

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: HB 1621 w/CS Adult Protective Services

SPONSOR(S): Bendross-Mindingall

TIED BILLS: **IDEN./SIM. BILLS:** SB 1822

| REFERENCE | ACTION | ANALYST | STAFF DIRECTOR |
|---|----------------|---------|----------------|
| 1) Elder Affairs & Long Term Care (SUB) | 8 Y, 0 N | Meyer | Liem |
| 2) Future of Florida's Families | 15 Y, 0 N w/CS | Meyer | Liem |
| 3) Human Services Appropriations (SUB) | | | |
| 4) Appropriations | | | |
| 5) | | | |

SUMMARY ANALYSIS

The bill requires the Department of Children and Family Services to enter into working agreements related to the criminal investigation of adult abuse, neglect, and exploitation with local law enforcement agencies by March 1, 2004. The CS provides that OPPAGA must evaluate the effectiveness of those agreements by March 1, 2005. The requirement for these agreements has been in the statutes since 2000; the requirements that they be in place by a specific date and that they be evaluated are new.

There is no fiscal impact. The bill takes effect July 1, 2003.

This document does not reflect the intent or official position of the bill sponsor or House of Representatives.

STORAGE NAME: h1621b.fff.doc

DATE: April 10, 2003

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. DOES THE BILL:

- | | | | |
|--------------------------------------|------------------------------|-----------------------------|---|
| 1. Reduce government? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 2. Lower taxes? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. Expand individual freedom? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. Increase personal responsibility? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. Empower families? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

For any principle that received a "no" above, please explain:

B. EFFECT OF PROPOSED CHANGES:

Requires the Department of Children and Family Services to enter into working agreements with local law enforcement agencies that specify how they will work together in cases of criminal investigation of adult abuse, neglect, or exploitation. OPPAGA is required to review the efficacy of those agreements by March 1, 2005. Further, the department must report to the Legislature on its compliance with the recommendations in OPPAGA Report No. 03-08.

The Legislature added the requirement for these working agreements during the 2000 session; to date, however, the department has not executed agreements in all areas of the state.

C. SECTION DIRECTORY:

Section 1 amends 415.1045(6) F.S. related to working agreements between the department and local law enforcement agencies.

Section 2 requires that DCF report to the Legislature.

Section 3 provides that the bill take effect on July 1, 2003.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None.

2. Expenditures:

None.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None.

2. Expenditures:

None.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

None.

D. FISCAL COMMENTS:

This is not a new requirement for law enforcement or the department; therefore, no new expenses are projected.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

Not applicable.

2. Other:

B. RULE-MAKING AUTHORITY:

None.

C. DRAFTING ISSUES OR OTHER COMMENTS:

IV. AMENDMENTS/COMMITTEE SUBSTITUTE CHANGES

The subcommittee on Elder Affairs and Long Term Care recommended three amendments at its April 1, 2003 meeting. The CS includes these changes:

OPPAGA, not the Department of Children and Family Services, is to evaluate the working agreements between law enforcement and the department.

Revises the due date for the evaluation from September 1, 2004 to March 1, 2005.

Revises the date by which the agreements must be in place from September 1, 2003 to March 1, 2004.

Requires that DCFS report to the Legislature on its compliance with the recommendations made by OPPAGA in Report NO. 03-08.