florida, Inc.~~, shall implement a training program
833 for the local workforce development boards to familiarize local
834 board members with the state's workforce development goals and
835 strategies.

836 (6) The local workforce development board shall designate
837 all local service providers and may not transfer this authority
838 to a third party. Consistent with the intent of the Workforce
839 Innovation and Opportunity Act, local workforce development
840 boards should provide the greatest possible choice of training
841 providers to those who qualify for training services. A local
842 workforce development board may not restrict the choice of
843 training providers based upon cost, location, or historical
844 training arrangements. However, a local board may restrict the
845 amount of training resources available to any one client. Such
846 restrictions may vary based upon the cost of training in the
847 client's chosen occupational area. The local workforce
848 development board may be designated as a one-stop operator and
849 direct provider of intake, assessment, eligibility
850 determinations, or other direct provider services except

851 training services. Such designation may occur only with the
852 agreement of the chief elected official and the Governor as
853 specified in 29 U.S.C. s. 2832(f)(2). The state board
854 ~~CareerSource Florida, Inc.~~ shall establish procedures by which
855 a local workforce development board may request permission to
856 operate under this section and the criteria under which such
857 permission may be granted. The criteria shall include, but need
858 not be limited to, a reduction in the cost of providing the
859 permitted services. Such permission shall be granted for a
860 period not to exceed 3 years for any single request submitted by
861 the local workforce development board.

862 (7) Local workforce development boards shall adopt a
863 committee structure consistent with applicable federal law and
864 state policies established by the state board ~~CareerSource~~
865 ~~Florida, Inc.~~

866 (9) For purposes of procurement, local workforce
867 development boards and their administrative entities are not
868 state agencies and are exempt from chapters 120 and 287. The
869 local workforce development boards shall apply the procurement
870 and expenditure procedures required by federal law and policies
871 of the department ~~of Economic Opportunity~~ and the state board
872 ~~CareerSource Florida, Inc.~~, for the expenditure of federal,
873 state, and nonpass-through funds. The making or approval of
874 smaller, multiple payments for a single purchase with the intent
875 to avoid or evade the monetary thresholds and procedures

876 | established by federal law and policies of the department ~~of~~
877 | ~~Economic Opportunity~~ and the state board CareerSource Florida,
878 | ~~Inc.~~, is grounds for removal for cause. Local workforce
879 | development boards, their administrative entities, committees,
880 | and subcommittees, and other workforce units may authorize
881 | expenditures to award suitable framed certificates, pins, or
882 | other tokens of recognition for performance by units of the
883 | workforce system. Local workforce development boards; their
884 | administrative entities, committees, and subcommittees; and
885 | other workforce units may authorize expenditures for promotional
886 | items, such as t-shirts, hats, or pens printed with messages
887 | promoting Florida's workforce system to employers, job seekers,
888 | and program participants. However, such expenditures are subject
889 | to federal regulations applicable to the expenditure of federal
890 | funds. All contracts executed by local workforce development
891 | boards must include specific performance expectations and
892 | deliverables.

893 | (10) State and federal funds provided to the local
894 | workforce development boards may not be used directly or
895 | indirectly to pay for meals, food, or beverages for ~~board~~
896 | members, staff, or employees of local workforce development
897 | boards, the state board CareerSource Florida, Inc., or the
898 | department ~~of Economic Opportunity~~ except as expressly
899 | authorized by state law. Preapproved, reasonable, and necessary
900 | per diem allowances and travel expenses may be reimbursed. Such

901 reimbursement shall be at the standard travel reimbursement
902 rates established in s. 112.061 and shall be in compliance with
903 all applicable federal and state requirements. The department
904 shall provide fiscal and programmatic guidance ~~CareerSource~~
905 ~~Florida, Inc., shall develop a statewide fiscal policy~~
906 ~~applicable~~ to the state board, CareerSource Florida, Inc., and
907 all local workforce development boards, to hold both the state
908 and local workforce development boards strictly accountable for
909 adherence to the policy and subject to regular and periodic
910 monitoring by the department ~~of Economic Opportunity, the~~
911 ~~administrative entity for CareerSource Florida, Inc.~~ Local
912 boards are prohibited from expending state or federal funds for
913 entertainment costs and recreational activities for local board
914 members and employees as these terms are defined by 2 C.F.R.
915 part 200 ~~230~~.

916 (11) To increase transparency and accountability, a local
917 workforce development board must comply with the requirements of
918 this section before contracting with a member of the local board
919 or a relative, as defined in s. 112.3143(1)(c), of a local board
920 member or of an employee of the local board. Such contracts may
921 not be executed before or without the prior approval of the
922 department ~~CareerSource Florida, Inc.~~ Such contracts, as well as
923 documentation demonstrating adherence to this section as
924 specified by the department ~~CareerSource Florida, Inc.,~~ must be
925 submitted to the department ~~of Economic Opportunity~~ for review

926 and approval ~~recommendation~~ according to criteria to be
927 ~~determined by CareerSource Florida, Inc.~~ Such a contract must be
928 approved by a two-thirds vote of the local board, a quorum
929 having been established; all conflicts of interest must be
930 disclosed before the vote; and any member who may benefit from
931 the contract, or whose relative may benefit from the contract,
932 must abstain from the vote. A contract under \$25,000 between a
933 local workforce development board and a member of that board or
934 between a relative, as defined in s. 112.3143(1)(c), of a local
935 board member or of an employee of the local board is not
936 required to have the prior approval of the department
937 ~~CareerSource Florida, Inc.~~, but must be approved by a two-thirds
938 vote of the local board, a quorum having been established, and
939 must be reported to the department ~~of Economic Opportunity~~ and
940 the state board CareerSource Florida, Inc., within 30 days after
941 approval. If a contract cannot be approved by the department
942 ~~CareerSource Florida, Inc.~~, a review of the decision to
943 disapprove the contract may be requested by the local workforce
944 development board or other parties to the disapproved contract.

945 (12) Each local workforce development board shall develop
946 a budget for the purpose of carrying out the duties of the local
947 board under this section, subject to the approval of the chief
948 elected official. Each local workforce development board shall
949 submit its annual budget for review to the department
950 ~~CareerSource Florida, Inc.~~, no later than 2 weeks after the

951 chair approves the budget.

952 ~~(13) By March 1, 2018, CareerSource Florida, Inc., shall~~
953 ~~establish regional planning areas in accordance with Pub. L. No.~~
954 ~~113-128, Title I, s. 106(a)(2). Local workforce development~~
955 ~~boards and chief elected officials within identified regional~~
956 ~~planning areas shall prepare a regional workforce development~~
957 ~~plan as required under Pub. L. No. 113-128, Title I, s.~~
958 ~~106(e)(2).~~

959 Section 6. Subsections (1) and (4) of section 445.0071,
960 Florida Statutes, are amended to read:

961 445.0071 Florida Youth Summer Jobs Pilot Program.—

962 (1) CREATION.—Contingent upon appropriations, there is
963 created the Florida Youth Summer Jobs Pilot Program within
964 workforce development district 22 served by the Broward
965 Workforce Development Board. The board shall, in consultation
966 with the state board ~~CareerSource Florida, Inc.~~, provide a
967 program offering at-risk and disadvantaged children summer jobs
968 in partnership with local communities and public employers.

969 (4) GOVERNANCE.—

970 (a) The pilot program shall be administered by the local
971 workforce development board in consultation with the state board
972 ~~CareerSource Florida, Inc.~~

973 (b) The local workforce development board shall report to
974 the state board and the department ~~CareerSource Florida, Inc.~~
975 the number of at-risk and disadvantaged children who enter the

976 program, the types of work activities they participate in, and
 977 the number of children who return to school, go on to
 978 postsecondary school, or enter the workforce full time at the
 979 end of the program. The state board ~~CareerSource Florida, Inc.,~~
 980 shall report to the Legislature by November 1 of each year on
 981 the performance of the program.

982 Section 7. Subsections (1) and (2) of section 445.008,
 983 Florida Statutes, are amended to read:

984 445.008 Workforce Training Institute.—

985 (1) The state board, through CareerSource Florida, Inc.,
 986 may create the Workforce Training Institute, which shall be a
 987 comprehensive program of workforce training courses designed to
 988 meet the unique needs of, and shall include Internet-based
 989 training modules suitable for and made available to,
 990 professionals integral to the workforce system, including
 991 advisors and counselors in educational institutions.

992 (2) The state board, through CareerSource Florida, Inc.,
 993 may enter into a contract for the provision of administrative
 994 support services for the institute and shall adopt policies for
 995 the administration and operation of the institute and establish
 996 admission fees in an amount which, in the aggregate, does not
 997 exceed the cost of the program. CareerSource Florida, Inc., may
 998 accept donations or grants of any type for any function or
 999 purpose of the institute. All donations and grants received by
 1000 CareerSource Florida, Inc., must be reported to the state board

1001 and the department.

1002 Section 8. Subsections (2), (3), and (4), paragraph (b) of
 1003 subsection (6), subsection (7), paragraphs (a), (c), and (d) of
 1004 subsection (8), and subsection (9) of section 445.009, Florida
 1005 Statutes, are amended to read:

1006 445.009 One-stop delivery system.—

1007 (2)(a) Subject to a process designed by the state board
 1008 ~~CareerSource Florida, Inc.~~, and in compliance with Pub. L. No.
 1009 113-128, local workforce development boards shall designate one-
 1010 stop delivery system operators.

1011 (b) A local workforce development board may designate as
 1012 its one-stop delivery system operator any public or private
 1013 entity that is eligible to provide services under any state or
 1014 federal workforce program that is a mandatory or discretionary
 1015 partner in the local workforce development area's one-stop
 1016 delivery system if approved by the department ~~CareerSource~~
 1017 ~~Florida, Inc.~~, upon a showing by the local workforce development
 1018 board that a fair and competitive process was used in the
 1019 selection. As a condition of authorizing a local workforce
 1020 development board to designate such an entity as its one-stop
 1021 delivery system operator, the department ~~CareerSource Florida,~~
 1022 ~~Inc.~~, must require the local workforce development board to
 1023 demonstrate that safeguards are in place to ensure that the one-
 1024 stop delivery system operator will not exercise an unfair
 1025 competitive advantage or unfairly refer or direct customers of

1026 | the one-stop delivery system to services provided by that one-
 1027 | stop delivery system operator. A local workforce development
 1028 | board may retain its current one-stop career center operator
 1029 | without further procurement action if the local board has an
 1030 | established one-stop career center that has complied with
 1031 | federal and state law.

1032 | (c) The local workforce development board must enter into
 1033 | a memorandum of understanding with each mandatory or optional
 1034 | partner participating in the one-stop delivery system which
 1035 | details the partner's required contribution to infrastructure
 1036 | costs, as required by Pub. L. No. 113-128, s. 121(h). ~~If the~~
 1037 | ~~local workforce development board and the one-stop partner are~~
 1038 | ~~unable to come to an agreement regarding infrastructure costs by~~
 1039 | ~~July 1, 2017, the costs shall be allocated pursuant to a policy~~
 1040 | ~~established by the Governor.~~

1041 | (3) Local workforce development boards shall enter into a
 1042 | memorandum of understanding with the department ~~of Economic~~
 1043 | ~~Opportunity~~ for the delivery of employment services authorized
 1044 | by the federal Wagner-Peyser Act. This memorandum of
 1045 | understanding must be performance based.

1046 | (a) Unless otherwise required by federal law, at least 90
 1047 | percent of the Wagner-Peyser funding must go into direct
 1048 | customer service costs.

1049 | (b) Employment services must be provided through the one-
 1050 | stop delivery system, under the guidance of one-stop delivery

1051 system operators. One-stop delivery system operators shall have
1052 overall authority for directing the staff of the workforce
1053 system. Personnel matters shall remain under the ultimate
1054 authority of the department. However, the one-stop delivery
1055 system operator shall submit to the department information
1056 concerning the job performance of employees of the department
1057 who deliver employment services. The department shall consider
1058 any such information submitted by the one-stop delivery system
1059 operator in conducting performance appraisals of the employees.

1060 (c) The department shall retain fiscal responsibility and
1061 accountability for the administration of funds allocated to the
1062 state under the Wagner-Peyser Act. An employee of the department
1063 who is providing services authorized under the Wagner-Peyser Act
1064 shall be paid using Wagner-Peyser Act funds.

1065 (4) One-stop delivery system partners shall enter into a
1066 memorandum of understanding pursuant to Pub. L. No. 113-128,
1067 Title I, s. 121, with the local workforce development board.
1068 Failure of a local partner to participate cannot unilaterally
1069 block the majority of partners from moving forward with their
1070 one-stop delivery system, and the state board, in conjunction
1071 with the department, may notify the Governor CareerSource
1072 Florida, Inc., pursuant to s. 445.004(5)(c), may make
1073 ~~notification~~ of a local partner that fails to participate.

1074 (6)

1075 (b) To expand electronic capabilities, the state board and

1076 | the department ~~CareerSource Florida, Inc.~~, working with local
 1077 | workforce development boards, shall develop a centralized help
 1078 | center to assist local workforce development boards in
 1079 | fulfilling core services, minimizing the need for fixed-site
 1080 | one-stop delivery system centers.

1081 | (7) Intensive services and training provided pursuant to
 1082 | Pub. L. No. 113-128 shall be provided to individuals through
 1083 | Intensive Service Accounts and Individual Training Accounts. The
 1084 | state board ~~CareerSource Florida, Inc.~~, shall develop an
 1085 | implementation plan, including identification of initially
 1086 | eligible training providers, transition guidelines, and criteria
 1087 | for use of these accounts. Individual Training Accounts must be
 1088 | compatible with Individual Development Accounts for education
 1089 | allowed in federal and state welfare reform statutes.

1090 | (8) (a) Individual Training Accounts must be expended on
 1091 | programs that prepare people to enter high-wage occupations
 1092 | identified by the Workforce Estimating Conference created by s.
 1093 | 216.136, and on other programs recommended by the state board
 1094 | and approved by the department ~~as approved by CareerSource~~
 1095 | ~~Florida, Inc.~~

1096 | (c) The department ~~CareerSource Florida, Inc.~~, shall
 1097 | periodically review Individual Training Account pricing
 1098 | schedules developed by local workforce development boards and
 1099 | present findings and recommendations for process improvement to
 1100 | the President of the Senate and the Speaker of the House of

1101 Representatives.

1102 (d) To the maximum extent possible, training providers
 1103 shall use funding sources other than the funding provided under
 1104 Pub. L. No. 113-128. The state board ~~CareerSource Florida, Inc.~~,
 1105 shall develop a system to encourage the leveraging of
 1106 appropriated resources for the workforce system and shall report
 1107 on such efforts as part of the required annual report.

1108 (9) (a) The state board ~~CareerSource Florida, Inc.~~, working
 1109 with the department, shall coordinate among the agencies a plan
 1110 for a One-Stop Electronic Network made up of one-stop delivery
 1111 system centers and other partner agencies that are operated by
 1112 authorized public or private for-profit or not-for-profit
 1113 agents. The plan shall identify resources within existing
 1114 revenues to establish and support this electronic network for
 1115 service delivery that includes Government Services Direct. If
 1116 necessary, the plan shall identify additional funding needed to
 1117 achieve the provisions of this subsection.

1118 (b) The network shall assure that a uniform method is used
 1119 to determine eligibility for and management of services provided
 1120 by agencies that conduct workforce development activities. The
 1121 Department of Management Services shall develop strategies to
 1122 allow access to the databases and information management systems
 1123 of the following systems in order to link information in those
 1124 databases with the one-stop delivery system:

- 1125 1. The Reemployment Assistance Program under chapter 443.

1126 2. The public employment service described in s. 443.181.

1127 3. The public assistance information system used by the
 1128 Department of Children and Families and the components related
 1129 to temporary cash assistance, food assistance, and Medicaid
 1130 eligibility.

1131 4. The Student Financial Assistance System of the
 1132 Department of Education.

1133 5. Enrollment in the public postsecondary education
 1134 system.

1135 6. Other information systems determined appropriate by the
 1136 state board, in consultation with the department ~~CareerSource~~
 1137 ~~Florida, Inc.~~

1138 Section 9. Section 445.011, Florida Statutes, is amended
 1139 to read:

1140 445.011 Workforce information systems.—

1141 (1) The department, in consultation with the state board
 1142 ~~CareerSource Florida, Inc.~~, shall implement, subject to
 1143 legislative appropriation, automated information systems that
 1144 are necessary for the efficient and effective operation and
 1145 management of the workforce development system. These
 1146 information systems shall include, but need not be limited to,
 1147 the following:

1148 (a) An integrated management system for the one-stop
 1149 service delivery system, which includes, at a minimum, common
 1150 registration and intake, screening for needs and benefits, case

1151 | planning and tracking, training benefits management, service and
1152 | training provider management, performance reporting, executive
1153 | information and reporting, and customer-satisfaction tracking
1154 | and reporting.

1155 | 1. The system should report current budgeting,
1156 | expenditure, and performance information for assessing
1157 | performance related to outcomes, service delivery, and financial
1158 | administration for workforce programs pursuant to s. 445.004(5)
1159 | and (9).

1160 | 2. The information system should include auditable systems
1161 | and controls to ensure financial integrity and valid and
1162 | reliable performance information.

1163 | 3. The system should support service integration and case
1164 | management by providing for case tracking for participants in
1165 | welfare transition programs.

1166 | (b) An automated job-matching information system that is
1167 | accessible to employers, job seekers, and other users via the
1168 | Internet, and that includes, at a minimum:

1169 | 1. Skill match information, including skill gap analysis;
1170 | resume creation; job order creation; skill tests; job search by
1171 | area, employer type, and employer name; and training provider
1172 | linkage;

1173 | 2. Job market information based on surveys, including
1174 | local, state, regional, national, and international occupational
1175 | and job availability information; and

1176 3. Service provider information, including education and
 1177 training providers, child care facilities and related
 1178 information, health and social service agencies, and other
 1179 providers of services that would be useful to job seekers.

1180 (2) The department ~~In procuring workforce information~~
 1181 ~~systems, CareerSource Florida, Inc., shall employ competitive~~
 1182 ~~processes, including requests for proposals, competitive~~
 1183 ~~negotiation, and other competitive processes to ensure that the~~
 1184 ~~procurement results in the most cost-effective investment of~~
 1185 ~~state funds.~~

1186 ~~(3) CareerSource Florida, Inc.,~~ may procure independent
 1187 verification and validation services associated with developing
 1188 and implementing any workforce information system.

1189 ~~(3)-(4)~~ The department ~~CareerSource Florida, Inc.,~~ shall
 1190 coordinate development and implementation of workforce
 1191 information systems with the state chief information officer to
 1192 ensure compatibility with the state's information system
 1193 strategy and enterprise architecture.

1194 Section 10. Subsections (1) and (3) of section 445.014,
 1195 Florida Statutes, are amended to read:

1196 445.014 Small business workforce service initiative.—

1197 (1) Subject to legislative appropriation, the state board
 1198 ~~CareerSource Florida, Inc.,~~ shall establish a program to
 1199 encourage local workforce development boards to establish one-
 1200 stop delivery systems that maximize the provision of workforce

1201 and human-resource support services to small businesses. Under
 1202 the program, a local workforce development board may apply, on a
 1203 competitive basis, for funds to support the provision of such
 1204 services to small businesses through the local workforce
 1205 development area's one-stop delivery system.

1206 (3) The state board ~~CareerSource Florida, Inc.~~, shall
 1207 establish guidelines governing the administration of this
 1208 program and shall establish criteria to be used in evaluating
 1209 applications for funding. Such criteria must include, but need
 1210 not be limited to, a showing that the local workforce
 1211 development board has in place a detailed plan for establishing
 1212 a one-stop delivery system designed to meet the workforce needs
 1213 of small businesses and for leveraging other funding sources in
 1214 support of such activities.

1215 Section 11. Paragraphs (b), (c), and (d) of subsection (2)
 1216 and subsection (4) of section 445.021, Florida Statutes, are
 1217 amended to read:

1218 445.021 Relocation assistance program.—

1219 (2) The relocation assistance program shall involve five
 1220 steps by the local workforce development board, in cooperation
 1221 with the Department of Children and Families:

1222 (b) A determination that there is a basis for believing
 1223 that relocation will contribute to the ability of the applicant
 1224 to achieve self-sufficiency. For example, the applicant:

1225 1. Is unlikely to achieve economic self-sufficiency at the

1226 | current community of residence;

1227 | 2. Has secured a job that provides an increased salary or
 1228 | improved benefits and that requires relocation to another
 1229 | community;

1230 | 3. Has a family support network that will contribute to
 1231 | job retention in another community;

1232 | 4. Is determined, pursuant to criteria or procedures
 1233 | established by the state board ~~of directors of CareerSource~~
 1234 | ~~Florida, Inc.~~, to be a victim of domestic violence who would
 1235 | experience reduced probability of further incidents through
 1236 | relocation; or

1237 | 5. Must relocate in order to receive education or training
 1238 | that is directly related to the applicant's employment or career
 1239 | advancement.

1240 | (c) Establishment of a relocation plan that includes such
 1241 | requirements as are necessary to prevent abuse of the benefit
 1242 | and provisions to protect the safety of victims of domestic
 1243 | violence and avoid provisions that place them in anticipated
 1244 | danger. The payment to defray relocation expenses shall be
 1245 | determined based on criteria approved by the state board ~~of~~
 1246 | ~~directors of CareerSource Florida, Inc.~~ Participants in the
 1247 | relocation program shall be eligible for diversion or
 1248 | transitional benefits.

1249 | (d) A determination, pursuant to criteria adopted by the
 1250 | state board ~~of directors of CareerSource Florida, Inc.~~, that a

1251 community receiving a relocated family has the capacity to
 1252 provide needed services and employment opportunities.

1253 (4) The state board ~~of directors of CareerSource Florida,~~
 1254 ~~Inc.,~~ may establish criteria for developing and implementing
 1255 relocation plans and for drafting agreements to restrict a
 1256 family from applying for temporary cash assistance for a
 1257 specified period after receiving a relocation assistance
 1258 payment.

1259 Section 12. Section 445.022, Florida Statutes, is amended
 1260 to read:

1261 445.022 Retention Incentive Training Accounts.—To promote
 1262 job retention and to enable upward job advancement into higher
 1263 skilled, higher paying employment, the state board ~~of directors~~
 1264 ~~of CareerSource Florida, Inc.,~~ and the local workforce
 1265 development boards may assemble a list of programs and courses
 1266 offered by postsecondary educational institutions which may be
 1267 available to participants who have become employed to promote
 1268 job retention and advancement.

1269 (1) The state board ~~of directors of CareerSource Florida,~~
 1270 ~~Inc.,~~ may establish Retention Incentive Training Accounts
 1271 (RITAs) to use Temporary Assistance to Needy Families (TANF)
 1272 block grant funds specifically appropriated for this purpose.
 1273 RITAs must complement the Individual Training Account required
 1274 by the federal Workforce Innovation and Opportunity Act, Pub. L.
 1275 No. 113-128.

1276 (2) RITAs may pay for tuition, fees, educational
 1277 materials, coaching and mentoring, performance incentives,
 1278 transportation to and from courses, child care costs during
 1279 education courses, and other such costs as the local workforce
 1280 development boards determine are necessary to effect successful
 1281 job retention and advancement.

1282 (3) Local workforce development boards shall retain only
 1283 those courses that continue to meet their performance standards
 1284 as established in their local plan.

1285 (4) Local workforce development boards shall report
 1286 annually to the Legislature on the measurable retention and
 1287 advancement success of each program provider and the
 1288 effectiveness of RITAs, making recommendations for any needed
 1289 changes or modifications.

1290 Section 13. Paragraph (e) of subsection (5) of section
 1291 445.024, Florida Statutes, is amended to read:

1292 445.024 Work requirements.—

1293 (5) USE OF CONTRACTS.—Local workforce development boards
 1294 shall provide work activities, training, and other services, as
 1295 appropriate, through contracts. In contracting for work
 1296 activities, training, or services, the following applies:

1297 (e) The administrative costs associated with a contract
 1298 for services provided under this section may not exceed the
 1299 applicable administrative cost ceiling established in federal
 1300 law. An agency or entity that is awarded a contract under this

1301 section may not charge more than 7 percent of the value of the
 1302 contract for administration unless an exception is approved by
 1303 the local workforce development board. A list of any exceptions
 1304 approved must be submitted to the state board ~~of directors of~~
 1305 ~~CareerSource Florida, Inc.~~, for review, and the state board may
 1306 rescind approval of the exception.

1307 Section 14. Subsection (6) of section 445.026, Florida
 1308 Statutes, is amended to read:

1309 445.026 Cash assistance severance benefit.—An individual
 1310 who meets the criteria listed in this section may choose to
 1311 receive a lump-sum payment in lieu of ongoing cash assistance
 1312 payments, provided the individual:

1313 (6) Signs an agreement not to apply for or accept cash
 1314 assistance for 6 months after receipt of the one-time payment.
 1315 In the event of an emergency, such agreement shall provide for
 1316 an exception to this restriction, provided that the one-time
 1317 payment shall be deducted from any cash assistance for which the
 1318 family subsequently is approved. This deduction may be prorated
 1319 over an 8-month period. The state board ~~of directors of~~
 1320 ~~CareerSource Florida, Inc.~~, shall adopt criteria defining the
 1321 conditions under which a family may receive cash assistance due
 1322 to such emergency.

1323
 1324 Such individual may choose to accept a one-time, lump-sum
 1325 payment of \$1,000 in lieu of receiving ongoing cash assistance.

1326 Such payment shall only count toward the time limitation for the
 1327 month in which the payment is made in lieu of cash assistance. A
 1328 participant choosing to accept such payment shall be terminated
 1329 from cash assistance. However, eligibility for Medicaid, food
 1330 assistance, or child care shall continue, subject to the
 1331 eligibility requirements of those programs.

1332 Section 15. Section 445.028, Florida Statutes, is amended
 1333 to read:

1334 445.028 Transitional benefits and services.—In cooperation
 1335 with the department ~~CareerSource Florida, Inc.~~, the Department
 1336 of Children and Families shall develop procedures to ensure that
 1337 families leaving the temporary cash assistance program receive
 1338 transitional benefits and services that will assist the family
 1339 in moving toward self-sufficiency. At a minimum, such procedures
 1340 must include, but are not limited to, the following:

1341 (1) Each recipient of cash assistance who is determined
 1342 ineligible for cash assistance for a reason other than a work
 1343 activity sanction shall be contacted by the workforce system
 1344 case manager and provided information about the availability of
 1345 transitional benefits and services. Such contact shall be
 1346 attempted prior to closure of the case management file.

1347 (2) Each recipient of temporary cash assistance who is
 1348 determined ineligible for cash assistance due to noncompliance
 1349 with the work activity requirements shall be contacted and
 1350 provided information in accordance with s. 414.065(1).

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1351 (3) The department, in consultation with the state board
1352 ~~of directors of CareerSource Florida, Inc.~~, shall develop
1353 informational material, including posters and brochures, to
1354 better inform families about the availability of transitional
1355 benefits and services.

1356 (4) The department ~~CareerSource Florida, Inc.~~, in
1357 cooperation with the Department of Children and Families, shall,
1358 to the extent permitted by federal law, develop procedures to
1359 maximize the utilization of transitional Medicaid by families
1360 who leave the temporary cash assistance program.

1361 Section 16. Section 445.030, Florida Statutes, is amended
1362 to read:

1363 445.030 Transitional education and training.—In order to
1364 assist former recipients of temporary cash assistance who are
1365 working or actively seeking employment in continuing their
1366 training and upgrading their skills, education, or training,
1367 support services may be provided for up to 2 years after the
1368 family is no longer receiving temporary cash assistance. This
1369 section does not constitute an entitlement to transitional
1370 education and training. If funds are not sufficient to provide
1371 services under this section, the state board ~~of directors of~~
1372 ~~CareerSource Florida, Inc.~~, may limit or otherwise prioritize
1373 transitional education and training.

1374 (1) Education or training resources available in the
1375 community at no additional cost shall be used whenever possible.

1376 (2) Local workforce development boards may authorize child
 1377 care or other support services in addition to services provided
 1378 in conjunction with employment. For example, a participant who
 1379 is employed full time may receive child care services related to
 1380 that employment and may also receive additional child care
 1381 services in conjunction with training to upgrade the
 1382 participant's skills.

1383 (3) Transitional education or training must be job-
 1384 related, but may include training to improve job skills in a
 1385 participant's existing area of employment or may include
 1386 training to prepare a participant for employment in another
 1387 occupation.

1388 (4) A local workforce development board may enter into an
 1389 agreement with an employer to share the costs relating to
 1390 upgrading the skills of participants hired by the employer. For
 1391 example, a local workforce development board may agree to
 1392 provide support services such as transportation or a wage
 1393 subsidy in conjunction with training opportunities provided by
 1394 the employer.

1395 Section 17. Section 445.033, Florida Statutes, is amended
 1396 to read:

1397 445.033 Evaluation.—The state board ~~of directors of~~
 1398 ~~CareerSource Florida, Inc.,~~ and the Department of Children and
 1399 Families shall arrange for evaluation of TANF-funded programs
 1400 operated under this chapter, as follows:

1401 (1) If required by federal waivers or other federal
 1402 requirements, the state board ~~of directors of CareerSource~~
 1403 ~~Florida, Inc.,~~ and the department may provide for evaluation
 1404 according to these requirements.

1405 (2) The state board ~~of directors of CareerSource Florida,~~
 1406 ~~Inc.,~~ and the department shall participate in the evaluation of
 1407 this program in conjunction with evaluation of the state's
 1408 workforce development programs or similar activities aimed at
 1409 evaluating program outcomes, cost-effectiveness, or return on
 1410 investment, and the impact of time limits, sanctions, and other
 1411 welfare reform measures set out in this chapter. Evaluation
 1412 shall also contain information on the number of participants in
 1413 work experience assignments who obtain unsubsidized employment,
 1414 including, but not limited to, the length of time the
 1415 unsubsidized job is retained, wages, and the public benefits, if
 1416 any, received by such families while in unsubsidized employment.
 1417 The evaluation must solicit the input of consumers, community-
 1418 based organizations, service providers, employers, and the
 1419 general public, and must publicize, especially in low-income
 1420 communities, the process for submitting comments.

1421 (3) The state board ~~of directors of CareerSource Florida,~~
 1422 ~~Inc.,~~ and the department may share information with and develop
 1423 protocols for information exchange with the Florida Education
 1424 and Training Placement Information Program.

1425 (4) The state board ~~of directors of CareerSource Florida,~~

1426 ~~Inc.,~~ and the department may initiate or participate in
 1427 additional evaluation or assessment activities that will further
 1428 the systematic study of issues related to program goals and
 1429 outcomes.

1430 (5) In providing for evaluation activities, the state
 1431 ~~board of directors of CareerSource Florida, Inc.,~~ and the
 1432 department shall safeguard the use or disclosure of information
 1433 obtained from program participants consistent with federal or
 1434 state requirements. Evaluation methodologies may be used which
 1435 are appropriate for evaluation of program activities, including
 1436 random assignment of recipients or participants into program
 1437 groups or control groups. To the extent necessary or
 1438 appropriate, evaluation data shall provide information with
 1439 respect to the state, district, or county, or other substate
 1440 area.

1441 (6) The state board ~~of directors of CareerSource Florida,~~
 1442 ~~Inc.,~~ and the department may contract with a qualified
 1443 organization for evaluations conducted under this section.

1444 Section 18. Section 445.035, Florida Statutes, is amended
 1445 to read:

1446 445.035 Data collection and reporting.—The Department of
 1447 Children and Families and the state board ~~of directors of~~
 1448 ~~CareerSource Florida, Inc.,~~ shall collect data necessary to
 1449 administer this chapter and make the reports required under
 1450 federal law to the United States Department of Health and Human

1451 Services and the United States Department of Agriculture.

1452 Section 19. Subsections (1), (2), and (3), paragraph (b)
1453 of subsection (4), and subsection (5) of section 445.048,
1454 Florida Statutes, are amended to read:

1455 445.048 Passport to Economic Progress program.—

1456 (1) AUTHORIZATION.—Notwithstanding any law to the
1457 contrary, the state board CareerSource Florida, Inc., in
1458 conjunction with the department and the Department of Children
1459 and Families ~~and the Department of Economic Opportunity~~, shall
1460 implement a Passport to Economic Progress program consistent
1461 with this section. The state board CareerSource Florida, Inc.,
1462 may designate local workforce development boards to participate
1463 in the program. Expenses for the program may come from
1464 appropriated revenues or from funds otherwise available to a
1465 local workforce development board which may be legally used for
1466 such purposes. The state board CareerSource Florida, Inc., must
1467 consult with the applicable local workforce development boards
1468 and the applicable local offices of the Department of Children
1469 and Families which serve the program areas and must encourage
1470 community input into the implementation process.

1471 (2) WAIVERS.—If the state board CareerSource Florida,
1472 ~~Inc.~~, in consultation with the Department of Children and
1473 Families, finds that federal waivers would facilitate
1474 implementation of the program, the department shall immediately
1475 request such waivers, and the state board CareerSource Florida,

1476 ~~Inc.~~, shall report to the Governor, the President of the Senate,
1477 and the Speaker of the House of Representatives if any refusal
1478 of the federal government to grant such waivers prevents the
1479 implementation of the program. If the state board CareerSource
1480 ~~Florida, Inc.~~, finds that federal waivers to provisions of the
1481 Food Assistance Program would facilitate implementation of the
1482 program, the Department of Children and Families shall
1483 immediately request such waivers in accordance with s. 414.175.

1484 (3) TRANSITIONAL BENEFITS AND SERVICES.—In order to assist
1485 them in making the transition to economic self-sufficiency,
1486 former recipients of temporary cash assistance participating in
1487 the passport program shall be eligible for the following
1488 benefits and services:

1489 (a) Notwithstanding the time period specified in s.
1490 445.030, transitional education and training support services as
1491 specified in s. 445.030 for up to 4 years after the family is no
1492 longer receiving temporary cash assistance;

1493 (b) Notwithstanding the time period specified in s.
1494 445.031, transitional transportation support services as
1495 specified in s. 445.031 for up to 4 years after the family is no
1496 longer receiving temporary cash assistance; and

1497 (c) Notwithstanding the time period specified in s.
1498 445.032, transitional child care as specified in s. 445.032 for
1499 up to 4 years after the family is no longer receiving temporary
1500 cash assistance.

1501
 1502 All other provisions of ss. 445.030, 445.031, and 445.032 apply
 1503 to such individuals, as appropriate. This subsection does not
 1504 constitute an entitlement to transitional benefits and services.
 1505 If funds are insufficient to provide benefits and services under
 1506 this subsection, the state board ~~of directors of CareerSource~~
 1507 ~~Florida, Inc.~~, or its agent, may limit such benefits and
 1508 services or otherwise establish priorities for the provisions of
 1509 such benefits and services.

1510 (4) INCENTIVES TO ECONOMIC SELF-SUFFICIENCY.—

1511 (b) The state board ~~CareerSource Florida, Inc.~~, in
 1512 cooperation with the department and the Department of Children
 1513 and Families ~~and the Department of Economic Opportunity~~, shall
 1514 offer performance-based incentive bonuses as a component of the
 1515 Passport to Economic Progress program. The bonuses do not
 1516 represent a program entitlement and are contingent on achieving
 1517 specific benchmarks prescribed in the self-sufficiency plan. If
 1518 the funds appropriated for this purpose are insufficient to
 1519 provide this financial incentive, the state board ~~of directors~~
 1520 ~~of CareerSource Florida, Inc.~~, may reduce or suspend the bonuses
 1521 in order not to exceed the appropriation or may direct the local
 1522 workforce development boards to use resources otherwise given to
 1523 the local workforce development board to pay such bonuses if
 1524 such payments comply with applicable state and federal laws.

1525 (5) EVALUATIONS AND RECOMMENDATIONS.—The state board

1526 ~~CareerSource Florida, Inc.~~, in conjunction with the department,
1527 the Department of Children and Families, ~~the Department of~~
1528 ~~Economic Opportunity,~~ and the local workforce development
1529 boards, shall conduct a comprehensive evaluation of the
1530 effectiveness of the program operated under this section.
1531 Evaluations and recommendations for the program shall be
1532 submitted by the state board ~~CareerSource Florida, Inc.~~, as part
1533 of its annual report to the Legislature.

1534 Section 20. Subsections (6), (8), and (13) of section
1535 445.051, Florida Statutes, are amended to read:

1536 445.051 Individual development accounts.—

1537 (6) The state board ~~CareerSource Florida, Inc.~~, shall
1538 establish procedures for local workforce development boards to
1539 include in their annual program and financial plan an
1540 application to offer an individual development account program
1541 as part of their TANF allocation. These procedures must include,
1542 but need not be limited to, administrative costs permitted for
1543 the fiduciary organization and policies relative to identifying
1544 the match ratio and limits on the deposits for which the match
1545 will be provided in the application process. The state board
1546 ~~CareerSource Florida, Inc.~~, shall establish policies and
1547 procedures necessary to ensure that funds held in an individual
1548 development account are not withdrawn except for one or more of
1549 the qualified purposes described in this section.

1550 (8) The state board ~~CareerSource Florida, Inc.~~, shall

1551 establish procedures for controlling the withdrawal of funds for
 1552 uses other than qualified purposes, including specifying
 1553 conditions under which an account must be closed.

1554 (13) Pursuant to policy direction by the state board
 1555 ~~CareerSource Florida, Inc.~~, the department of ~~Economic~~
 1556 ~~Opportunity~~ shall adopt such rules as are necessary to implement
 1557 this act.

1558 Section 21. Subsection (2) of section 445.055, Florida
 1559 Statutes, is amended to read:

1560 445.055 Employment advocacy and assistance program
 1561 targeting military spouses and dependents.—

1562 (2) The state board ~~CareerSource Florida, Inc.~~, shall
 1563 establish an employment advocacy and assistance program
 1564 targeting military spouses and dependents. This program shall
 1565 deliver employment assistance services through military family
 1566 employment advocates colocated within selected one-stop career
 1567 centers. Persons eligible for assistance through this program
 1568 include spouses and dependents of active duty military
 1569 personnel, Florida National Guard members, and military
 1570 reservists.

1571 Section 22. Paragraph (p) of subsection (3) of section
 1572 11.45, Florida Statutes, is amended to read:

1573 11.45 Definitions; duties; authorities; reports; rules.—

1574 (3) AUTHORITY FOR AUDITS AND OTHER ENGAGEMENTS.—The
 1575 Auditor General may, pursuant to his or her own authority, or at

1576 the direction of the Legislative Auditing Committee, conduct
 1577 audits or other engagements as determined appropriate by the
 1578 Auditor General of:

1579 (p) CareerSource Florida, Inc., the state board as defined
 1580 in s. 445.002, or the programs or entities created by the state
 1581 board under CareerSource Florida, Inc., created pursuant to s.
 1582 445.004.

1583 Section 23. Paragraph (a) of subsection (5) of section
 1584 288.901, Florida Statutes, is amended to read:

1585 288.901 Enterprise Florida, Inc.—

1586 (5) APPOINTED MEMBERS OF THE BOARD OF DIRECTORS.—

1587 (a) In addition to the Governor or his or her designee,
 1588 the board of directors shall consist of the following appointed
 1589 members:

- 1590 1. The Commissioner of Education or his or her designee.
- 1591 2. The Chief Financial Officer or his or her designee.
- 1592 3. The Attorney General or his or her designee.
- 1593 4. The Commissioner of Agriculture or his or her designee.
- 1594 5. The chairperson of the state board as defined in s.
 1595 445.002 ~~board of directors of CareerSource Florida, Inc.~~
- 1596 6. The Secretary of State or his or her designee.
- 1597 7. Twelve members from the private sector, six of whom
 1598 shall be appointed by the Governor, three of whom shall be
 1599 appointed by the President of the Senate, and three of whom
 1600 shall be appointed by the Speaker of the House of

1601 Representatives. Members appointed by the Governor are subject
 1602 to Senate confirmation.

1603
 1604 All board members shall serve without compensation, but are
 1605 entitled to receive reimbursement for per diem and travel
 1606 expenses pursuant to s. 112.061. Such expenses must be paid out
 1607 of funds of Enterprise Florida, Inc.

1608 Section 24. Subsection (5) of section 331.369, Florida
 1609 Statutes, is amended to read:

1610 331.369 Space Industry Workforce Initiative.—

1611 (5) The state board as defined in s. 445.002 CareerSource
 1612 ~~Florida, Inc.~~, as part of its statutorily prescribed annual
 1613 report to the Legislature, shall provide recommendations for
 1614 policies, programs, and funding to enhance the workforce needs
 1615 of the aerospace industry.

1616 Section 25. Paragraph (k) of subsection (1) and subsection
 1617 (9) of section 413.405, Florida Statutes, are amended to read:

1618 413.405 Florida Rehabilitation Council.—There is created
 1619 the Florida Rehabilitation Council to assist the division in the
 1620 planning and development of statewide rehabilitation programs
 1621 and services, to recommend improvements to such programs and
 1622 services, and to perform the functions listed in this section.

1623 (1) The council shall be composed of:

1624 (k) At least one representative of the state board as
 1625 defined in s. 445.002 ~~board of directors of CareerSource~~

1626 ~~Florida, Inc.~~

1627 (9) In addition to the other functions specified in this
 1628 section, the council shall, after consulting with the state
 1629 board as defined in s. 445.002 ~~board of directors of~~

1630 ~~CareerSource Florida, Inc.:~~

1631 (a) Review, analyze, and advise the division regarding the
 1632 performance of the responsibilities of the division under Title
 1633 I of the act, particularly responsibilities relating to:

1634 1. Eligibility, including order of selection.

1635 2. The extent, scope, and effectiveness of services
 1636 provided.

1637 3. Functions performed by state agencies which affect or
 1638 potentially affect the ability of individuals with disabilities
 1639 to achieve employment outcomes under Title I.

1640 (b) In partnership with the division:

1641 1. Develop, agree to, and review state goals and
 1642 priorities in accordance with 34 C.F.R. s. 361.29(c); and

1643 2. Evaluate the effectiveness of the vocational
 1644 rehabilitation program and submit reports of progress to the
 1645 Governor, the President of the Senate, the Speaker of the House
 1646 of Representatives, and the United States Secretary of Education
 1647 in accordance with 34 C.F.R. s. 361.29(e).

1648 (c) Advise the department and the division and assist in
 1649 the preparation of the state plan and amendments to the plan,
 1650 applications, reports, needs assessments, and evaluations

1651 required by Title I.

1652 (d) To the extent feasible, conduct a review and analysis
 1653 of the effectiveness of, and consumer satisfaction with:

1654 1. The functions performed by state agencies and other
 1655 public and private entities responsible for performing functions
 1656 for individuals who have disabilities.

1657 2. Vocational rehabilitation services:

1658 a. Provided or paid for from funds made available under
 1659 the act or through other public or private sources.

1660 b. Provided by state agencies and other public and private
 1661 entities responsible for providing vocational rehabilitation
 1662 services to individuals who have disabilities.

1663 3. The employment outcomes achieved by eligible
 1664 individuals receiving services under this part, including the
 1665 availability of health or other employment benefits in
 1666 connection with those employment outcomes.

1667 (e) Prepare and submit an annual report on the status of
 1668 vocational rehabilitation programs in the state to the Governor,
 1669 the President of the Senate, the Speaker of the House of
 1670 Representatives, and the United States Secretary of Education
 1671 and make the report available to the public.

1672 (f) Coordinate with other councils within Florida,
 1673 including the Florida Independent Living Council, the advisory
 1674 panel established under s. 612(a)(21) of the Individuals with
 1675 Disabilities Education Act, 20 U.S.C. s. 1412(a)(21), the State

1676 Planning Council described in s. 124 of the Developmental
 1677 Disabilities Assistance and Bill of Rights Act, 42 U.S.C. s.
 1678 15024, the state mental health planning council established
 1679 under s. 1914 of the Public Health Service Act, 42 U.S.C. s.
 1680 300x-3, and the state board as defined in s. 445.002 ~~board of~~
 1681 ~~directors of CareerSource Florida, Inc.~~

1682 (g) Advise the department and division and provide for
 1683 coordination and the establishment of working relationships
 1684 among the department, the division, the Florida Independent
 1685 Living Council, and centers for independent living in the state.

1686 (h) Perform other functions that are consistent with the
 1687 duties and responsibilities of the council under this section.

1688 Section 26. Section 414.045, Florida Statutes, is amended
 1689 to read:

1690 414.045 Cash assistance program.—Cash assistance families
 1691 include any families receiving cash assistance payments from the
 1692 state program for temporary assistance for needy families as
 1693 defined in federal law, whether such funds are from federal
 1694 funds, state funds, or commingled federal and state funds. Cash
 1695 assistance families may also include families receiving cash
 1696 assistance through a program defined as a separate state
 1697 program.

1698 (1) For reporting purposes, families receiving cash
 1699 assistance shall be grouped into the following categories. The
 1700 department may develop additional groupings in order to comply

1701 with federal reporting requirements, to comply with the data-
1702 reporting needs of the state board as defined in s. 445.002
1703 ~~board of directors of CareerSource Florida, Inc.,~~ or to better
1704 inform the public of program progress.

1705 (a) Work-eligible cases.—Work-eligible cases shall
1706 include:

1707 1. Families containing an adult or a teen head of
1708 household, as defined by federal law. These cases are generally
1709 subject to the work activity requirements provided in s. 445.024
1710 and the time limitations on benefits provided in s. 414.105.

1711 2. Families with a parent where the parent's needs have
1712 been removed from the case due to sanction or disqualification
1713 shall be considered work-eligible cases to the extent that such
1714 cases are considered in the calculation of federal participation
1715 rates or would be counted in such calculation in future months.

1716 3. Families participating in transition assistance
1717 programs.

1718 4. Families otherwise eligible for temporary cash
1719 assistance which receive diversion services, a severance
1720 payment, or participate in the relocation program.

1721 (b) Child-only cases.—Child-only cases include cases that
1722 do not have an adult or teen head of household as defined in
1723 federal law. Such cases include:

1724 1. Children in the care of caretaker relatives, if the
1725 caretaker relatives choose to have their needs excluded in the

1726 calculation of the amount of cash assistance.

1727 2. Families in the Relative Caregiver Program as provided
1728 in s. 39.5085.

1729 3. Families in which the only parent in a single-parent
1730 family or both parents in a two-parent family receive
1731 supplemental security income (SSI) benefits under Title XVI of
1732 the Social Security Act, as amended. To the extent permitted by
1733 federal law, individuals receiving SSI shall be excluded as
1734 household members in determining the amount of cash assistance,
1735 and such cases shall not be considered families containing an
1736 adult. Parents or caretaker relatives who are excluded from the
1737 cash assistance group due to receipt of SSI may choose to
1738 participate in work activities. An individual whose ability to
1739 participate in work activities is limited who volunteers to
1740 participate in work activities shall be assigned to work
1741 activities consistent with such limitations. An individual who
1742 volunteers to participate in a work activity may receive child
1743 care or support services consistent with such participation.

1744 4. Families in which the only parent in a single-parent
1745 family or both parents in a two-parent family are not eligible
1746 for cash assistance due to immigration status or other
1747 limitation of federal law. To the extent required by federal
1748 law, such cases shall not be considered families containing an
1749 adult.

1750 5. To the extent permitted by federal law and subject to

1751 appropriations, special needs children who have been adopted
1752 pursuant to s. 409.166 and whose adopting family qualifies as a
1753 needy family under the state program for temporary assistance
1754 for needy families. Notwithstanding any provision to the
1755 contrary in s. 414.075, s. 414.085, or s. 414.095, a family
1756 shall be considered a needy family if:

1757 a. The family is determined by the department to have an
1758 income below 200 percent of the federal poverty level;

1759 b. The family meets the requirements of s. 414.095(2) and
1760 (3) related to residence, citizenship, or eligible noncitizen
1761 status; and

1762 c. The family provides any information that may be
1763 necessary to meet federal reporting requirements specified under
1764 Part A of Title IV of the Social Security Act.

1765 6. Families in the Guardianship Assistance Program as
1766 provided in s. 39.6225.

1767
1768 Families described in subparagraph 1., subparagraph 2., or
1769 subparagraph 3. may receive child care assistance or other
1770 supports or services so that the children may continue to be
1771 cared for in their own homes or in the homes of relatives. Such
1772 assistance or services may be funded from the temporary
1773 assistance for needy families block grant to the extent
1774 permitted under federal law and to the extent funds have been
1775 provided in the General Appropriations Act.

1776 (2) Oversight by the state board as defined in s. 445.002
 1777 ~~board of directors of CareerSource Florida, Inc.,~~ and the
 1778 service delivery and financial planning responsibilities of the
 1779 local workforce development boards apply to the families defined
 1780 as work-eligible cases in paragraph (1)(a). The department shall
 1781 be responsible for program administration related to families in
 1782 groups defined in paragraph (1)(b), and the department shall
 1783 coordinate such administration with the state board ~~of directors~~
 1784 ~~of CareerSource Florida, Inc.,~~ to the extent needed for
 1785 operation of the program.

1786 Section 27. Subsection (2) of section 420.622, Florida
 1787 Statutes, is amended to read:

1788 420.622 State Office on Homelessness; Council on
 1789 Homelessness.—

1790 (2) The Council on Homelessness is created to consist of
 1791 17 representatives of public and private agencies who shall
 1792 develop policy and advise the State Office on Homelessness. The
 1793 council members shall be: the Secretary of Children and
 1794 Families, or his or her designee; the executive director of the
 1795 Department of Economic Opportunity, or his or her designee, who
 1796 shall advise the council on issues related to rural development;
 1797 the State Surgeon General, or his or her designee; the Executive
 1798 Director of Veterans' Affairs, or his or her designee; the
 1799 Secretary of Corrections, or his or her designee; the Secretary
 1800 of Health Care Administration, or his or her designee; the

1801 Commissioner of Education, or his or her designee; the Executive
 1802 Director of CareerSource Florida, Inc., or his or her designee;
 1803 one representative of the Florida Association of Counties; one
 1804 representative of the Florida League of Cities; one
 1805 representative of the Florida Supportive Housing Coalition; the
 1806 Executive Director of the Florida Housing Finance Corporation,
 1807 or his or her designee; one representative of the Florida
 1808 Coalition for the Homeless; and four members appointed by the
 1809 Governor. The council members shall be nonpaid volunteers and
 1810 shall be reimbursed only for travel expenses. The appointed
 1811 members of the council shall be appointed to staggered 2-year
 1812 terms, and the council shall meet at least four times per year.
 1813 The importance of minority, gender, and geographic
 1814 representation shall be considered in appointing members to the
 1815 council.

1816 Section 28. Subsections (1) and (4) of section 443.171,
 1817 Florida Statutes, are amended to read:

1818 443.171 Department of Economic Opportunity and commission;
 1819 powers and duties; records and reports; proceedings; state-
 1820 federal cooperation.—

1821 (1) POWERS AND DUTIES.—The Department of Economic
 1822 Opportunity shall administer this chapter. The department may
 1823 employ persons, make expenditures, require reports, conduct
 1824 investigations, and take other action necessary or suitable to
 1825 administer this chapter. The department shall annually submit

1826 information to the state board as defined in s. 445.002
1827 ~~CareerSource Florida, Inc.~~, covering the administration and
1828 operation of this chapter during the preceding calendar year for
1829 inclusion in the strategic plan under s. 445.006 and may make
1830 recommendations for amendment to this chapter.

1831 (4) EMPLOYMENT STABILIZATION.—The Department of Economic
1832 Opportunity, under the direction of the state board as defined
1833 in s. 445.002 ~~CareerSource Florida, Inc.~~, shall take all
1834 appropriate steps to reduce and prevent unemployment; to
1835 encourage and assist in the adoption of practical methods of
1836 career training, retraining, and career guidance; to
1837 investigate, recommend, advise, and assist municipalities,
1838 counties, school districts, and the state in the establishment
1839 and operation of reserves for public works to be used in times
1840 of business depression and unemployment; to promote the
1841 reemployment of unemployed workers throughout the state in every
1842 other way that may be feasible; to refer a claimant entitled to
1843 extended benefits to suitable work that meets the criteria of
1844 this chapter; and, to these ends, to carry on and publish the
1845 results of investigations and research studies.

1846 Section 29. Subsection (1) of section 443.181, Florida
1847 Statutes, is amended to read:

1848 443.181 Public employment service.—

1849 (1) The one-stop delivery system established under s.
1850 445.009 is this state's public employment service as part of the

1851 national system of public employment offices established under
 1852 29 U.S.C. s. 49. The Department of Economic Opportunity, under
 1853 policy direction from the state board as defined in s. 445.002
 1854 ~~CareerSource Florida, Inc.~~, shall cooperate with any official or
 1855 agency of the United States having power or duties under 29
 1856 U.S.C. ss. 49-491-1 and shall perform those duties necessary to
 1857 secure to this state the funds provided under federal law for
 1858 the promotion and maintenance of the state's public employment
 1859 service. In accordance with 29 U.S.C. s. 49c, this state accepts
 1860 29 U.S.C. ss. 49-491-1. The department is designated the state
 1861 agency responsible for cooperating with the United States
 1862 Secretary of Labor under 29 U.S.C. s. 49c. The department shall
 1863 appoint sufficient employees to administer this section. The
 1864 department may cooperate with or enter into agreements with the
 1865 Railroad Retirement Board for the establishment, maintenance,
 1866 and use of one-stop career centers.

1867 Section 30. Subsection (1) of section 446.71, Florida
 1868 Statutes, is amended to read:

1869 446.71 Everglades Restoration Agricultural Community
 1870 Employment Training Program.—

1871 (1) The Department of Economic Opportunity, in cooperation
 1872 with the state board as defined in s. 445.002 ~~CareerSource~~
 1873 ~~Florida, Inc.~~, shall establish the Everglades Restoration
 1874 Agricultural Community Employment Training Program within the
 1875 Department of Economic Opportunity. The Department of Economic

1876 Opportunity shall use funds appropriated to the program by the
 1877 Legislature to provide grants to stimulate and support training
 1878 and employment programs that seek to match persons who complete
 1879 such training programs to nonagricultural employment
 1880 opportunities in areas of high agricultural unemployment, and to
 1881 provide other training, educational, and information services
 1882 necessary to stimulate the creation of jobs in the areas of high
 1883 agricultural unemployment. In determining whether to provide
 1884 funds to a particular program, the Department of Economic
 1885 Opportunity shall consider the location of the program in
 1886 proximity to the program's intended participants.

1887 Section 31. Subsection (9) of section 1011.80, Florida
 1888 Statutes, is amended to read:

1889 1011.80 Funds for operation of workforce education
 1890 programs.—

1891 (9) The State Board of Education and the state board as
 1892 defined in s. 445.002 CareerSource Florida, Inc., shall provide
 1893 the Legislature with recommended formulas, criteria, timeframes,
 1894 and mechanisms for distributing performance funds. The
 1895 commissioner shall consolidate the recommendations and develop a
 1896 consensus proposal for funding. The Legislature shall adopt a
 1897 formula and distribute the performance funds to the State Board
 1898 of Education for Florida College System institutions and school
 1899 districts through the General Appropriations Act. These
 1900 recommendations shall be based on formulas that would discourage

1901 low-performing or low-demand programs and encourage through
 1902 performance-funding awards:

1903 (a) Programs that prepare people to enter high-wage
 1904 occupations identified by the Workforce Estimating Conference
 1905 created by s. 216.136 and other programs as approved by the
 1906 state board as defined in s. 445.002 ~~CareerSource Florida, Inc.~~
 1907 At a minimum, performance incentives shall be calculated for
 1908 adults who reach completion points or complete programs that
 1909 lead to specified high-wage employment and to their placement in
 1910 that employment.

1911 (b) Programs that successfully prepare adults who are
 1912 eligible for public assistance, economically disadvantaged,
 1913 disabled, not proficient in English, or dislocated workers for
 1914 high-wage occupations. At a minimum, performance incentives
 1915 shall be calculated at an enhanced value for the completion of
 1916 adults identified in this paragraph and job placement of such
 1917 adults upon completion. In addition, adjustments may be made in
 1918 payments for job placements for areas of high unemployment.

1919 (c) Programs that are specifically designed to be
 1920 consistent with the workforce needs of private enterprise and
 1921 regional economic development strategies, as defined in
 1922 guidelines set by the state board as defined in s. 445.002
 1923 ~~CareerSource Florida, Inc.~~ The state board ~~CareerSource Florida,~~
 1924 ~~Inc.,~~ shall develop guidelines to identify such needs and
 1925 strategies based on localized research of private employers and

1926 | economic development practitioners.

1927 | (d) Programs identified by the state board as defined in
 1928 | s. 445.002 ~~CareerSource Florida, Inc.~~, as increasing the
 1929 | effectiveness and cost efficiency of education.

1930 | Section 32. Subsection (3) of section 1011.801, Florida
 1931 | Statutes, is amended to read:

1932 | 1011.801 Workforce Development Capitalization Incentive
 1933 | Grant Program.—The Legislature recognizes that the need for
 1934 | school districts and Florida College System institutions to be
 1935 | able to respond to emerging local or statewide economic
 1936 | development needs is critical to the workforce development
 1937 | system. The Workforce Development Capitalization Incentive Grant
 1938 | Program is created to provide grants to school districts and
 1939 | Florida College System institutions on a competitive basis to
 1940 | fund some or all of the costs associated with the creation or
 1941 | expansion of workforce development programs that serve specific
 1942 | employment workforce needs.

1943 | (3) The State Board of Education shall give highest
 1944 | priority to programs that train people to enter high-skill,
 1945 | high-wage occupations identified by the Workforce Estimating
 1946 | Conference and other programs approved by the state board as
 1947 | defined in s. 445.002, ~~CareerSource Florida, Inc.~~; programs that
 1948 | train people to enter occupations under the welfare transition
 1949 | program,~~;~~ or programs that train for the workforce adults who
 1950 | are eligible for public assistance, economically disadvantaged,

1951 disabled, not proficient in English, or dislocated workers. The
 1952 State Board of Education shall consider the statewide geographic
 1953 dispersion of grant funds in ranking the applications and shall
 1954 give priority to applications from education agencies that are
 1955 making maximum use of their workforce development funding by
 1956 offering high-performing, high-demand programs.

1957 Section 33. Paragraph (b) of subsection (5), subsection
 1958 (6), paragraph (b) of subsection (10), and subsection (11) of
 1959 section 20.60, Florida Statutes, are amended, and paragraph (c)
 1960 is added to subsection (9) of that section, to read:

1961 20.60 Department of Economic Opportunity; creation; powers
 1962 and duties.—

1963 (5) The divisions within the department have specific
 1964 responsibilities to achieve the duties, responsibilities, and
 1965 goals of the department. Specifically:

1966 (c) The Division of Workforce Services shall:

1967 1. Prepare and submit a unified budget request for
 1968 workforce development in accordance with chapter 216 for, and in
 1969 conjunction with, the state ~~CareerSource Florida, Inc., and its~~
 1970 board as defined in s. 445.002.

1971 2. Ensure that the state appropriately administers federal
 1972 and state workforce funding by administering plans and policies
 1973 of the state board as defined in s. 445.002 ~~CareerSource~~
 1974 ~~Florida, Inc., under contract with CareerSource Florida, Inc.~~

1975 The operating budget and midyear amendments thereto must be part

1976 | of such contract.

1977 | a. All program and fiscal instructions to local workforce

1978 | development boards shall emanate from the Department of Economic

1979 | Opportunity pursuant to plans and policies of the state board as

1980 | defined in s. 445.002 CareerSource Florida, Inc., which shall be

1981 | responsible for all policy directions to the local workforce

1982 | development boards.

1983 | b. Unless otherwise provided by agreement with the state

1984 | board as defined in s. 445.002 CareerSource Florida, Inc.,

1985 | administrative and personnel policies of the Department of

1986 | Economic Opportunity apply.

1987 | 3. Implement the state's reemployment assistance program.

1988 | The Department of Economic Opportunity shall ensure that the

1989 | state appropriately administers the reemployment assistance

1990 | program pursuant to state and federal law.

1991 | 4. Assist in developing the 5-year statewide strategic

1992 | plan required by this section.

1993 | (6) (a) The Department of Economic Opportunity is the

1994 | administrative agency designated for receipt of federal

1995 | workforce development grants and other federal funds. The

1996 | department shall administer the duties and responsibilities

1997 | assigned by the Governor under each federal grant assigned to

1998 | the department. The department shall expend each revenue source

1999 | as provided by federal and state law and as provided in plans

2000 | developed by and agreements with the state board as defined in

2001 s. 445.002 ~~CareerSource Florida, Inc.~~ The department may serve
 2002 as the contract administrator for contracts entered into by the
 2003 state board under ~~CareerSource Florida, Inc., pursuant to s.~~
 2004 445.004 (5), ~~as directed by CareerSource Florida, Inc.~~

2005 (b) The Department of Economic Opportunity shall serve as
 2006 the designated agency for purposes of each federal workforce
 2007 development grant assigned to it for administration. The
 2008 department shall carry out the duties assigned to it by the
 2009 Governor, under the terms and conditions of each grant. The
 2010 department shall have the level of authority and autonomy
 2011 necessary to be the designated recipient of each federal grant
 2012 assigned to it and shall disburse such grants pursuant to the
 2013 plans and policies of the state board as defined in s. 445.002
 2014 ~~CareerSource Florida, Inc.~~ The executive director may, upon
 2015 delegation from the Governor and pursuant to agreement with the
 2016 state board ~~CareerSource Florida, Inc.~~, sign contracts, grants,
 2017 and other instruments as necessary to execute functions assigned
 2018 to the department. Notwithstanding other provisions of law, the
 2019 department shall administer other programs funded by federal or
 2020 state appropriations, as determined by the Legislature in the
 2021 General Appropriations Act or other law.

2022 (9) The executive director shall:

2023 (c) Serve as the chair of the board of directors of the
 2024 Florida Development Finance Corporation.

2025 (10) The department, with assistance from Enterprise

2026 Florida, Inc., shall, by November 1 of each year, submit an
 2027 annual report to the Governor, the President of the Senate, and
 2028 the Speaker of the House of Representatives on the condition of
 2029 the business climate and economic development in the state.

2030 (b) The report must incorporate annual reports of other
 2031 programs, including:

2032 1. Information provided by the Department of Revenue under
 2033 s. 290.014.

2034 2. Information provided by enterprise zone development
 2035 agencies under s. 290.0056 and an analysis of the activities and
 2036 accomplishments of each enterprise zone.

2037 3. The Economic Gardening Business Loan Pilot Program
 2038 established under s. 288.1081 and the Economic Gardening
 2039 Technical Assistance Pilot Program established under s.
 2040 288.1082.

2041 4. A detailed report of the performance of the Black
 2042 Business Loan Program and a cumulative summary of quarterly
 2043 report data required under s. 288.714.

2044 5. The Rural Economic Development Initiative established
 2045 under s. 288.0656.

2046 6. The Florida Unique Abilities Partner Program.

2047 7. A detailed report of the performance of the Florida
 2048 Development Finance Corporation and a summary of the
 2049 corporation's report that is required under s. 288.9610.

2050 (11) The department shall establish annual performance

2051 standards for Enterprise Florida, Inc., CareerSource Florida,
 2052 Inc., the Florida Tourism Industry Marketing Corporation, the
 2053 Florida Development Finance Corporation, and Space Florida and
 2054 report annually on how these performance measures are being met
 2055 in the annual report required under subsection (10).

2056 Section 34. Subsection (2), paragraphs (a) and (c) of
 2057 subsection (3), and subsection (4) of section 288.9604, Florida
 2058 Statutes, are amended, and subsection (5) is added to that
 2059 section, to read:

2060 288.9604 Creation of the authority.—

2061 (2) (a) The board of directors of the corporation shall
 2062 consist of seven members. The executive director of the
 2063 department, or his or her designee, shall serve as chair of the
 2064 board of directors. The director of the Division of Bond Finance
 2065 of the State Board of Administration, or his or her designee,
 2066 shall serve as a director on the board. The Governor, subject to
 2067 confirmation by the Senate, shall appoint the remaining five
 2068 members of the board of directors ~~of the corporation, who shall~~
 2069 ~~be five in number.~~ At least three of the appointed directors of
 2070 the corporation must be bankers or persons with experience in
 2071 finance, and one of the appointed directors must be an economic
 2072 development specialist.

2073 (b) The terms of office for the appointed directors are
 2074 for ~~shall be for~~ 4 years after ~~from~~ the date of their
 2075 appointment. A vacancy occurring during a term of an appointed

2076 director shall be filled for the unexpired term. An appointed A
2077 director is ~~shall be~~ eligible for reappointment. Each appointed
2078 director shall hold office until his or her successor has been
2079 appointed ~~At least three of the directors of the corporation~~
2080 ~~shall be bankers who have been selected by the Governor from a~~
2081 ~~list of bankers who were nominated by Enterprise Florida, Inc.,~~
2082 ~~and one of the directors shall be an economic development~~
2083 ~~specialist.~~

2084 (3) (a) 1. A director may not receive compensation for his
2085 or her services, but is entitled to necessary expenses,
2086 including travel expenses, incurred in the discharge of his or
2087 her duties. ~~Each director shall hold office until his or her~~
2088 ~~successor has been appointed.~~

2089 2. Directors are subject to ss. 112.313(1)-(8), (10),
2090 (12), and (15); 112.3135; and 112.3143(2). For purposes of
2091 applying ss. 112.313(1)-(8), (10), (12), and (15); 112.3135; and
2092 112.3143(2) to activities of directors, directors are ~~shall be~~
2093 considered public officers and the corporation is ~~shall be~~
2094 considered their agency.

2095 (c) ~~The directors of the corporation shall annually elect~~
2096 ~~one of their members as chair and one as vice chair.~~ The
2097 corporation may employ a president, technical experts, and such
2098 other agents and employees, permanent and temporary, as it
2099 requires and determine their qualifications, duties, and
2100 compensation. For such legal services as it requires, the

2101 corporation may employ or retain its own counsel and legal
2102 staff.

2103 (4) The board may remove an appointed ~~a~~ director for
2104 inefficiency, neglect of duty, or misconduct in office. An
2105 appointed director may be removed only after a hearing and only
2106 if he or she has been given a copy of the charges at least 10
2107 days before such hearing and has had an opportunity to be heard
2108 in person or by counsel. The removal of an appointed ~~a~~ director
2109 creates ~~shall create~~ a vacancy on the board which must ~~shall~~ be
2110 filled pursuant to subsection (2).

2111 (5) This section is repealed October 1, 2022, and October
2112 1 of every fourth year thereafter, unless reviewed and saved
2113 from repeal by the Legislature.

2114 Section 35. In order to implement the changes made by this
2115 act to s. 288.9604, Florida Statutes, the chair and vice chair
2116 of the board of directors of the Florida Development Finance
2117 Corporation on June 30, 2020, shall serve as appointed directors
2118 beginning on July 1, 2020. This act does not affect the terms of
2119 the current directors serving on the board on July 1, 2020.

2120 Section 36. Section 288.9610, Florida Statutes, is amended
2121 to read:

2122 288.9610 Annual reports of Florida Development Finance
2123 Corporation.—On or before 90 days after the close of the Florida
2124 Development Finance Corporation's fiscal year, the corporation
2125 shall submit to the Governor, the Legislature, the Auditor

2126 | General, the Department of Economic Opportunity, and the
 2127 | governing body of each public entity with which it has entered
 2128 | into an interlocal agreement a complete and detailed report
 2129 | setting forth:

2130 | (1) The results of any audit conducted under ~~pursuant to~~
 2131 | s. 11.45.

2132 | (2) The activities, operations, and accomplishments of the
 2133 | Florida Development Finance Corporation, including the number of
 2134 | businesses assisted by the corporation.

2135 | (3) Its assets, liabilities, income, and operating
 2136 | expenses at the end of its most recent fiscal year, including a
 2137 | description of all of its outstanding revenue bonds.

2138 | Section 37. A contract or interlocal agreement that exists
 2139 | before July 1, 2020, between the Florida Development Finance
 2140 | Corporation, or an entity or agent of the corporation, and any
 2141 | other entity or person shall remain in effect and be binding on
 2142 | the successor department, entity, or person responsible for the
 2143 | program, activity, or function that relates to the contract or
 2144 | interlocal agreement.

2145 | Section 38. This act shall take effect July 1, 2020.