

This is the law under which the CBHC has always operated and continues to operate.

FL ST s 125.901

West's F.S.A. ' 125.901

WEST'S FLORIDA STATUTES ANNOTATED

COPR. 8 WEST 1990 No Claim to Orig. Govt. Works

**TITLE XI. COUNTY ORGANIZATION AND INTERGOVERNMENTAL
RELATIONS**

CHAPTER 125. COUNTY GOVERNMENT

PART V. JUVENILE WELFARE SERVICES

125.901. County juvenile welfare services; independent special district; powers, duties, and functions of governing body

(1) Each county may by ordinance create an independent special district to provide juvenile welfare services throughout the county in accordance with this act. The boundaries of such district shall be coterminous with the boundaries of the county.

(2) The governing board of the district shall be a board of juvenile welfare consisting of ten members, including: the superintendent of schools, a local school board member, the district administrator from the appropriate district of the Department of Health and Rehabilitative Services or his designee, one member of the board of county commissioners, and the judge assigned to juvenile cases who shall sit as a voting member of the board, except that said judge shall not vote or participate in the setting of ad valorem taxes under this section. In the event there is more than one judge assigned to juvenile cases in a county, the chief judge shall designate one of said juvenile judges to serve on the board. The other five members of the board shall be appointed by the Governor and shall serve for terms of 4 years each. If any of the members of the board required to be appointed by the Governor under the provisions of this act shall resign, die, or be removed from office, the vacancy thereby created shall, as soon as practicable, be filled by appointment by the Governor, and such appointment to fill a vacancy shall be for the unexpired term of the person who resigns, dies, or is removed from office.

(3)(a) Each board of juvenile welfare shall have the following powers and duties:

1. To provide and maintain in the county such child guidance, psychological, or psychiatric clinics for juveniles as the board determines are needed for the general welfare of the county.

2. To provide for the care of dependent juveniles and to provide such other services for all juveniles as the board determines are needed for the general welfare of the county.

3. To allocate and provide funds for other agencies in the county which are operated for the benefit of juveniles, provided they are not under the exclusive jurisdiction of the public school system.

4. To collect information and statistical data which will be helpful to the board in deciding the needs of juveniles in the county.

5. To consult with other agencies dedicated to the welfare of juveniles to the end that the overlapping of services will be prevented.

6. To lease or buy such real estate, equipment, and personal property and to construct such buildings as are needed to execute the foregoing powers and duties, provided that no such purchases shall be made or building done except for cash with funds on hand.

7. To employ and pay, on a part-time or full-time basis, personnel needed to execute the foregoing powers and duties.

(b) Books of account shall be kept by the board or its clerical assistants, and the fiscal affairs of the board shall be exclusively audited by state auditors as they are assigned from time to time to audit the affairs of the county officials.

(4)(a) The fiscal year of the district shall be the same as that of the county.

(b) On or before July 1 of each year, the board of juvenile welfare shall prepare and adopt an annual written budget of its expected income and expenditures, including a contingency fund. The written budget shall be certified and delivered to the board of county commissioners on or before July 1 of each year. Included in each certified

budget shall be an estimate of the millage rate necessary to be applied to raise the funds budgeted for expenditures, which millage rate shall not exceed a maximum of 50 cents for each \$1,000 of assessed valuation of all properties within the county which are subject to county taxes.

(c) The budget of the board of juvenile welfare so certified and delivered to the board of county commissioners shall not be subject to change or modification by the board of county commissioners or any other authority.

(d) In order to provide funds for the board of juvenile welfare, the district may levy ad valorem taxes annually on all taxable property in the county in an amount not to exceed one-half mill, provided that the authority to levy such taxes has been approved by a majority vote of the electors of the district voting in an election called by the board of county commissioners for such purpose. The tax shall be assessed, levied, and collected in the same manner and at the same times provided by law for the levy, collection, and enforcement of collection of county taxes. All tax money collected under this act, as soon after the collection thereof as is reasonably practicable, shall be paid directly to the board of juvenile welfare by the tax collector of the county, or the clerk of the circuit court if he collects delinquent taxes. The moneys so received by the board of juvenile welfare shall be deposited in a special bank account and shall be withdrawn only by checks signed by the chairman of the board and countersigned by one other member of the board of juvenile welfare who shall be so authorized by the board. The chairman and the other member of the board who signs its checks shall each give a surety bond in the sum of \$1,000, which bond shall be conditioned that each shall faithfully discharge the duties of his office. No other member of the board shall be required to give bond or other security. No funds of the board of juvenile welfare shall be expended except by check as aforesaid, except expenditures from a petty cash account which shall not at any time exceed \$25. All expenditures from petty cash shall be recorded on the books and records of the board of juvenile welfare. No funds of the board of juvenile welfare, excepting expenditures from petty cash, shall be expended without prior approval of the board, in addition to the budgeting thereof.

(e) Within 10 days after the expiration of each quarter annual period, the board of juvenile welfare shall cause to be prepared and filed with the board of county commissioners a financial report which shall include the following:

1. The total expenditures of the board for the quarter annual period.

2. The total receipts of the board during the quarter annual period.

3. A statement of the funds the board has on hand or in banks at the end of the quarter annual period.

(5) After the first year of operation of the board of juvenile welfare, the board of county commissioners may, at its option, fund the budget of the board of juvenile welfare from its own funds.

HISTORICAL AND STATUTORY NOTES

1990 Main Volume Historical and Statutory Notes

Derivation:

Laws 1989, c. 89-379, ' 26.

Laws 1986, c. 86-197, ' ' 1 to 5.

Laws 1989, c. 89-379, ' 26, eff. July 6, 1989, in subsec. (2), increased the membership of the board from nine to ten, allowed designees of district administrators to serve on the board, and inserted the provisions relating to judges assigned to juvenile cases.

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