

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(c)(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).

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.