

1 A bill to be entitled
2 An act relating to early learning; providing a
3 directive to the Division of Law Revision and
4 Information to change the term "family day care home"
5 to "family child care home," and the term "family day
6 care" to "family child care"; amending ss. 125.0109
7 and 166.0445, F.S.; including large family child care
8 homes in local zoning regulation requirements;
9 amending s. 402.302, F.S.; redefining the term
10 "substantial compliance"; requiring the Department of
11 Children and Families to adopt rules for compliance by
12 certain programs regulated, but not licensed, by the
13 department; amending s. 402.3025, F.S.; revising
14 requirements for nonpublic schools delivering the
15 Voluntary Prekindergarten (VPK) Education Program or
16 school readiness program; amending s. 402.305, F.S.;
17 revising certain minimum standards for child care
18 facilities and personnel; prohibiting the transfer of
19 ownership of such facilities to specified individuals;
20 creating s. 402.3085, F.S.; requiring nonpublic
21 schools or providers seeking to operate certain
22 programs to annually obtain a certificate from the
23 department or a local licensing agency; providing for
24 issuance of the certificate upon examination of the
25 applicant's premises and records; prohibiting a
26 provider from participating in the programs without a

27 certificate; authorizing local licensing agencies to
28 apply their own minimum child care standards under
29 certain circumstances; amending s. 402.311, F.S.;
30 providing for the inspection of programs regulated by
31 the department; amending s. 402.3115, F.S.; providing
32 for abbreviated inspections of specified child care
33 homes; requiring rulemaking; amending s. 402.313,
34 F.S.; revising provisions for licensure, registration,
35 and operation of family child care homes; amending s.
36 402.3131, F.S.; revising requirements for large family
37 child care homes; amending s. 402.316, F.S.; providing
38 exemptions from child care facility licensing
39 standards; requiring a child care facility operating
40 as a provider of the VPK program or school readiness
41 program to comply with minimum standards; providing
42 penalties for failure to disclose or for use of
43 certain information; requiring the department to
44 establish a fee for inspection and compliance
45 activities; amending s. 627.70161, F.S.; revising
46 restrictions on residential property insurance
47 coverage to include coverage for large family child
48 care homes; amending s. 1001.213, F.S.; providing
49 additional duties of the Office of Early Learning;
50 amending s. 1002.53, F.S.; revising requirements for
51 application and determination of eligibility to enroll
52 in the VPK program; amending s. 1002.55, F.S.;

53 | revising requirements for a school-year
54 | prekindergarten program delivered by a private
55 | prekindergarten provider, including requirements for
56 | providers, instructors, and child care personnel;
57 | providing requirements in the case of provider
58 | violations; amending s. 1002.59, F.S.; conforming a
59 | cross-reference to changes made by the act; amending
60 | s. 1002.61, F.S.; revising employment requirements and
61 | educational credentials of certain instructional
62 | personnel; amending s. 1002.63, F.S.; revising
63 | employment requirements and educational credentials of
64 | certain instructional personnel; specifying health and
65 | safety requirements for public schools offering the
66 | VPK program; amending s. 1002.67, F.S.; revising
67 | rulemaking authority regarding pre- and post-
68 | assessment; amending s. 1002.69, F.S.; correcting a
69 | reference regarding adoption of performance standards;
70 | amending s. 1002.71, F.S.; revising information that
71 | must be provided to parents; amending s. 1002.75,
72 | F.S.; revising provisions included in the standard
73 | statewide VPK program provider contract; amending s.
74 | 1002.77, F.S.; revising the purpose and meetings of
75 | the Florida Early Learning Advisory Council; amending
76 | s. 1002.81, F.S.; revising certain program
77 | definitions; amending s. 1002.82, F.S.; revising the
78 | powers and duties of the Office of Early Learning;

79 | revising provisions included in the standard statewide
80 | school readiness provider contract; amending s.
81 | 1002.84, F.S.; revising the powers and duties of early
82 | learning coalitions; conforming provisions to changes
83 | made by the act; amending s. 1002.87, F.S.; revising
84 | student eligibility and enrollment requirements for
85 | the school readiness program; amending s. 1002.88,
86 | F.S.; revising eligibility requirements for program
87 | providers that want to deliver the school readiness
88 | program; providing conditions for denial of initial
89 | eligibility; providing child care personnel
90 | requirements; amending s. 1002.89, F.S.; revising the
91 | use of funds for the school readiness program;
92 | amending s. 1002.91, F.S.; prohibiting an early
93 | learning coalition from contracting with specified
94 | persons; amending s. 1002.94, F.S.; revising the
95 | purpose, membership, and duties of the Child Care
96 | Executive Partnership; authorizing the Office of Early
97 | Learning to allocate funds held by the partnership;
98 | providing for future legislative review and repeal of
99 | provisions relating to the partnership; requiring the
100 | Office of Early Learning to conduct a pilot project to
101 | study the impact of assessing the early literacy
102 | skills of certain VPK program participants; requiring
103 | the office to report its findings to the Governor and
104 | Legislature by specified dates; providing an

105 appropriation; providing effective dates.

106

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

108

109 Section 1. The Division of Law Revision and Information is
 110 directed to prepare a reviser's bill for the 2016 Regular
 111 Session of the Legislature to change the term "family day care
 112 home" to "family child care home" and the term "family day care"
 113 to "family child care" wherever the terms appear in the Florida
 114 Statutes.

115 Section 2. Section 125.0109, Florida Statutes, is amended
 116 to read:

117 125.0109 Family child day care homes and large family
 118 child care homes; local zoning regulation.—The operation of a
 119 residence as a family child day care home or large family child
 120 care home, as defined in s. 402.302, licensed or registered
 121 pursuant to s. 402.313 or s. 402.3131, as applicable,
 122 ~~constitutes, as defined by law, registered or licensed with the~~
 123 ~~Department of Children and Families shall constitute~~ a valid
 124 residential use for purposes of any local zoning regulations,
 125 and ~~no~~ such regulations ~~regulation may not shall~~ require the
 126 owner or operator of such family child day care home or large
 127 family child care home to obtain any special exemption or use
 128 permit or waiver, or to pay any special fee in excess of \$50, to
 129 operate in an area zoned for residential use.

130 Section 3. Section 166.0445, Florida Statutes, is amended

131 to read:

132 166.0445 Family child day care homes and large family
 133 child care homes; local zoning regulation.—The operation of a
 134 residence as a family child day care home or large family child
 135 care home, as defined in s. 402.302, licensed or registered
 136 pursuant to s. 402.313 or s. 402.3131, as applicable,
 137 constitutes, ~~as defined by law, registered or licensed with the~~
 138 ~~Department of Children and Families shall constitute~~ a valid
 139 residential use for purposes of any local zoning regulations,
 140 and ~~no~~ such regulations may not ~~regulation shall~~ require the
 141 owner or operator of such family child day care home or large
 142 family child care home to obtain any special exemption or use
 143 permit or waiver, or to pay any special fee in excess of \$50, to
 144 operate in an area zoned for residential use.

145 Section 4. Subsection (17) of section 402.302, Florida
 146 Statutes, is amended to read:

147 402.302 Definitions.—As used in this chapter, the term:

148 (17) "Substantial compliance" means, for purposes of
 149 programs operating under s. 1002.55, s. 1002.61, or s. 1002.88,
 150 ~~that level of adherence to adopted standards~~ which is sufficient
 151 to safeguard the health, safety, and well-being of all children
 152 under care. The standards must address the requirements of s.
 153 402.305 and must be limited to supervision, transportation,
 154 access, health-related requirements, food and nutrition,
 155 personnel screening, records, and enforcement of these
 156 standards. The standards must not limit or exclude the

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157 curriculum provided by a faith-based provider or nonpublic
158 school. The department, in consultation with the Office of Early
159 Learning, shall adopt rules to define and enforce substantial
160 compliance with minimum standards for child care facilities for
161 programs operating under s. 1002.55, s. 1002.61, or s. 1002.88
162 which are regulated, but not licensed, by the department
163 ~~Substantial compliance is greater than minimal adherence but not~~
164 ~~to the level of absolute adherence. Where a violation or~~
165 ~~variation is identified as the type which impacts, or can be~~
166 ~~reasonably expected within 90 days to impact, the health,~~
167 ~~safety, or well-being of a child, there is no substantial~~
168 ~~compliance.~~

169 Section 5. Paragraphs (d) and (e) of subsection (2) of
170 section 402.3025, Florida Statutes, are amended to read:

171 402.3025 Public and nonpublic schools.—For the purposes of
172 ss. 402.301-402.319, the following shall apply:

173 (2) NONPUBLIC SCHOOLS.—

174 (d)1. Nonpublic schools delivering programs under s.
175 1002.55, s. 1002.61, or s. 1002.88 ~~Programs for children who are~~
176 ~~at least 3 years of age, but under 5 years of age,~~ which are not
177 licensed under ss. 402.301-402.319 shall substantially comply
178 with the minimum child care standards adopted ~~promulgated~~
179 pursuant to ss. 402.305-402.3057.

180 2. The department or local licensing agency shall enforce
181 compliance with such standards, where possible, to eliminate or
182 minimize duplicative inspections or visits by staff enforcing

183 the minimum child care standards and staff enforcing other
184 standards under the jurisdiction of the department.

185 3. The department or local licensing agency may inspect
186 programs operating under this paragraph and pursue
187 administrative or judicial action under ss. 402.310-402.312
188 against nonpublic schools operating under this paragraph
189 ~~commence and maintain all proper and necessary actions and~~
190 ~~proceedings for any or all of the following purposes:~~

191 a. to protect the health, sanitation, safety, and well-
192 being of all children under care.

193 b. ~~To enforce its rules and regulations.~~

194 c. ~~To use corrective action plans, whenever possible, to~~
195 ~~attain compliance prior to the use of more restrictive~~
196 ~~enforcement measures.~~

197 d. ~~To make application for injunction to the proper~~
198 ~~circuit court, and the judge of that court shall have~~
199 ~~jurisdiction upon hearing and for cause shown to grant a~~
200 ~~temporary or permanent injunction, or both, restraining any~~
201 ~~person from violating or continuing to violate any of the~~
202 ~~provisions of ss. 402.301-402.319. Any violation of this section~~
203 ~~or of the standards applied under ss. 402.305-402.3057 which~~
204 ~~threatens harm to any child in the school's programs for~~
205 ~~children who are at least 3 years of age, but are under 5 years~~
206 ~~of age, or repeated violations of this section or the standards~~
207 ~~under ss. 402.305-402.3057, shall be grounds to seek an~~
208 ~~injunction to close a program in a school.~~

209 ~~e. To impose an administrative fine, not to exceed \$100,~~
210 ~~for each violation of the minimum child care standards~~
211 ~~promulgated pursuant to ss. 402.305-402.3057.~~

212 4. It is a misdemeanor of the first degree, punishable as
213 provided in s. 775.082 or s. 775.083, for any person willfully,
214 knowingly, or intentionally to:

215 a. Fail, by false statement, misrepresentation,
216 impersonation, or other fraudulent means, to disclose in any
217 required written documentation for exclusion from licensure
218 pursuant to this section a material fact used in making a
219 determination as to such exclusion; or

220 b. Use information from the criminal records obtained
221 under s. 402.305 or s. 402.3055 for any purpose other than
222 screening that person for employment as specified in those
223 sections or release such information to any other person for any
224 purpose other than screening for employment as specified in
225 those sections.

226 5. It is a felony of the third degree, punishable as
227 provided in s. 775.082, s. 775.083, or s. 775.084, for any
228 person willfully, knowingly, or intentionally to use information
229 from the juvenile records of any person obtained under s.
230 402.305 or s. 402.3055 for any purpose other than screening for
231 employment as specified in those sections or to release
232 information from such records to any other person for any
233 purpose other than screening for employment as specified in
234 those sections.

235 6. The inclusion of nonpublic schools within options
 236 available under ss. 1002.55, 1002.61, and 1002.88 does not
 237 expand the regulatory authority of the state, its officers, any
 238 local licensing agency, or any early learning coalition to
 239 impose any additional regulation of nonpublic schools beyond
 240 those reasonably necessary to enforce requirements expressly
 241 specified in this paragraph.

242 ~~(e) The department and the nonpublic school accrediting~~
 243 ~~agencies are encouraged to develop agreements to facilitate the~~
 244 ~~enforcement of the minimum child care standards as they relate~~
 245 ~~to the schools which the agencies accredit.~~

246 Section 6. Paragraphs (a) and (d) of subsection (2),
 247 paragraph (b) of subsection (9), and subsections (10) and (18)
 248 of section 402.305, Florida Statutes, are amended to read:

249 402.305 Licensing standards; child care facilities.-

250 (2) PERSONNEL.—Minimum standards for child care personnel
 251 shall include minimum requirements as to:

252 (a) Good moral character based upon screening, according
 253 to the level 2 screening requirements of. ~~This screening shall~~
 254 ~~be conducted as provided in chapter 435, using the level 2~~
 255 ~~standards for screening set forth in that chapter.~~ In addition
 256 to the offenses specified in s. 435.04, all child care personnel
 257 required to undergo background screening pursuant to this
 258 section may not have an arrest awaiting final disposition for,
 259 may not have been found guilty of, or entered a plea of guilty
 260 or nolo contendere to, regardless of adjudication, and may not

261 have been adjudicated delinquent and the record has not been
262 sealed or expunged for, an offense specified in s. 39.205.
263 Before employing child care personnel subject to this section,
264 the employer must conduct employment history checks of each of
265 the personnel's previous employers and document the findings. If
266 unable to contact a previous employer, the employer must
267 document efforts to contact the previous employer.

268 (d) Minimum training requirements for child care
269 personnel.

270 1. Such minimum standards for training shall ensure that
271 all child care personnel take an approved 40-clock-hour
272 introductory course in child care, which course covers at least
273 the following topic areas:

274 a. State and local rules and regulations which govern
275 child care.

276 b. Health, safety, and nutrition.

277 c. Identifying and reporting child abuse and neglect.

278 d. Child development, including typical and atypical
279 language, cognitive, motor, social, and self-help skills
280 development.

281 e. Observation of developmental behaviors, including using
282 a checklist or other similar observation tools and techniques to
283 determine the child's developmental age level.

284 f. Specialized areas, including computer technology for
285 professional and classroom use and numeracy, early literacy, and
286 language development of children from birth to 5 years of age,

287 as determined by the department, for owner-operators and child
288 care personnel of a child care facility.

289 g. Developmental disabilities, including autism spectrum
290 disorder and Down syndrome, and early identification, use of
291 available state and local resources, classroom integration, and
292 positive behavioral supports for children with developmental
293 disabilities.

294

295 Within 90 days after employment, child care personnel shall
296 begin training to meet the training requirements in this
297 paragraph. Child care personnel shall successfully complete such
298 training within 1 year after the date on which the training
299 began, as evidenced by passage of a competency examination.

300 Successful completion of the 40-clock-hour introductory course
301 shall articulate into community college credit in early
302 childhood education, pursuant to ss. 1007.24 and 1007.25.

303 Exemption from all or a portion of the required training shall
304 be granted to child care personnel based upon educational
305 credentials or passage of competency examinations. Child care
306 personnel possessing a 2-year degree or higher that includes 6
307 college credit hours in early childhood development or child
308 growth and development, or a child development associate
309 credential or an equivalent state-approved child development
310 associate credential, or a child development associate waiver
311 certificate shall be automatically exempted from the training
312 requirements in sub-subparagraphs b., d., and e.

313 2. The introductory course in child care shall stress, to
314 the extent possible, an interdisciplinary approach to the study
315 of children.

316 3. The introductory course shall cover recognition and
317 prevention of shaken baby syndrome; prevention of sudden infant
318 death syndrome; recognition and care of infants and toddlers
319 with developmental disabilities, including autism spectrum
320 disorder and Down syndrome; and early childhood brain
321 development within the topic areas identified in this paragraph.

322 4. On an annual basis in order to further their child care
323 skills and, if appropriate, administrative skills, child care
324 personnel who have fulfilled the requirements for the child care
325 training shall be required to take an additional 1 continuing
326 education unit of approved inservice training, or 10 clock hours
327 of equivalent training, as determined by the department.

328 5. Child care personnel shall be required to complete 0.5
329 continuing education unit of approved training or 5 clock hours
330 of equivalent training, as determined by the department, in
331 numeracy, early literacy, and language development of children
332 from birth to 5 years of age one time. The year that this
333 training is completed, it shall fulfill the 0.5 continuing
334 education unit or 5 clock hours of the annual training required
335 in subparagraph 4.

336 6. Procedures for ensuring the training of qualified child
337 care professionals to provide training of child care personnel,
338 including onsite training, shall be included in the minimum

339 standards. It is recommended that the state community child care
340 coordination agencies (central agencies) be contracted by the
341 department to coordinate such training when possible. Other
342 district educational resources, such as community colleges and
343 career programs, can be designated in such areas where central
344 agencies may not exist or are determined not to have the
345 capability to meet the coordination requirements set forth by
346 the department.

347 7. Training requirements do ~~shall~~ not apply to certain
348 occasional or part-time support staff, including, but not
349 limited to, swimming instructors, piano teachers, dance
350 instructors, and gymnastics instructors.

351 8. The department shall evaluate or contract for an
352 evaluation for the general purpose of determining the status of
353 and means to improve staff training requirements and testing
354 procedures. The evaluation shall be conducted every 2 years. The
355 evaluation must ~~shall~~ include, but not be limited to,
356 determining the availability, quality, scope, and sources of
357 current staff training; determining the need for specialty
358 training; and determining ways to increase inservice training
359 and ways to increase the accessibility, quality, and cost-
360 effectiveness of current and proposed staff training. The
361 evaluation methodology must ~~shall~~ include a reliable and valid
362 survey of child care personnel.

363 9. The child care operator shall be required to take basic
364 training in serving children with disabilities within 5 years

365 after employment, either as a part of the introductory training
366 or the annual 8 hours of inservice training.

367 (9) ADMISSIONS AND RECORDKEEPING.—

368 (b) ~~During the months of August and September of each~~
369 ~~year,~~ Each child care facility shall provide parents of children
370 enrolling ~~enrolled~~ in the facility detailed information
371 regarding the causes, symptoms, and transmission of the
372 influenza virus in an effort to educate those parents regarding
373 the importance of immunizing their children against influenza as
374 recommended by the Advisory Committee on Immunization Practices
375 of the Centers for Disease Control and Prevention.

376 (10) TRANSPORTATION SAFETY.—Minimum standards must ~~shall~~
377 include requirements for child restraints or seat belts in
378 vehicles used by child care facilities, ~~and~~ large family child
379 care homes, and licensed family child care homes to transport
380 children, requirements for annual inspections of the vehicles,
381 limitations on the number of children in the vehicles, and
382 accountability for children being transported.

383 (18) TRANSFER OF OWNERSHIP.—

384 (a) One week before ~~prior to~~ the transfer of ownership of
385 a child care facility, ~~or~~ family child ~~day~~ care home, or large
386 family child care home, the transferor shall notify the parent
387 or caretaker of each child of the impending transfer.

388 (b) The owner of a child care facility, family child care
389 home, or large family child care home may not transfer ownership
390 to a relative of the operator if the operator has had his or her

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391 license suspended or revoked by the department pursuant to s.
 392 402.310, has received notice from the department that reasonable
 393 cause exists to suspend or revoke his or her license, or has
 394 been placed on the United States Department of Agriculture
 395 National Disqualified List. For purposes of this paragraph, the
 396 term "relative" means father, mother, son, daughter,
 397 grandfather, grandmother, brother, sister, uncle, aunt, cousin,
 398 nephew, niece, husband, wife, father-in-law, mother-in-law, son-
 399 in-law, daughter-in-law, brother-in-law, sister-in-law,
 400 stepfather, stepmother, stepson, stepdaughter, stepbrother,
 401 stepsister, half brother, or half sister.

402 (c)~~(b)~~ The department shall, by rule, establish methods by
 403 which notice will be achieved and minimum standards by which to
 404 implement this subsection.

405 Section 7. Section 402.3085, Florida Statutes, is created
 406 to read:

407 402.3085 Certificate of substantial compliance with
 408 minimum child care standards.—Each nonpublic school or provider
 409 seeking to operate a program pursuant to s. 402.3025(2)(d) or s.
 410 402.316(4), respectively, shall annually obtain a certificate
 411 from the department or local licensing agency in the manner and
 412 on the forms prescribed by the department or local licensing
 413 agency. An annual certificate or a renewal of an annual
 414 certificate shall be issued upon an examination of the
 415 applicant's premises and records to determine that the applicant
 416 is in substantial compliance with the minimum child care

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417 standards. A provider may not participate in a program pursuant
418 to s. 402.3025(2)(d) or s. 402.316(4), respectively, without the
419 certification. Local licensing agencies may apply their own
420 minimum child care standards if the department determines that
421 such standards meet or exceed department standards as provided
422 in s. 402.307.

423 Section 8. Section 402.311, Florida Statutes, is amended
424 to read:

425 402.311 Inspection.—A licensed child care facility or
426 program regulated by the department shall accord to the
427 department or the local licensing agency, whichever is
428 applicable, the privilege of inspection, including access to
429 facilities and personnel and to those records required in s.
430 402.305, at reasonable times during regular business hours, to
431 ensure compliance with ~~the provisions of~~ ss. 402.301-402.319.
432 The right of entry and inspection shall also extend to any
433 premises which the department or local licensing agency has
434 reason to believe are being operated or maintained as a child
435 care facility or program ~~without a license~~, but no such entry or
436 inspection of any premises shall be made without the permission
437 of the person in charge thereof unless a warrant is first
438 obtained from the circuit court authorizing same. Any
439 application for a license, application for authorization to
440 operate a child care program which must maintain substantial
441 compliance with child care standards adopted under this chapter,
442 ~~or renewal of such license or authorization, made pursuant to~~

443 ~~this act~~ or the advertisement to the public for the provision of
 444 child care as defined in s. 402.302 constitutes ~~shall constitute~~
 445 permission for any entry to or inspection of the subject
 446 premises ~~for which the license is sought in order~~ to facilitate
 447 verification of the information submitted on or in connection
 448 with the application. In the event a ~~licensed~~ facility or
 449 program refuses permission for entry or inspection to the
 450 department or local licensing agency, a warrant shall be
 451 obtained from the circuit court authorizing same before ~~prior to~~
 452 such entry or inspection. The department or local licensing
 453 agency may institute disciplinary proceedings pursuant to s.
 454 402.310~~7~~ for such refusal.

455 Section 9. Section 402.3115, Florida Statutes, is amended
 456 to read:

457 402.3115 ~~Elimination of duplicative and unnecessary~~
 458 ~~inspections;~~ Abbreviated inspections. ~~The Department of Children~~
 459 ~~and Families and local governmental agencies that license child~~
 460 ~~care facilities shall develop and implement a plan to eliminate~~
 461 ~~duplicative and unnecessary inspections of child care~~
 462 ~~facilities. In addition,~~ The department and the local licensing
 463 governmental agencies shall conduct ~~develop and implement an~~
 464 abbreviated inspections of inspection plan for child care
 465 facilities licensed under s. 402.305, family child care homes
 466 licensed under s. 402.313, and large family child care homes
 467 licensed under s. 402.3131 that have had no Class I ~~±~~ or Class
 468 II violations ~~2 deficiencies~~, as defined by rule, for at least 2

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469 consecutive years. The abbreviated inspection must include those
470 elements identified by the department and the local licensing
471 ~~governmental~~ agencies as being key indicators of whether the
472 child care facility continues to provide quality care and
473 programming. The department shall adopt rules establishing
474 criteria and procedures for abbreviated inspections and
475 inspection schedules that provide for both announced and
476 unannounced inspections.

477 Section 10. Section 402.313, Florida Statutes, is amended
478 to read:

479 402.313 Family child day care homes.—

480 (1) A family child day care home must ~~homes shall~~ be
481 licensed under this section ~~act~~ if it is ~~they are~~ presently
482 being licensed under an existing county licensing ordinance, ~~or~~
483 ~~if~~ the board of county commissioners passes a resolution that
484 requires licensure of family child day care homes, or the family
485 child care home is operating a program under s. 1002.55, s.
486 1002.61, or s. 1002.88. Each licensed or registered family child
487 care home must conspicuously display its license or registration
488 in the common area of the home ~~be licensed.~~

489 (a) If not subject to license, a family child day care
490 home must comply with this section and ~~homes shall~~ register
491 annually with the department, providing the following
492 information:

- 493 1. The name and address of the home.
494 2. The name of the operator.

495 3. The number of children served.

496 4. Proof of a written plan to identify a ~~provide at least~~
497 ~~one other~~ competent adult who has met the screening and training
498 requirements of the department to serve as a designated ~~to be~~
499 ~~available to~~ substitute for the operator ~~in an emergency~~. This
500 plan must ~~shall~~ include the name, address, and telephone number
501 of the designated substitute who will serve in the absence of
502 the operator.

503 ~~5. Proof of screening and background checks.~~

504 ~~6. Proof of successful completion of the 30-hour training~~
505 ~~course, as evidenced by passage of a competency examination,~~
506 ~~which shall include:~~

507 a. ~~State and local rules and regulations that govern child~~
508 ~~care.~~

509 b. ~~Health, safety, and nutrition.~~

510 c. ~~Identifying and reporting child abuse and neglect.~~

511 d. ~~Child development, including typical and atypical~~
512 ~~language development; and cognitive, motor, social, and self-~~
513 ~~help skills development.~~

514 e. ~~Observation of developmental behaviors, including using~~
515 ~~a checklist or other similar observation tools and techniques to~~
516 ~~determine a child's developmental level.~~

517 f. ~~Specialized areas, including early literacy and~~
518 ~~language development of children from birth to 5 years of age,~~
519 ~~as determined by the department, for owner-operators of family~~
520 ~~day care homes.~~

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521 ~~5.7.~~ Proof that immunization records are kept current.

522 ~~8. Proof of completion of the required continuing~~
523 ~~education units or clock hours.~~

524
525 Upon receipt of registration information submitted by a family
526 child care home pursuant to this paragraph, the department shall
527 verify that the home is in compliance with the background
528 screening requirements in subsection (3) and that the operator
529 and the designated substitute are in compliance with the
530 applicable training requirements of subsection (4).

531 (b) A family child ~~day~~ care home may volunteer to be
532 licensed ~~under this act.~~

533 (c) The department may provide technical assistance to
534 counties and operators of family child day care homes ~~home~~
535 ~~providers~~ to enable counties and operators ~~family day care~~
536 ~~providers~~ to achieve compliance with family child day care home
537 ~~homes~~ standards.

538 (2) This information shall be included in a directory to
539 be published annually by the department to inform the public of
540 available child care facilities.

541 (3) Child care personnel in family child ~~day~~ care homes
542 are ~~shall be~~ subject to the applicable screening provisions
543 contained in ss. 402.305(2) and 402.3055. For purposes of
544 screening in family child ~~day~~ care homes, the term "child care
545 personnel" includes the operator, the designated substitute, any
546 member over the age of 12 years of a family child ~~day~~ care home

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547 operator's family, or persons over the age of 12 years residing
548 with the operator in the family child ~~day~~ care home. Members of
549 the operator's family, or persons residing with the operator,
550 who are between the ages of 12 years and 18 years may ~~shall~~ not
551 be required to be fingerprinted~~7~~, but shall be screened for
552 delinquency records.

553 (4) (a) Before licensure and before caring for children,
554 operators of family child ~~day~~ care homes and an individual
555 serving as a designated substitute for the operator who works 40
556 hours or more per month on average must:

557 1. Successfully complete an approved 30-clock-hour
558 introductory course in child care, as evidenced by passage of a
559 competency examination, ~~before caring for children.~~ The course
560 must include:

561 a. State and local rules and regulations that govern child
562 care.

563 b. Health, safety, and nutrition.

564 c. Identifying and reporting child abuse and neglect.

565 d. Child development, including typical and atypical
566 language development, and cognitive, motor, social, and
567 executive functioning skills development.

568 e. Observation of developmental behaviors, including using
569 checklists or other similar observation tools and techniques to
570 determine a child's developmental level.

571 f. Specialized areas, including numeracy, early literacy,
572 and language development of children from birth to 5 years of

573 age, as determined by the department, for operators of family
574 child care homes.

575 ~~(5) In order to further develop their child care skills~~
576 ~~and, if appropriate, their administrative skills, operators of~~
577 ~~family day care homes shall be required to complete an~~
578 ~~additional 1 continuing education unit of approved training or~~
579 ~~10 clock hours of equivalent training, as determined by the~~
580 ~~department, annually.~~

581 2.(6) Operators of family day care homes shall be required
582 to complete a 0.5 continuing education unit of approved training
583 in numeracy, early literacy, and language development of
584 children from birth to 5 years of age one time. For an operator,
585 the year that this training is completed, it shall fulfill the
586 0.5 continuing education unit or 5 clock hours of the annual
587 training required in paragraph (c) subsection (5).

588 3. Complete training in first aid and infant and child
589 cardiopulmonary resuscitation as evidenced by current
590 documentation of course completion.

591 (b) Before licensure and before caring for children,
592 family child care home designated substitutes who work less than
593 40 hours per month on average must complete the department's 6-
594 clock-hour Family Child Care Home Rules and Regulations
595 training, as evidenced by successful completion of a competency
596 examination and first aid and infant and child cardiopulmonary
597 resuscitation training required under subparagraph (a)3. A
598 designated substitute who has successfully completed the 3-

599 clock-hour Fundamentals of Child Care training established by
 600 rules of the department or the 30-clock-hour training under
 601 subparagraph (a)1. is not required to complete the 6-clock-hour
 602 Family Child Care Home Rules and Regulations training.

603 (c) Operators of family child care homes must annually
 604 complete an additional 1 continuing education unit of approved
 605 training regarding child care and administrative skills or 10
 606 clock hours of equivalent training, as determined by the
 607 department.

608 (5)-(7) Operators of family child ~~day~~ care homes must ~~shall~~
 609 ~~be required~~ annually ~~to~~ complete a health and safety home
 610 inspection self-evaluation checklist developed by the department
 611 in conjunction with the statewide resource and referral program.
 612 The completed checklist shall be signed by the operator of the
 613 family child ~~day~~ care home and provided to parents as
 614 certification that basic health and safety standards are being
 615 met.

616 (6)-(8) Operators of family child ~~day~~ care homes ~~home~~
 617 ~~operators~~ may avail themselves of supportive services offered by
 618 the department.

619 (7)-(9) The department shall prepare a brochure on family
 620 child ~~day~~ care for distribution by the department and by local
 621 licensing agencies, if appropriate, to family child ~~day~~ care
 622 homes for distribution to parents using ~~utilizing~~ such child
 623 care, and to all interested persons, including physicians and
 624 other health professionals; mental health professionals; school

625 teachers or other school personnel; social workers or other
626 professional child care, foster care, residential, or
627 institutional workers; and law enforcement officers. The
628 brochure shall, at a minimum, contain the following information:

629 (a) A brief description of the requirements for family
630 child day care registration, training, and background
631 ~~fingerprinting and screening.~~

632 (b) A listing of those counties that require licensure of
633 family child day care homes. Such counties shall provide an
634 addendum to the brochure that provides a brief description of
635 the licensure requirements or may provide a brochure in lieu of
636 the one described in this subsection, provided it contains all
637 the required information on licensure and the required
638 information in the subsequent paragraphs.

639 (c) A statement indicating that information about the
640 family child day care home's compliance with applicable state or
641 local requirements can be obtained from ~~by telephoning~~ the
642 department ~~office~~ or ~~the office of~~ the local licensing agency,
643 including the, if appropriate, at a telephone number or numbers
644 and website address for the department or local licensing
645 agency, as applicable ~~which shall be affixed to the brochure.~~

646 (d) The statewide toll-free telephone number of the
647 central abuse hotline, together with a notice that reports of
648 suspected and actual child physical abuse, sexual abuse, and
649 neglect are received and referred for investigation by the
650 hotline.

651 (e) Any other information relating to competent child care
 652 that the department or local licensing agency, if preparing a
 653 separate brochure, considers ~~deems would be~~ helpful to parents
 654 and other caretakers in their selection of a family child ~~day~~
 655 care home.

656 ~~(8)-(10)~~ On an annual basis, the department shall evaluate
 657 the registration and licensure system for family child ~~day~~ care
 658 homes. Such evaluation shall, at a minimum, address the
 659 following:

660 (a) The number of family child ~~day~~ care homes registered
 661 and licensed and the dates of such registration and licensure.

662 (b) The number of children being served in both registered
 663 and licensed family child ~~day~~ care homes and any available slots
 664 in such homes.

665 (c) The number of complaints received concerning family
 666 child ~~day~~ care, the nature of the complaints, and the resolution
 667 of such complaints.

668 (d) The training activities used ~~utilized~~ by child care
 669 personnel in family child ~~day~~ care homes for meeting the state
 670 or local training requirements.

671
 672 The evaluation, pursuant to this subsection, shall be used
 673 ~~utilized~~ by the department in any administrative modifications
 674 or adjustments to be made in the registration of family child
 675 ~~day~~ care homes or in any legislative requests for modifications
 676 to the system of registration or to other requirements for

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677 family child ~~day~~ care homes.

678 ~~(11) In order to inform the public of the state~~
679 ~~requirement for registration of family day care homes as well as~~
680 ~~the other requirements for such homes to legally operate in the~~
681 ~~state, the department shall institute a media campaign to~~
682 ~~accomplish this end. Such a campaign shall include, at a~~
683 ~~minimum, flyers, newspaper advertisements, radio advertisements,~~
684 ~~and television advertisements.~~

685 ~~(9)(12)~~ Notwithstanding any other state or local law or
686 ordinance, any family child ~~day~~ care home licensed pursuant to
687 this chapter or pursuant to a county ordinance shall be charged
688 the utility rates accorded to a residential home. A licensed
689 family child ~~day~~ care home may not be charged commercial utility
690 rates.

691 ~~(10)(13)~~ The department shall, by rule, establish minimum
692 standards for family child ~~day~~ care homes that are required to
693 be licensed by county licensing ordinance or county licensing
694 resolution or that voluntarily choose to be licensed. The
695 standards should include requirements for staffing, training,
696 maintenance of immunization records, minimum health and safety
697 standards, reduced standards for the regulation of child care
698 during evening hours by municipalities and counties, and
699 enforcement of standards. Additionally, the department shall
700 adopt rules prescribing procedures for verifying a registered
701 family child care home's compliance with background screening
702 and training requirements.

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703 ~~(11)-(14) During the months of August and September of each~~
704 ~~year,~~ Each family child day care home shall provide parents of
705 children enrolling ~~enrolled~~ in the home detailed information
706 regarding the causes, symptoms, and transmission of the
707 influenza virus in an effort to educate those parents regarding
708 the importance of immunizing their children against influenza as
709 recommended by the Advisory Committee on Immunization Practices
710 of the Centers for Disease Control and Prevention.

711 Section 11. Subsections (1), (3), (5), and (9) of section
712 402.3131, Florida Statutes, are amended, and subsection (10) is
713 added to that section, to read:

714 402.3131 Large family child care homes.—

715 (1) A large family child care home must ~~homes shall~~ be
716 licensed under this section and conspicuously display its
717 license in the common area of the home.

718 (3) Operators of large family child care homes must
719 successfully complete an approved 40-clock-hour introductory
720 course in group child care, including numeracy, early literacy,
721 and language development of children from birth to 5 years of
722 age, as evidenced by passage of a competency examination.
723 Successful completion of the 40-clock-hour introductory course
724 shall articulate into community college credit in early
725 childhood education, pursuant to ss. 1007.24 and 1007.25.

726 (5) Operators of large family child care homes shall be
727 required to complete 0.5 continuing education unit of approved
728 training or 5 clock hours of equivalent training, as determined

729 by the department, in numeracy, early literacy, and language
730 development of children from birth to 5 years of age one time.
731 The year that this training is completed, it shall fulfill the
732 0.5 continuing education unit or 5 clock hours of the annual
733 training required in subsection (4).

734 ~~(9) During the months of August and September of each~~
735 ~~year,~~ Each large family child care home shall provide parents of
736 children enrolling ~~enrolled~~ in the home detailed information
737 regarding the causes, symptoms, and transmission of the
738 influenza virus in an effort to educate those parents regarding
739 the importance of immunizing their children against influenza as
740 recommended by the Advisory Committee on Immunization Practices
741 of the Centers for Disease Control and Prevention.

742 (10) Notwithstanding any other state or local law or
743 ordinance, a large family child care home licensed pursuant to
744 this chapter or pursuant to a county ordinance shall be charged
745 the utility rates accorded to a residential home. Such a home
746 may not be charged commercial utility rates.

747 Section 12. Subsections (4), (5), and (6) are added to
748 section 402.316, Florida Statutes, to read:

749 402.316 Exemptions.—

750 (4) A child care facility operating under subsection (1)
751 which is applying to operate or is operating as a provider of a
752 program described in s. 1002.55, s. 1002.61, or s. 1002.88 must
753 substantially comply with the minimum standards for child care
754 facilities adopted pursuant to ss. 402.305-402.3057 and must

755 allow the department or local licensing agency access to monitor
756 and enforce compliance with such standards.

757 (a) The department or local licensing agency may pursue
758 administrative or judicial action under ss. 402.310-402.312 and
759 the rules adopted under those sections against any child care
760 facility operating under this subsection to enforce substantial
761 compliance with child care facility minimum standards or to
762 protect the health, safety, and well-being of any child in the
763 facility's care. A child care facility operating under this
764 subsection is subject to ss. 402.310-402.312 and the rules
765 adopted under those sections to the same extent as a child care
766 facility licensed under ss. 402.301-402.319.

767 (b) It is a misdemeanor of the first degree, punishable as
768 provided in s. 775.082 or s. 775.083, for a person to willfully,
769 knowingly, or intentionally to:

770 1. Fail, by false statement, misrepresentation,
771 impersonation, or other fraudulent means, to disclose in any
772 required written documentation for exclusion from licensure
773 pursuant to this section a material fact used in making a
774 determination as to such exclusion; or

775 2. Use information from the criminal records obtained
776 under s. 402.305 or s. 402.3055 for a purpose other than
777 screening the subject of those records for employment as
778 specified in those sections or to release such information to
779 any other person for a purpose other than screening for
780 employment as specified in those sections.

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781 (c) It is a felony of the third degree, punishable as
782 provided in s. 775.082, s. 775.083, or s. 775.084, for a person
783 to willfully, knowingly, or intentionally use information from
784 the juvenile records of a person obtained under s. 402.305 or s.
785 402.3055 for a purpose other than screening for employment as
786 specified in those sections or to release information from such
787 records to any other person for a purpose other than screening
788 for employment as specified in those sections.

789 (5) The department shall establish a fee for inspection
790 and compliance activities performed pursuant to this section in
791 an amount sufficient to cover costs. However, the amount of such
792 fee for the inspection of a program may not exceed the fee
793 imposed for child care licensure pursuant to s. 402.315.

794 (6) The inclusion of a child care facility operating under
795 subsection (1) as a provider of a program described in s.
796 1002.55, s. 1002.61, or s. 1002.88 does not expand the
797 regulatory authority of the state, its officers, any local
798 licensing agency, or any early learning coalition to impose any
799 additional regulation of child care facilities beyond those
800 reasonably necessary to enforce requirements expressly included
801 in this section.

802 Section 13. Section 627.70161, Florida Statutes, is
803 amended to read:

804 627.70161 Residential property insurance coverage; family
805 child ~~day~~ care homes and large family child care homes
806 insurance.—

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807 (1) PURPOSE AND INTENT.—The Legislature recognizes that
808 family child day care homes and large family child care homes
809 fulfill a vital role in providing child care in Florida. It is
810 the intent of the Legislature that residential property
811 insurance coverage should not be canceled, denied, or nonrenewed
812 solely because child ~~on the basis of the family day care~~
813 services are provided at the residence. The Legislature also
814 recognizes that the potential liability of residential property
815 insurers is substantially increased by the rendition of child
816 care services on the premises. The Legislature therefore finds
817 that there is a public need to specify that contractual
818 liabilities associated ~~that arise in connection~~ with the
819 operation of a the family child day care home or large family
820 child care home are excluded from residential property insurance
821 policies unless they are specifically included in such coverage.

822 (2) DEFINITIONS.—As used in this section, the term:

823 (a) "Child care" means the care, protection, and
824 supervision of a child, for a period of up to ~~less than~~ 24 hours
825 a day on a regular basis, which supplements parental care,
826 enrichment, and health supervision for the child, in accordance
827 with his or her individual needs, and for which a payment, fee,
828 or grant is made for care.

829 (b) "Family child day care home" has the same meaning as
830 provided in s. 402.302 ~~means an occupied residence in which~~
831 ~~child care is regularly provided for children from at least two~~
832 ~~unrelated families and which receives a payment, fee, or grant~~

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833 ~~for any of the children receiving care, whether or not operated~~
834 ~~for a profit.~~

835 (c) "Large family child care home" has the same meaning as
836 provided in s. 402.302.

837 (3) FAMILY CHILD DAY CARE; COVERAGE.—A residential
838 property insurance policy may ~~shall~~ not provide coverage for
839 liability for claims arising out of, or in connection with, the
840 operation of a family child day care home or large family child
841 care home, and the insurer shall be under no obligation to
842 defend against lawsuits covering such claims, unless:

843 (a) Specifically covered in a policy; or

844 (b) Covered by a rider or endorsement for business
845 coverage attached to a policy.

846 (4) DENIAL, CANCELLATION, REFUSAL TO RENEW PROHIBITED.—An
847 insurer may not deny, cancel, or refuse to renew a policy for
848 residential property insurance solely on the basis that the
849 policyholder or applicant operates a family child day care home
850 or a large family child care home. In addition to other lawful
851 reasons for refusing to insure, an insurer may deny, cancel, or
852 refuse to renew a policy of a family child day care home or
853 large family child care home provider if one or more of the
854 following conditions occur:

855 (a) The policyholder or applicant provides care for more
856 children than authorized for family child day care homes or
857 large family child care homes by s. 402.302;

858 (b) The policyholder or applicant fails to maintain a

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859 separate commercial liability policy or an endorsement providing
860 liability coverage for ~~the~~ family child day care home or large
861 family child care home operations;

862 (c) The policyholder or applicant fails to comply with the
863 family child day care home licensure and registration
864 requirements specified in s. 402.313 or the large family child
865 care home licensure requirements specified in s. 402.3131; or

866 (d) Discovery of willful or grossly negligent acts or
867 omissions or any violations of state laws or regulations
868 establishing safety standards for family child day care homes
869 and large family child care homes by the named insured or his or
870 her representative which materially increase any of the risks
871 insured.

872 Section 14. Subsections (7), (8), and (9) are added to
873 section 1001.213, Florida Statutes, to read:

874 1001.213 Office of Early Learning.—There is created within
875 the Office of Independent Education and Parental Choice the
876 Office of Early Learning, as required under s. 20.15, which
877 shall be administered by an executive director. The office shall
878 be fully accountable to the Commissioner of Education but shall:

879 (7) Hire a general counsel who reports directly to the
880 executive director of the office.

881 (8) Hire an inspector general who reports directly to the
882 executive director of the office and to the Chief Inspector
883 General pursuant to s. 14.32.

884 (9) By July 1, 2017, develop and implement, in

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885 consultation with early learning coalitions and providers of the
886 Voluntary Prekindergarten Education Program and the school
887 readiness program, best practices for providing parental
888 notifications in the parent's native language to a parent whose
889 native language is a language other than English.

890 Section 15. Subsection (4) of section 1002.53, Florida
891 Statutes, is amended to read:

892 1002.53 Voluntary Prekindergarten Education Program;
893 eligibility and enrollment.—

894 (4) (a) Each parent enrolling a child in the Voluntary
895 Prekindergarten Education Program must complete and submit an
896 application to the early learning coalition through the single
897 point of entry established under s. 1002.82 or to a private
898 prekindergarten provider or public school if the provider or
899 school is authorized by the early learning coalition to
900 determine student eligibility for enrollment in the program.

901 (b) The application must be submitted on forms prescribed
902 by the Office of Early Learning and must be accompanied by a
903 certified copy of the child's birth certificate. The forms must
904 include a certification, in substantially the form provided in
905 s. 1002.71(6)(b)2., that the parent chooses the private
906 prekindergarten provider or public school in accordance with
907 this section and directs that payments for the program be made
908 to the provider or school. The Office of Early Learning may
909 authorize alternative methods for submitting proof of the
910 child's age in lieu of a certified copy of the child's birth

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911 certificate.

912 (c) If a private prekindergarten provider or public school
913 has been authorized to determine child eligibility and
914 enrollment, upon receipt of an application, the provider or
915 school must:

916 1. Determine the child's eligibility for the program and
917 be responsible for any errors in such determination.

918 2. Retain the original application and a certified copy of
919 the child's birth certificate or authorized alternative proof of
920 age on file for at least 5 years.

921

922 An early learning coalition may audit applications held by a
923 private prekindergarten provider or public school in the
924 coalition's service area to determine whether children enrolled
925 and reported for funding by the provider or school have met the
926 eligibility criteria in subsection (2).

927 (d)-(e) Each early learning coalition shall coordinate with
928 each of the school districts within the coalition's county or
929 multicounty region in the development of procedures for
930 enrolling children in prekindergarten programs delivered by
931 public schools, including procedures for making child
932 eligibility determinations and auditing enrollment records to
933 confirm that enrolled children have met eligibility
934 requirements.

935 Section 16. Section 1002.55, Florida Statutes, is amended
936 to read:

937 1002.55 School-year prekindergarten program delivered by
 938 private prekindergarten providers.—

939 (1) Each early learning coalition shall administer the
 940 Voluntary Prekindergarten Education Program at the county or
 941 regional level for students enrolled under s. 1002.53(3)(a) in a
 942 school-year prekindergarten program delivered by a private
 943 prekindergarten provider. Each early learning coalition shall
 944 cooperate with the Office of Early Learning and the Child Care
 945 Services Program Office of the Department of Children and
 946 Families to reduce paperwork and to avoid duplicating
 947 interagency activities, health and safety monitoring, and
 948 acquiring and composing data pertaining to child care training
 949 and credentialing.

950 (2) Each school-year prekindergarten program delivered by
 951 a private prekindergarten provider must comprise at least 540
 952 instructional hours.

953 (3) To be eligible to deliver the prekindergarten program,
 954 a private prekindergarten provider must meet each of the
 955 following requirements:

956 ~~(a) The private prekindergarten provider must be a child~~
 957 ~~care facility licensed under s. 402.305, family day care home~~
 958 ~~licensed under s. 402.313, large family child care home licensed~~
 959 ~~under s. 402.3131, nonpublic school exempt from licensure under~~
 960 ~~s. 402.3025(2), or faith-based child care provider exempt from~~
 961 ~~licensure under s. 402.316.~~

962 (a) ~~(b)~~ The private prekindergarten provider must:

963 1. Be accredited by an accrediting association that is a
 964 member of the National Council for Private School Accreditation,
 965 or the Florida Association of Academic Nonpublic Schools, or be
 966 accredited by the Southern Association of Colleges and Schools,
 967 or Western Association of Colleges and Schools, or North Central
 968 Association of Colleges and Schools, or Middle States
 969 Association of Colleges and Schools, or New England Association
 970 of Colleges and Schools; and have written accreditation
 971 standards that meet or exceed the state's licensing requirements
 972 under s. 402.305, s. 402.313, or s. 402.3131 and require at
 973 least one onsite visit to the provider or school before
 974 accreditation is granted;

975 2. Hold a current Gold Seal Quality Care designation under
 976 s. 402.281; ~~or~~

977 3. Be licensed under s. 402.305, s. 402.313, or s.
 978 402.3131; or

979 4. Be a child development center located on a military
 980 installation that is certified by the United States Department
 981 of Defense.

982 (b) The private prekindergarten provider must provide
 983 basic health and safety on its premises and in its facilities.
 984 For a nonpublic school or child care facility exempt from
 985 licensure, certification under s. 402.3085 satisfies this
 986 requirement. For a child care facility, a licensed family child
 987 care home, or a large family child care home, compliance with s.
 988 402.305, s. 402.313, or s. 402.3131, respectively, satisfies

989 this requirement. For a facility exempt from licensure,
 990 compliance with s. 402.316(4) satisfies this requirement and
 991 ~~demonstrate, before delivering the Voluntary Prekindergarten~~
 992 ~~Education Program, as verified by the early learning coalition,~~
 993 ~~that the provider meets each of the requirements of the program~~
 994 ~~under this part, including, but not limited to, the requirements~~
 995 ~~for credentials and background screenings of prekindergarten~~
 996 ~~instructors under paragraphs (c) and (d), minimum and maximum~~
 997 ~~class sizes under paragraph (f), prekindergarten director~~
 998 ~~credentials under paragraph (g), and a developmentally~~
 999 ~~appropriate curriculum under s. 1002.67(2)(b).~~

1000 (c) The private prekindergarten provider must have, for
 1001 each prekindergarten class of 11 children or fewer, at least one
 1002 prekindergarten instructor who meets each of the following
 1003 requirements:

1004 1. The prekindergarten instructor must hold, at a minimum,
 1005 one of the following credentials:

1006 a. A child development associate credential issued by the
 1007 National Credentialing Program of the Council for Professional
 1008 Recognition; ~~or~~

1009 b. A credential approved by the Department of Children and
 1010 Families, pursuant to s. 402.305(3)(c), as being equivalent to
 1011 or greater than the credential described in sub-subparagraph a.;

1012 c. An associate or higher degree in child development;

1013 d. An associate or higher degree in an unrelated field, at
 1014 least 6 credit hours in early childhood education or child

1015 development, and at least 480 hours of experience in teaching or
 1016 providing child care services for children of any age from birth
 1017 through 8 years of age;

1018 e. A baccalaureate or higher degree in early childhood
 1019 education, prekindergarten or primary education, preschool
 1020 education, or family and consumer science;

1021 f. A baccalaureate or higher degree in family and child
 1022 science and at least 480 hours of experience in teaching or
 1023 providing child care services for children of any age from birth
 1024 through 8 years of age;

1025 g. A baccalaureate or higher degree in elementary
 1026 education if the prekindergarten instructor has been certified
 1027 to teach children of any age from birth through grade 6,
 1028 regardless of whether the instructor's educator certificate is
 1029 current, and if the instructor is not ineligible to teach in a
 1030 public school because his or her educator certificate is
 1031 suspended or revoked; or

1032 h. A credential approved by the department as being
 1033 equivalent to or greater than a credential described in sub-
 1034 subparagraphs a.-f. The department may adopt criteria and
 1035 procedures for approving such equivalent credentials.

1036
 1037 ~~The Department of Children and Families may adopt rules under~~
 1038 ~~ss. 120.536(1) and 120.54 which provide criteria and procedures~~
 1039 ~~for approving equivalent credentials under sub-subparagraph b.~~

1040 2. The prekindergarten instructor must successfully

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1041 complete an emergent literacy training course and a student
1042 performance standards training course approved by the office as
1043 meeting or exceeding the minimum standards adopted under s.
1044 1002.59. The requirement for completion of the standards
1045 training course shall take effect July 1, 2016 ~~2014~~, and the
1046 course shall be available online.

1047 (d) Each prekindergarten instructor employed by the
1048 private prekindergarten provider must be of good moral
1049 character, must undergo background screening pursuant to s.
1050 402.305(2)(a) ~~be screened using the level 2 screening standards~~
1051 ~~in s. 435.04~~ before employment, must be ~~and~~ rescreened at least
1052 once every 5 years, must be denied employment or terminated if
1053 required under s. 435.06, and must not be ineligible to teach in
1054 a public school because his or her educator certificate is
1055 suspended or revoked.

1056 (e) A private prekindergarten provider may assign a
1057 substitute instructor to temporarily replace a credentialed
1058 instructor if the credentialed instructor assigned to a
1059 prekindergarten class is absent, as long as the substitute
1060 instructor meets the requirements of paragraph (d) ~~is of good~~
1061 ~~moral character and has been screened before employment in~~
1062 ~~accordance with level 2 background screening requirements in~~
1063 ~~chapter 435~~. The Office of Early Learning shall adopt rules to
1064 implement this paragraph which shall include required
1065 qualifications of substitute instructors and the circumstances
1066 and time limits for which a private prekindergarten provider may

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1067 assign a substitute instructor.

1068 (f) Each of the private prekindergarten provider's
1069 prekindergarten classes must be composed of at least 4 students
1070 but may not exceed 20 students. In order to protect the health
1071 and safety of students, each private prekindergarten provider
1072 must also provide appropriate adult supervision for students at
1073 all times and, for each prekindergarten class composed of 12 or
1074 more students, must have, in addition to a prekindergarten
1075 instructor who meets the requirements of paragraph (c), at least
1076 one adult prekindergarten instructor who is not required to meet
1077 those requirements but who must meet each requirement of s.
1078 402.305(2) ~~paragraph (d)~~. This paragraph does not supersede any
1079 requirement imposed on a provider under ss. 402.301-402.319.

1080 (g) The private prekindergarten provider must have a
1081 prekindergarten director who has a prekindergarten director
1082 credential that is approved by the office as meeting or
1083 exceeding the minimum standards adopted under s. 1002.57.
1084 Successful completion of a child care facility director
1085 credential under s. 402.305(2) (f) before the establishment of
1086 the prekindergarten director credential under s. 1002.57 or July
1087 1, 2006, whichever occurs later, satisfies the requirement for a
1088 prekindergarten director credential under this paragraph.

1089 (h) The private prekindergarten provider must register
1090 with the early learning coalition on forms prescribed by the
1091 Office of Early Learning.

1092 (i) The private prekindergarten provider must execute the

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1093 statewide provider contract prescribed under s. 1002.75, except
1094 that an individual who owns or operates multiple private
1095 prekindergarten providers within a coalition's service area may
1096 execute a single agreement with the coalition on behalf of each
1097 provider.

1098 (j) The private prekindergarten provider must maintain
1099 general liability insurance and provide the coalition with
1100 written evidence of general liability insurance coverage,
1101 including coverage for transportation of children if
1102 prekindergarten students are transported by the provider. A
1103 provider must obtain and retain an insurance policy that
1104 provides a minimum of \$100,000 of coverage per occurrence and a
1105 minimum of \$300,000 general aggregate coverage. The office may
1106 authorize lower limits upon request, as appropriate. A provider
1107 must add the coalition as a named certificateholder ~~and as an~~
1108 ~~additional insured~~. A provider must provide the coalition with a
1109 minimum of 10 calendar days' advance written notice of
1110 cancellation of or changes to coverage. The general liability
1111 insurance required by this paragraph must remain in full force
1112 and effect for the entire period of the provider contract with
1113 the coalition.

1114 (k) The private prekindergarten provider must obtain and
1115 maintain any required workers' compensation insurance under
1116 chapter 440 and any required reemployment assistance or
1117 unemployment compensation coverage under chapter 443, unless
1118 exempt under state or federal law.

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1119 (l) Notwithstanding paragraph (j), for a private
1120 prekindergarten provider that is a state agency or a subdivision
1121 thereof, as defined in s. 768.28(2), the provider must agree to
1122 notify the coalition of any additional liability coverage
1123 maintained by the provider in addition to that otherwise
1124 established under s. 768.28. The provider shall indemnify the
1125 coalition to the extent permitted by s. 768.28.

1126 (m) A private prekindergarten provider seeking initial or
1127 renewal eligibility to offer the Voluntary Prekindergarten
1128 Education Program is ineligible to offer the program if the
1129 provider has been sanctioned for a Class I violation pursuant to
1130 s. 402.310 during the 12 months before seeking such eligibility.
1131 The provider may reapply to offer the program 12 months after
1132 the date of final disposition of the sanction.

1133 (n) ~~(m)~~ The private prekindergarten provider must deliver
1134 the Voluntary Prekindergarten Education Program in accordance
1135 with this part and have child disciplinary policies that
1136 prohibit children from being subjected to discipline that is
1137 severe, humiliating, frightening, or associated with food, rest,
1138 toileting, spanking, or any other form of physical punishment as
1139 provided in s. 402.305(12).

1140 (o) Beginning January 1, 2016, at least 50 percent of the
1141 instructors employed by a prekindergarten provider at each
1142 location, who are responsible for supervising children in care,
1143 must be trained in first aid and infant and child
1144 cardiopulmonary resuscitation, as evidenced by current

1145 documentation of course completion. As a condition of
1146 employment, instructors hired on or after January 1, 2016, must
1147 complete this training within 60 days after employment.

1148 (p) Beginning January 1, 2017, the private prekindergarten
1149 provider must employ child care personnel who hold a high school
1150 diploma or its equivalent and are at least 18 years of age,
1151 unless the personnel are not responsible for supervising
1152 children in care or are under direct supervision.

1153 ~~(4) A prekindergarten instructor, in lieu of the minimum~~
1154 ~~credentials and courses required under paragraph (3) (c), may~~
1155 ~~hold one of the following educational credentials:~~

1156 ~~(a) A bachelor's or higher degree in early childhood~~
1157 ~~education, prekindergarten or primary education, preschool~~
1158 ~~education, or family and consumer science;~~

1159 ~~(b) A bachelor's or higher degree in elementary education,~~
1160 ~~if the prekindergarten instructor has been certified to teach~~
1161 ~~children any age from birth through 6th grade, regardless of~~
1162 ~~whether the instructor's educator certificate is current, and if~~
1163 ~~the instructor is not ineligible to teach in a public school~~
1164 ~~because his or her educator certificate is suspended or revoked;~~

1165 ~~(c) An associate's or higher degree in child development;~~

1166 ~~(d) An associate's or higher degree in an unrelated field,~~
1167 ~~at least 6 credit hours in early childhood education or child~~
1168 ~~development, and at least 480 hours of experience in teaching or~~
1169 ~~providing child care services for children any age from birth~~
1170 ~~through 8 years of age; or~~

1171 ~~(c) An educational credential approved by the department~~
 1172 ~~as being equivalent to or greater than an educational credential~~
 1173 ~~described in this subsection. The department may adopt criteria~~
 1174 ~~and procedures for approving equivalent educational credentials~~
 1175 ~~under this paragraph.~~

1176 ~~(5) Notwithstanding paragraph (3) (b), a private~~
 1177 ~~prekindergarten provider may not participate in the Voluntary~~
 1178 ~~Prekindergarten Education Program if the provider has child~~
 1179 ~~disciplinary policies that do not prohibit children from being~~
 1180 ~~subjected to discipline that is severe, humiliating,~~
 1181 ~~frightening, or associated with food, rest, toileting, spanking,~~
 1182 ~~or any other form of physical punishment as provided in s.~~
 1183 ~~402.305(12).~~

1184 Section 17. Subsection (1) of section 1002.59, Florida
 1185 Statutes, is amended to read:

1186 1002.59 Emergent literacy and performance standards
 1187 training courses.-

1188 (1) The office shall adopt minimum standards for one or
 1189 more training courses in emergent literacy for prekindergarten
 1190 instructors. Each course must comprise 5 clock hours and provide
 1191 instruction in strategies and techniques to address the age-
 1192 appropriate progress of prekindergarten students in developing
 1193 emergent literacy skills, including oral communication,
 1194 knowledge of print and letters, phonemic and phonological
 1195 awareness, and vocabulary and comprehension development. Each
 1196 course must also provide resources containing strategies that

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1197 allow students with disabilities and other special needs to
1198 derive maximum benefit from the Voluntary Prekindergarten
1199 Education Program. Successful completion of an emergent literacy
1200 training course approved under this section satisfies
1201 requirements for approved training in early literacy and
1202 language development under ss. 402.305(2)(d)5., 402.313(4)(a)2.
1203 ~~402.313(6)~~, and 402.3131(5).

1204 Section 18. Subsections (4) through (7) of section
1205 1002.61, Florida Statutes, are amended to read:

1206 1002.61 Summer prekindergarten program delivered by public
1207 schools and private prekindergarten providers.—

1208 (4) ~~Notwithstanding ss. 1002.55(3)(c)1. and 1002.63(4),~~
1209 Each public school and private prekindergarten provider that
1210 delivers the summer prekindergarten program must have, for each
1211 prekindergarten class, at least one prekindergarten instructor
1212 who is a certified teacher or holds one of the educational
1213 credentials specified in s. 1002.55(3)(c)1.e.-h. ~~s.~~
1214 ~~1002.55(4)(a) or (b).~~ As used in this subsection, the term
1215 "certified teacher" means a teacher holding a valid Florida
1216 educator certificate under s. 1012.56 who has the qualifications
1217 required by the district school board to instruct students in
1218 the summer prekindergarten program. In selecting instructional
1219 staff for the summer prekindergarten program, each school
1220 district shall give priority to teachers who have experience or
1221 coursework in early childhood education.

1222 (5) Each prekindergarten instructor employed by a ~~public~~

1223 ~~school or~~ private prekindergarten provider delivering the summer
 1224 prekindergarten program must be of good moral character, must
 1225 undergo background screening pursuant to s. 402.305(2)(a) be
 1226 ~~screened using the level 2 screening standards in s. 435.04~~
 1227 before employment, must be ~~and~~ rescreened at least once every 5
 1228 years, and must be denied employment or terminated if required
 1229 under s. 435.06. Each prekindergarten instructor employed by a
 1230 public school delivering the summer prekindergarten program, ~~and~~
 1231 must satisfy the ~~not be ineligible to teach in a public school~~
 1232 ~~because his or her educator certificate is suspended or revoked.~~
 1233 ~~This subsection does not supersede~~ employment requirements for
 1234 instructional personnel in public schools as provided in s.
 1235 1012.32 ~~which are more stringent than the requirements of this~~
 1236 ~~subsection.~~

1237 (6) A public school or private prekindergarten provider
 1238 may assign a substitute instructor to temporarily replace a
 1239 credentialed instructor if the credentialed instructor assigned
 1240 to a prekindergarten class is absent, as long as the substitute
 1241 instructor meets the requirements of subsection (5) ~~is of good~~
 1242 ~~moral character and has been screened before employment in~~
 1243 ~~accordance with level 2 background screening requirements in~~
 1244 ~~chapter 435. This subsection does not supersede employment~~
 1245 ~~requirements for instructional personnel in public schools which~~
 1246 ~~are more stringent than the requirements of this subsection.~~ The
 1247 Office of Early Learning shall adopt rules to implement this
 1248 subsection which must ~~shall~~ include required qualifications of

1249 substitute instructors and the circumstances and time limits for
 1250 which a public school or private prekindergarten provider may
 1251 assign a substitute instructor.

1252 (7) Notwithstanding ss. 1002.55(3)(e) ~~ss. 1002.55(3)(f)~~
 1253 and 1002.63(7), each prekindergarten class in the summer
 1254 prekindergarten program, regardless of whether the class is a
 1255 public school's or private prekindergarten provider's class,
 1256 must be composed of at least 4 students but may not exceed 12
 1257 students ~~beginning with the 2009 summer session~~. In order to
 1258 protect the health and safety of students, each public school or
 1259 private prekindergarten provider must also provide appropriate
 1260 adult supervision for students at all times. This subsection
 1261 does not supersede any requirement imposed on a provider under
 1262 ss. 402.301-402.319.

1263 Section 19. Subsection (8) of section 1002.63, Florida
 1264 Statutes, is renumbered as subsection (9), subsections (5) and
 1265 (6) are amended, and a new subsection (8) is added to that
 1266 section, to read:

1267 1002.63 School-year prekindergarten program delivered by
 1268 public schools.—

1269 (5) Each prekindergarten instructor employed by a public
 1270 school delivering the school-year prekindergarten program must
 1271 satisfy the ~~be of good moral character, must be screened using~~
 1272 ~~the level 2 screening standards in s. 435.04 before employment~~
 1273 ~~and rescreened at least once every 5 years, must be denied~~
 1274 ~~employment or terminated if required under s. 435.06, and must~~

1275 ~~not be ineligible to teach in a public school because his or her~~
 1276 ~~educator certificate is suspended or revoked. This subsection~~
 1277 ~~does not supersede~~ employment requirements for instructional
 1278 personnel in public schools as provided in s. 1012.32 ~~which are~~
 1279 ~~more stringent than the requirements of this subsection.~~

1280 (6) A public school prekindergarten provider may assign a
 1281 substitute instructor to temporarily replace a credentialed
 1282 instructor if the credentialed instructor assigned to a
 1283 prekindergarten class is absent, as long as the substitute
 1284 instructor meets the requirements of subsection (5) ~~is of good~~
 1285 ~~moral character and has been screened before employment in~~
 1286 ~~accordance with level 2 background screening requirements in~~
 1287 ~~chapter 435. This subsection does not supersede employment~~
 1288 ~~requirements for instructional personnel in public schools which~~
 1289 ~~are more stringent than the requirements of this subsection.~~ The
 1290 Office of Early Learning shall adopt rules to implement this
 1291 subsection which must ~~shall~~ include required qualifications of
 1292 substitute instructors and the circumstances and time limits for
 1293 which a public school prekindergarten provider may assign a
 1294 substitute instructor.

1295 (8) Public schools offering prekindergarten programs
 1296 pursuant to this section and s. 1002.61 must comply with the
 1297 health and safety requirements applicable to public schools
 1298 under ss. 1003.22 and 1013.12.

1299 Section 20. Paragraphs (a) and (c) of subsection (3) of
 1300 section 1002.67, Florida Statutes, are amended to read:

1301 1002.67 Performance standards; curricula and
 1302 accountability.—

1303 (3) (a) Contingent upon legislative appropriation, each
 1304 private prekindergarten provider and public school in the
 1305 Voluntary Prekindergarten Education Program must implement an
 1306 evidence-based pre- and post-assessment that has been approved
 1307 by the office ~~rule of the State Board of Education~~.

1308 (c) The pre- and post-assessment must be administered by
 1309 individuals meeting requirements established by the office ~~rule~~
 1310 ~~of the State Board of Education~~.

1311 Section 21. Subsection (1) of section 1002.69, Florida
 1312 Statutes, is amended to read:

1313 1002.69 Statewide kindergarten screening; kindergarten
 1314 readiness rates; state-approved prekindergarten enrollment
 1315 screening; good cause exemption.—

1316 (1) The department shall adopt a statewide kindergarten
 1317 screening that assesses the readiness of each student for
 1318 kindergarten based upon the performance standards adopted by the
 1319 office ~~department~~ under s. 1002.67(1) for the Voluntary
 1320 Prekindergarten Education Program. The department shall require
 1321 that each school district administer the statewide kindergarten
 1322 screening to each kindergarten student in the school district
 1323 within the first 30 school days of each school year. Nonpublic
 1324 schools may administer the statewide kindergarten screening to
 1325 each kindergarten student in a nonpublic school who was enrolled
 1326 in the Voluntary Prekindergarten Education Program.

1327 Section 22. Paragraph (a) of subsection (6) of section
 1328 1002.71, Florida Statutes, is amended to read:

1329 1002.71 Funding; financial and attendance reporting.—

1330 (6) (a) Each parent enrolling his or her child in the
 1331 Voluntary Prekindergarten Education Program must agree to comply
 1332 with the attendance policy of the private prekindergarten
 1333 provider or district school board, as applicable. Upon
 1334 enrollment of the child, the private prekindergarten provider or
 1335 public school, as applicable, must provide the child's parent
 1336 with program information, including, but not limited to, child
 1337 development, expectations for parent engagement, the daily
 1338 schedule, and the ~~a copy of the provider's or school district's~~
 1339 attendance policy, which must include procedures for contacting
 1340 a parent on the second consecutive day a child is absent for
 1341 which the reason is unknown ~~as applicable.~~

1342 Section 23. Subsection (1) of section 1002.75, Florida
 1343 Statutes, is amended to read:

1344 1002.75 Office of Early Learning; powers and duties.—

1345 (1) The Office of Early Learning shall adopt by rule a
 1346 standard statewide provider contract to be used with each
 1347 Voluntary Prekindergarten Education Program provider, with
 1348 standardized attachments by provider type. The office shall
 1349 publish a copy of the standard statewide provider contract on
 1350 its website. The standard statewide contract must ~~shall~~ include,
 1351 at a minimum, provisions that:

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1352 (a) Specify the grounds for provider probation,
1353 termination for cause, and immediate emergency termination of
1354 the contract. A coalition may immediately terminate the contract
1355 if the provider is sanctioned for a Class I violation pursuant
1356 to s. 402.310 or issued an emergency suspension order by the
1357 Department of Children and Families or local licensing agency or
1358 an injunction by the circuit court pursuant to s. 402.312 for
1359 ~~those actions or inactions of a provider that pose an immediate~~
1360 ~~and serious danger to the health, safety, or welfare of~~
1361 ~~children.~~ The standard statewide contract must shall also
1362 include appropriate due process procedures. During the pendency
1363 ~~of an appeal of a termination, the~~ A provider may not continue
1364 to offer its services during the pendency of an appeal of a
1365 termination that is not the result of an emergency suspension
1366 order, injunction, or sanction for a Class I violation.

1367 (b) Require each private prekindergarten provider to
1368 notify the parent of each child in care if it is cited for a
1369 Class I violation as defined by rule of the Department of
1370 Children and Families or its equivalent as defined by local
1371 licensing agency requirements. Such notice shall describe each
1372 violation with specificity in simple language and include a copy
1373 of the citation and the contact information of the Department of
1374 Children and Families or local licensing agency where the parent
1375 may obtain additional information regarding the citation. Notice
1376 by the provider must be provided electronically or in writing to
1377 the parent by the close of the next business day following

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1378 receipt of the citation. A private prekindergarten provider must
1379 conspicuously post each citation for a violation that results in
1380 disciplinary action on the premises in an area visible to
1381 parents pursuant to s. 402.3125(1)(b). Additionally, such a
1382 provider must post each inspection report on the premises in an
1383 area visible to parents, and such report must remain posted
1384 until the next inspection report is available.

1385 (c) Specify that child care personnel employed by the
1386 provider who are responsible for supervising children in care
1387 must be trained in developmentally appropriate practices aligned
1388 to the age and needs of children over which the personnel are
1389 assigned supervision duties. This requirement is met by the
1390 completion of developmentally appropriate practice courses
1391 administered by the Department of Children and Families under s.
1392 402.305(2)(d)1. within 30 days after being assigned such
1393 children if the child care personnel has not previously
1394 completed the training.

1395
1396 Any provision imposed upon a provider that is inconsistent with,
1397 or prohibited by, law is void and unenforceable.

1398 Section 24. Subsections (1), (3), and (5) of section
1399 1002.77, Florida Statutes, are amended to read:

1400 1002.77 Florida Early Learning Advisory Council.—

1401 (1) There is created the Florida Early Learning Advisory
1402 Council within the Office of Early Learning. The purpose of the
1403 advisory council is to provide written input ~~submit~~

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1404 ~~recommendations to the executive director office on early~~
1405 ~~learning best practices, including ~~recommendations relating to~~~~
1406 ~~the most effective program administration; of the Voluntary~~
1407 ~~Prekindergarten Education Program under this part and the school~~
1408 ~~readiness program under part VI of this chapter. The advisory~~
1409 ~~council shall periodically analyze and provide recommendations~~
1410 ~~to the office on the effective and efficient use of local,~~
1411 ~~state, and federal funds; the content of professional~~
1412 ~~development training programs; and best practices for the~~
1413 ~~development and implementation of coalition plans pursuant to s.~~
1414 ~~1002.85.~~

1415 (3) The advisory council shall meet at least quarterly
1416 upon the call of the executive director ~~but may meet as often as~~
1417 ~~necessary to carry out its duties and responsibilities. The~~
1418 executive director is encouraged to ~~advisory council may use~~
1419 communications media technology ~~any method of telecommunications~~
1420 ~~to conduct meetings in accordance with s. 120.54(5)(b),~~
1421 ~~including establishing a quorum through telecommunications, only~~
1422 ~~if the public is given proper notice of a telecommunications~~
1423 ~~meeting and reasonable access to observe and, when appropriate,~~
1424 ~~participate.~~

1425 (5) The Office of Early Learning shall provide staff and
1426 administrative support for the advisory council as determined by
1427 the executive director.

1428 Section 25. Paragraph (f) of subsection (1) and
1429 subsections (8) and (16) of section 1002.81, Florida Statutes,

1430 are amended to read:

1431 1002.81 Definitions.—Consistent with the requirements of
 1432 45 C.F.R. parts 98 and 99 and as used in this part, the term:

1433 (1) "At-risk child" means:

1434 (f) A child in the custody of a parent who is considered
 1435 homeless as verified by a designated lead agency on the homeless
 1436 assistance continuum of care established under ss. 420.622-
 1437 420.624 Department of Children and Families certified homeless
 1438 shelter.

1439 (8) "Family income" means the combined gross income,
 1440 whether earned or unearned, that is derived from any source by
 1441 all family or household members who are 18 years of age or older
 1442 who are currently residing together in the same dwelling unit.
 1443 The term does not include:

1444 (a) Income earned by a currently enrolled high school
 1445 student who, since attaining the age of 18 years, or a student
 1446 with a disability who, since attaining the age of 22 years, has
 1447 not terminated school enrollment or received a high school
 1448 diploma, high school equivalency diploma, special diploma, or
 1449 certificate of high school completion.

1450 (b) Income earned by a teen parent residing in the same
 1451 residence as a separate family unit.

1452 (c) Selected items from the state's Child Care and
 1453 Development Fund Plan, such as ~~The term also does not include~~
 1454 food stamp benefits, documented child support and alimony
 1455 payments paid out of the home, or federal housing assistance

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1456 payments issued directly to a landlord or the associated
1457 utilities expenses.

1458 (16) "Working family" means:

1459 (a) A single-parent family in which the parent with whom
1460 the child resides is employed or engaged in eligible work or
1461 education activities for at least 20 hours per week or is exempt
1462 from work requirements due to age or disability, as determined
1463 and documented by a physician licensed under chapter 458 or
1464 chapter 459;

1465 (b) A two-parent family in which both parents with whom
1466 the child resides are employed or engaged in eligible work or
1467 education activities for a combined total of at least 40 hours
1468 per week; ~~or~~

1469 (c) A two-parent family in which one of the parents with
1470 whom the child resides is exempt from work requirements due to
1471 age or disability, as determined and documented by a physician
1472 licensed under chapter 458 or chapter 459, and one parent is
1473 employed or engaged in eligible work or education activities at
1474 least 20 hours per week; or

1475 (d) A two-parent family in which both of the parents with
1476 whom the child resides are exempt from work requirements due to
1477 age or disability, as determined and documented by a physician
1478 licensed under chapter 458 or chapter 459.

1479 Section 26. Paragraphs (b), (j), (m), and (p) of
1480 subsection (2) of section 1002.82, Florida Statutes, are amended
1481 to read:

1482 1002.82 Office of Early Learning; powers and duties.—

1483 (2) The office shall:

1484 (b) Preserve parental choice by permitting parents to
 1485 choose from a variety of child care categories authorized in s.
 1486 1002.88(1)(a), ~~including center-based care, family child care,~~
 1487 ~~and informal child care~~ to the extent authorized in the state's
 1488 Child Care and Development Fund Plan as approved by the United
 1489 States Department of Health and Human Services pursuant to 45
 1490 C.F.R. s. 98.18. Care and curriculum by a faith-based provider
 1491 may not be limited or excluded in any of these categories.

1492 (j) Develop and adopt standards and benchmarks that
 1493 address the age-appropriate progress of children in the
 1494 development of school readiness skills. The standards for
 1495 children from birth to 5 years of age in the school readiness
 1496 program must be aligned with the performance standards adopted
 1497 for children in the Voluntary Prekindergarten Education Program
 1498 and must address the following domains:

- 1499 1. Approaches to learning.
- 1500 2. Cognitive development and general knowledge.
- 1501 3. Numeracy, language, and communication.
- 1502 4. Physical development.
- 1503 5. Self-regulation.

1504
 1505 By July 1, 2016, the office shall develop and implement an
 1506 online training course on the performance standards described in
 1507 this paragraph for school readiness program provider personnel.

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1508 (m) Adopt by rule a standard statewide provider contract
1509 to be used with each school readiness program provider, with
1510 standardized attachments by provider type. The office shall
1511 publish a copy of the standard statewide provider contract on
1512 its website. The standard statewide contract must ~~shall~~ include,
1513 at a minimum, provisions that:

1514 1. Specify the grounds for provider probation, termination
1515 for cause, and immediate emergency termination of the contract.
1516 A coalition may immediately terminate the contract if the
1517 provider is sanctioned for a Class I violation pursuant to s.
1518 402.310 or issued an emergency suspension order by the
1519 Department of Children and Families or local licensing agency or
1520 an injunction by the Circuit Court pursuant to s. 402.312 for
1521 those actions or inactions of a provider that pose an immediate
1522 and serious danger to the health, safety, or welfare of the
1523 children. The standard statewide provider contract must ~~shall~~
1524 ~~also~~ include appropriate due process procedures. ~~During the~~
1525 ~~pendency of an appeal of a termination, the~~ A provider may ~~not~~
1526 continue to offer its services during the pendency of an appeal
1527 of a termination that is not the result of an emergency
1528 suspension order, injunction, or sanction for a Class I
1529 violation.

1530 2. Require each provider that is eligible to provide the
1531 program pursuant to s. 1002.88(1)(a) to notify the parent of
1532 each child in care if it is cited for a Class I violation as
1533 defined by rule of the Department of Children and Families or

1534 its equivalent as defined by local licensing agency
1535 requirements. Such notice shall describe each violation with
1536 specificity in simple language and include a copy of the
1537 citation and the contact information of the Department of
1538 Children and Families or local licensing agency where the parent
1539 may obtain additional information regarding the citation. Notice
1540 by the provider must be provided electronically or in writing to
1541 the parent by the close of the next business day following
1542 receipt of the citation. A provider must conspicuously post each
1543 citation for a violation that results in disciplinary action on
1544 the premises in an area visible to parents pursuant to s.
1545 402.3125(1)(b). Additionally, such a provider must post each
1546 inspection report on the premises in an area visible to parents,
1547 and such report must remain posted until the next inspection
1548 report is available.

1549 3. Specify that child care personnel employed by the
1550 provider who are responsible for supervising children in care
1551 must be trained in developmentally appropriate practices aligned
1552 to the age and needs of children over which the personnel are
1553 assigned supervision duties. This requirement is met by
1554 completion of developmentally appropriate practice courses
1555 administered by the Department of Children and Families under s.
1556 402.305(2)(d)1. within 30 days after being assigned such
1557 children if the child care personnel has not previously
1558 completed the training.

1559 4. Require child care personnel who are employed by the

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1560 provider to complete an online training course on the
1561 performance standards adopted pursuant to paragraph (j).

1562
1563 Any provision imposed upon a provider that is inconsistent with,
1564 or prohibited by, law is void and unenforceable.

1565 (p) Monitor and evaluate the performance of each early
1566 learning coalition in administering the school readiness program
1567 and the Voluntary Prekindergarten Education Program, ensuring
1568 proper payments for school readiness program and Voluntary
1569 Prekindergarten Education Program services, and implementing the
1570 coalition's school readiness program plan, ~~and administering the~~
1571 ~~Voluntary Prekindergarten Education Program~~. These monitoring
1572 and performance evaluations must include, at a minimum, onsite
1573 monitoring of each coalition's finances, management, operations,
1574 and programs.

1575 Section 27. Subsections (8) and (20) of section 1002.84,
1576 Florida Statutes, are amended to read:

1577 1002.84 Early learning coalitions; school readiness powers
1578 and duties.—Each early learning coalition shall:

1579 (8) Establish a parent sliding fee scale that requires a
1580 parent copayment to participate in the school readiness program.
1581 Providers are required to collect the parent's copayment. A
1582 coalition may, on a case-by-case basis, waive the copayment for
1583 an at-risk child or temporarily waive the copayment for a child
1584 whose family's income is at or below the federal poverty level
1585 and family experiences a natural disaster or an event that

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1586 limits the parent's ability to pay, such as incarceration,
1587 placement in residential treatment, ~~or becoming homeless,~~ or an
1588 emergency situation such as a household fire or burglary, or
1589 while the parent is participating in parenting classes. A parent
1590 may not transfer school readiness program services to another
1591 school readiness program provider until the parent has submitted
1592 documentation from the current school readiness program provider
1593 to the early learning coalition stating that the parent has
1594 satisfactorily fulfilled the copayment obligation.

1595 (20) To increase transparency and accountability, comply
1596 with ~~the requirements of~~ this section before contracting with a
1597 member of the coalition, an employee of the coalition, or a
1598 relative, as defined in s. 112.3143(1) ~~112.3143(1)(e)~~, of a
1599 coalition member or of an employee of the coalition. Such
1600 contracts may not be executed without the approval of the
1601 office. Such contracts, as well as documentation demonstrating
1602 adherence to this section by the coalition, must be approved by
1603 a two-thirds vote of the coalition, a quorum having been
1604 established; all conflicts of interest must be disclosed before
1605 the vote; and any member who may benefit from the contract, or
1606 whose relative may benefit from the contract, must abstain from
1607 the vote. A contract under \$25,000 between an early learning
1608 coalition and a member of that coalition or between a relative,
1609 as defined in s. 112.3143(1) ~~112.3143(1)(e)~~, of a coalition
1610 member or of an employee of the coalition is not required to
1611 have the prior approval of the office but must be approved by a

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1612 two-thirds vote of the coalition, a quorum having been
1613 established, and must be reported to the office within 30 days
1614 after approval. If a contract cannot be approved by the office,
1615 a review of the decision to disapprove the contract may be
1616 requested by the early learning coalition or other parties to
1617 the disapproved contract.

1618 Section 28. Paragraphs (c) and (h) of subsection (1) and
1619 subsections (6) through (8) of section 1002.87, Florida
1620 Statutes, are amended to read:

1621 1002.87 School readiness program; eligibility and
1622 enrollment.—

1623 (1) Effective August 1, 2013, or upon reevaluation of
1624 eligibility for children currently served, whichever is later,
1625 each early learning coalition shall give priority for
1626 participation in the school readiness program as follows:

1627 (c) Priority shall be given next to a child from birth to
1628 the beginning of the school year for which the child is eligible
1629 for admission to kindergarten in a public school under s.
1630 1003.21(1)(a)2. who is from a working family that is
1631 economically disadvantaged, and may include such child's
1632 eligible siblings, beginning with the school year in which the
1633 sibling is eligible for admission to kindergarten in a public
1634 school under s. 1003.21(1)(a)2. until the beginning of the
1635 school year in which the sibling enters ~~is eligible to begin~~ 6th
1636 grade, provided that the first priority for funding an eligible
1637 sibling is local revenues available to the coalition for funding

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1638 direct services. However, a child eligible under this paragraph
1639 ceases to be eligible if his or her family income exceeds 200
1640 percent of the federal poverty level.

1641 (h) Priority shall be given next to a child who ~~has~~
1642 ~~special needs,~~ has been determined eligible as an infant or
1643 toddler from birth to 3 years of age with an individualized
1644 family support plan receiving early intervention services or to
1645 ~~as~~ a student with a disability with, ~~has~~ a current individual
1646 education plan with a Florida school district, ~~and is not~~
1647 ~~younger than 3 years of age.~~ A ~~special needs~~ child eligible
1648 under this paragraph remains eligible until the child is
1649 eligible for admission to kindergarten in a public school under
1650 s. 1003.21(1)(a)2.

1651 (6) Eligibility for each child must be reevaluated
1652 annually. Upon reevaluation, a child may not continue to receive
1653 school readiness program services if he or she has ceased to be
1654 eligible under this section. If a child no longer meets
1655 eligibility or program requirements, the coalition must
1656 immediately notify the child's parent and the provider that
1657 funding will end 2 weeks after the date on which the child was
1658 determined to be ineligible or when the current child care
1659 authorization expires, whichever occurs first.

1660 (7) If a coalition disenrolls children from the school
1661 readiness program due to lack of funding or a change in
1662 eligibility priorities, the coalition must disenroll the
1663 children in reverse order of the eligibility priorities listed

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1664 in subsection (1) beginning with children from families with the
1665 highest family incomes. A notice of disenrollment must be sent
1666 to the parent and school readiness program provider at least 2
1667 weeks before disenrollment or the expiration of the current
1668 child care authorization, whichever occurs first, to provide
1669 adequate time for the parent to arrange alternative care for the
1670 child. However, an at-risk child receiving services from the
1671 Child Welfare Program Office of the Department of Children and
1672 Families may not be disenrolled from the program without the
1673 written approval of the Child Welfare Program Office ~~of the~~
1674 ~~Department of Children and Families~~ or the community-based lead
1675 agency.

1676 (8) If a child is absent from the program for 2
1677 consecutive days without parental notification to the program of
1678 such absence, the school readiness program provider shall
1679 contact the parent and determine the cause for the absence and
1680 the expected date of return. If a child is absent from the
1681 program for 5 consecutive days without parental notification to
1682 the program of such absence, the school readiness program
1683 provider shall report the absence to the early learning
1684 coalition for a determination of the need for continued care.

1685 Section 29. Paragraphs (a) through (c) and (l) through (n)
1686 of subsection (1) of section 1002.88, Florida Statutes, are
1687 amended, present subsections (2) and (3) are redesignated as
1688 subsections (4) and (5), respectively, present subsection (2) is
1689 amended, and new subsections (2) and (3) are added to that

1690 section, to read:

1691 1002.88 School readiness program provider standards;
 1692 eligibility to deliver the school readiness program.—

1693 (1) To be eligible to deliver the school readiness
 1694 program, a school readiness program provider must:

1695 (a)1. Be a nonpublic school or a child care facility
 1696 certified under s. 402.3085;

1697 2. Be a child care facility licensed under s. 402.305;τ

1698 3. Be a family child ~~day~~ care home licensed ~~or registered~~
 1699 under s. 402.313;τ

1700 4. Be a large family child care home licensed under s.
 1701 402.3131;τ

1702 5. Be a child care facility exempt from licensure
 1703 operating under s. 402.316(4);

1704 6. Be a public school designated by the district school
 1705 board; ~~or nonpublic school exempt from licensure under s.~~
 1706 ~~402.3025, a faith-based child care provider exempt from~~
 1707 ~~licensure under s. 402.316, a before-school or after-school~~
 1708 ~~program described in s. 402.305(1)(c), or~~

1709 7. Be an informal child care provider to the extent
 1710 authorized in the state's Child Care and Development Fund Plan
 1711 as approved by the United States Department of Health and Human
 1712 Services pursuant to 45 C.F.R. s. 98.18.

1713 (b) Provide instruction and activities to enhance the age-
 1714 appropriate progress of each child in attaining the child
 1715 development standards adopted by the office pursuant to s.

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1716 1002.82(2)(j). A provider should include activities to foster
1717 brain development in infants and toddlers; provide an
1718 environment that is rich in language and music and filled with
1719 objects of various colors, shapes, textures, and sizes to
1720 stimulate visual, tactile, auditory, and linguistic senses; and
1721 include 30 minutes of reading to children each day. A provider
1722 must provide parents information on child development,
1723 expectations for parent engagement, the daily schedule, and the
1724 attendance policy.

1725 (c) Provide basic health and safety of its premises and
1726 facilities in accordance with applicable licensing and
1727 inspection requirements ~~and compliance with requirements for~~
1728 ~~age-appropriate immunizations of children enrolled in the school~~
1729 ~~readiness program.~~ For a child care facility, a large family
1730 child care home, or a licensed family child ~~day~~ care home,
1731 compliance with s. 402.305, s. 402.3131, or s. 402.313 satisfies
1732 this requirement. For a public ~~or nonpublic~~ school, compliance
1733 with ss. s. 402.3025 or s. 1003.22 and 1013.12 satisfies this
1734 requirement. For a nonpublic school, compliance with s.
1735 402.3025(2)(d) satisfies this requirement. For a facility exempt
1736 from licensure, compliance with s. 402.316(4) satisfies this
1737 requirement. For an informal provider, substantial compliance as
1738 defined in s. 402.302(17) satisfies this requirement. A provider
1739 seeking initial or renewal eligibility to offer the program is
1740 ineligible to offer the program for a period of at least 12
1741 months if the provider has been sanctioned for a Class I

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1742 violation pursuant to s. 402.310 during the 12 months before
1743 seeking such eligibility. The provider may reapply to offer the
1744 program 12 months after the date of final disposition of the
1745 sanction. A faith-based child care provider, an informal child
1746 care provider, or a nonpublic school, exempt from licensure
1747 under s. 402.316 or s. 402.3025, shall annually complete the
1748 health and safety checklist adopted by the office, post the
1749 checklist prominently on its premises in plain sight for
1750 visitors and parents, and submit it annually to its local early
1751 learning coalition.

1752 (1) ~~For a provider that is not an informal provider,~~
1753 Maintain general liability insurance and provide the coalition
1754 with written evidence of general liability insurance coverage,
1755 including coverage for transportation of children if school
1756 readiness program children are transported by the provider. A
1757 private provider must obtain and retain an insurance policy that
1758 provides a minimum of \$100,000 of coverage per occurrence and a
1759 minimum of \$300,000 general aggregate coverage. The office may
1760 authorize lower limits upon request, as appropriate. A provider
1761 must add the coalition as a named certificateholder ~~and as an~~
1762 ~~additional insured.~~ A private provider must provide the
1763 coalition with a minimum of 10 calendar days' advance written
1764 notice of cancellation of or changes to coverage. The general
1765 liability insurance required by this paragraph must remain in
1766 full force and effect for the entire period of the provider
1767 contract with the coalition.

1768 (m) For a provider that is an informal provider, comply
 1769 with the provisions of paragraph (l) or maintain homeowner's
 1770 liability insurance and, if applicable, a business rider. If an
 1771 informal provider chooses to maintain a homeowner's policy, the
 1772 provider must obtain and retain a homeowner's insurance policy
 1773 that provides a minimum of \$100,000 of coverage per occurrence
 1774 and a minimum of \$300,000 general aggregate coverage. The office
 1775 may authorize lower limits upon request, as appropriate. An
 1776 informal provider must add the coalition as a named
 1777 certificateholder ~~and as an additional insured~~. An informal
 1778 provider must provide the coalition with a minimum of 10
 1779 calendar days' advance written notice of cancellation of or
 1780 changes to coverage. The general liability insurance required by
 1781 this paragraph must remain in full force and effect for the
 1782 entire period of the provider's contract with the coalition.

1783 (n) Obtain and maintain any required workers' compensation
 1784 insurance under chapter 440 and any required reemployment
 1785 assistance or unemployment compensation coverage under chapter
 1786 443, unless exempt under state or federal law.

1787 (2) Beginning January 1, 2016, at least 50 percent of the
 1788 child care personnel employed by a school readiness provider at
 1789 each location, who are responsible for supervising children in
 1790 care, must be trained in first aid and infant and child
 1791 cardiopulmonary resuscitation, as evidenced by current
 1792 documentation of course completion. As a condition of
 1793 employment, personnel hired on or after January 1, 2016, must

1794 complete this training within 60 days after employment.

1795 (3) Beginning January 1, 2017, child care personnel
 1796 employed by a school readiness program provider must hold a high
 1797 school diploma or its equivalent and be at least 18 years of
 1798 age, unless the personnel are not responsible for supervising
 1799 children in care or are under direct supervision.

1800 (4)-(2) If a school readiness program provider fails or
 1801 refuses to comply with this part or any contractual obligation
 1802 of the statewide provider contract under s. 1002.82(2)(m), the
 1803 coalition may revoke the provider's eligibility to deliver the
 1804 school readiness program or receive state or federal funds under
 1805 this chapter for ~~a period of~~ 5 years.

1806 Section 30. Paragraph (b) of subsection (6) and subsection
 1807 (7) of Section 1002.89, Florida Statutes, are amended to read:

1808 1002.89 School readiness program; funding.—

1809 (6) Costs shall be kept to the minimum necessary for the
 1810 efficient and effective administration of the school readiness
 1811 program with the highest priority of expenditure being direct
 1812 services for eligible children. However, no more than 5 percent
 1813 of the funds described in subsection (5) may be used for
 1814 administrative costs and no more than 22 percent of the funds
 1815 described in subsection (5) may be used in any fiscal year for
 1816 any combination of administrative costs, quality activities, and
 1817 nondirect services as follows:

1818 (b) Activities to improve the quality of child care as
 1819 described in 45 C.F.R. s. 98.51, which must ~~shall~~ be limited to

1820 the following:

1821 1. Developing, establishing, expanding, operating, and
 1822 coordinating resource and referral programs specifically related
 1823 to the provision of comprehensive consumer education to parents
 1824 and the public to promote informed child care choices specified
 1825 in 45 C.F.R. s. 98.33 ~~regarding participation in the school~~
 1826 ~~readiness program and parental choice.~~

1827 2. Awarding grants and providing financial support to
 1828 school readiness program providers and their staffs to assist
 1829 them in meeting applicable state requirements for child care
 1830 performance standards, implementing developmentally appropriate
 1831 curricula and related classroom resources that support
 1832 curricula, providing literacy supports, obtaining a license or
 1833 accreditation, and providing professional development, including
 1834 scholarships and other incentives. Any grants awarded pursuant
 1835 to this subparagraph shall comply with ~~the requirements of ss.~~
 1836 215.971 and 287.058.

1837 3. Providing training, ~~and~~ technical assistance, and
 1838 financial support for school readiness program providers, staff,
 1839 and parents on standards, child screenings, child assessments,
 1840 developmentally appropriate curricula, character development,
 1841 teacher-child interactions, age-appropriate discipline
 1842 practices, health and safety, nutrition, first aid,
 1843 cardiopulmonary resuscitation, the recognition of communicable
 1844 diseases, and child abuse detection and prevention.

1845 4. Providing from among the funds provided for the

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1846 activities described in subparagraphs 1.-3., adequate funding
 1847 for infants and toddlers as necessary to meet federal
 1848 requirements related to expenditures for quality activities for
 1849 infant and toddler care.

1850 5. Improving the monitoring of compliance with, and
 1851 enforcement of, applicable state and local requirements as
 1852 described in and limited by 45 C.F.R. s. 98.40.

1853 6. Responding to Warm-Line requests by providers and
 1854 parents ~~related to school readiness program children~~, including
 1855 providing developmental and health screenings to school
 1856 readiness program children.

1857 (7) Funds appropriated for the school readiness program
 1858 may not be expended for the purchase or improvement of land; for
 1859 the purchase, construction, or permanent improvement of any
 1860 building or facility; or for the purchase of buses. However,
 1861 funds may be expended for minor remodeling necessary for the
 1862 administration of the program and upgrading of child care
 1863 facilities to ensure that providers meet state and local child
 1864 care standards, including applicable health and safety
 1865 requirements.

1866 Section 31. Subsection (7) of section 1002.91, Florida
 1867 Statutes, is amended to read:

1868 1002.91 Investigations of fraud or overpayment;
 1869 penalties.—

1870 (7) The early learning coalition may not contract with a
 1871 school readiness program provider, ~~or~~ a Voluntary

1872 Prekindergarten Education Program provider, or an individual who
 1873 is on the United States Department of Agriculture National
 1874 Disqualified List. In addition, the coalition may not contract
 1875 with any provider that shares an officer or director with a
 1876 provider that is on the United States Department of Agriculture
 1877 National Disqualified List.

1878 Section 32. Effective upon this act becoming a law,
 1879 subsections (1), (2), and (3) of section 1002.94, Florida
 1880 Statutes, are amended, and subsections (5) and (6) are added to
 1881 that section, to read:

1882 1002.94 Child Care ~~Executive~~ Partnership Program.—

1883 (1) There is created a body politic and corporate known as
 1884 the Child Care ~~Executive~~ Partnership which shall establish and
 1885 govern the Child Care ~~Executive~~ Partnership Program. The purpose
 1886 of the Child Care ~~Executive~~ Partnership Program is to use state
 1887 and federal funds as incentives for matching local funds derived
 1888 from local governments, employers, charitable foundations,
 1889 private businesses, and other sources so that Florida
 1890 communities may create local flexible partnerships with
 1891 employers. The Child Care ~~Executive~~ Partnership Program funds
 1892 shall be used at the discretion of local communities to ~~meet the~~
 1893 ~~needs of working parents. A child care purchasing pool shall be~~
 1894 ~~developed with the state, federal, and local funds to provide~~
 1895 subsidies to low-income working parents whose family income does
 1896 not exceed the allowable income for ~~any~~ federally subsidized
 1897 child care ~~program~~ by establishing child care purchasing pools

1898 using state, federal, and local funds with a dollar-for-dollar
 1899 match from employers, local government, private businesses, and
 1900 other matching contributions. The funds used from the child care
 1901 purchasing pool must be used to supplement or extend the use of
 1902 existing public or private funds for direct services.

1903 (2) The Child Care ~~Executive~~ Partnership, staffed by the
 1904 office, shall consist of a total of five members who represent
 1905 private sector corporate businesses that are not child care. ~~a~~
 1906 ~~representative of the Executive Office of The Governor~~ shall
 1907 appoint three members, and the President of the Senate and
 1908 Speaker of the House of Representatives shall each appoint one
 1909 member ~~nine members of the corporate or child care community,~~
 1910 ~~appointed by the Governor.~~

1911 (a) Members shall serve for a period of 4 years, ~~except~~
 1912 ~~that the representative of the Executive Office of the Governor~~
 1913 ~~shall serve at the pleasure of the Governor.~~

1914 (b) The Child Care ~~Executive~~ Partnership shall be chaired
 1915 by a member chosen by a majority vote and shall meet at least
 1916 quarterly and at other times upon the call of the chair. The
 1917 Child Care ~~Executive~~ Partnership may use any method of
 1918 telecommunications to conduct meetings, including establishing a
 1919 quorum through telecommunications, only if the public is given
 1920 proper notice of a telecommunications meeting and reasonable
 1921 access to observe and, when appropriate, participate.

1922 (c) Members shall serve without compensation, but may be
 1923 reimbursed for per diem and travel expenses in accordance with
 1924 s. 112.061.

1925 (d) The Child Care ~~Executive Partnership shall have all~~
 1926 ~~the powers and authority, not explicitly prohibited by law,~~
 1927 ~~necessary to carry out and effectuate the purposes of this~~
 1928 ~~section, as well as the functions, duties, and responsibilities~~
 1929 ~~of the partnership, including, but not limited to, the~~
 1930 ~~following:~~

1931 1. Establish funding priorities and make Making
 1932 recommendations to the office regarding the allocation of funds
 1933 to child care purchasing pools concerning the implementation and
 1934 coordination of the school readiness program.

1935 2. Solicit, accept, receive, and invest Soliciting,
 1936 accepting, receiving, investing, and expending funds from public
 1937 or private sources.

1938 3. Approve Contracting with public or private entities as
 1939 necessary.

1940 4. ~~Approving~~ an annual budget.

1941 ~~4.5.~~ Submit Providing a report to the Governor, the
 1942 Speaker of the House of Representatives, and the President of
 1943 the Senate on or before December 1 of each year documenting the
 1944 activities specified in this paragraph.

1945
 1946 ~~Notwithstanding this subsection, the corporate body politic~~
 1947 ~~previously established by prior law is the corporate body~~

1948 ~~politic for purposes of this section and shall continue in~~
 1949 ~~existence. All member terms of the existing corporate body~~
 1950 ~~politic expire as of June 30, 2013, and new members shall be~~
 1951 ~~appointed beginning July 1, 2013, in accordance with this~~
 1952 ~~subsection.~~

1953 (3) (a) The Legislature shall annually determine the amount
 1954 of state or federal low-income child care moneys which shall be
 1955 used to create Child Care ~~Executive~~ Partnership Program child
 1956 care purchasing pools in counties chosen by the Child Care
 1957 ~~Executive~~ Partnership provided that at least two of the counties
 1958 have populations of no more than 300,000. The Legislature shall
 1959 annually review the effectiveness of the Child Care Partnership
 1960 in securing contributions from private businesses and the child
 1961 care purchasing pool program and reevaluate the percentage of
 1962 additional state or federal funds, if any, which can be used for
 1963 the program's expansion.

1964 (b) To ensure a seamless service delivery and ease of
 1965 access for families, the office shall allocate ~~administer~~ the
 1966 child care purchasing pool funds.

1967 (c) The office, ~~in conjunction with the Child Care~~
 1968 ~~Executive Partnership,~~ shall disburse ~~develop procedures for~~
 1969 ~~disbursement of funds to~~ through the child care purchasing
 1970 pools. In order to be considered for funding, an early learning
 1971 coalition, the Redlands Christian Migrant Association, or the
 1972 office must commit to:

1973 1. Matching the state purchasing pool funds on a dollar-
 1974 for-dollar basis.

1975 2. Expending only those public funds that are matched by
 1976 employers, private business, except child care providers ~~local~~
 1977 ~~government~~, and other matching contributors who contribute to
 1978 the purchasing pool. Parents shall also pay a fee, which may not
 1979 be less than the amount identified in the early learning
 1980 coalition's or the Redlands Christian Migrant Association's
 1981 school readiness program sliding fee scale. Funds administered
 1982 by the Child Care Partnership may not be used to subsidize fees
 1983 charged to parents.

1984 ~~(d) Each early learning coalition shall establish a~~
 1985 ~~community child care task force for each child care purchasing~~
 1986 ~~pool. The task force must be composed of employers, parents,~~
 1987 ~~private child care providers, and one representative from the~~
 1988 ~~local children's services council, if one exists in the area of~~
 1989 ~~the purchasing pool. The early learning coalition is expected to~~
 1990 ~~recruit the task force members from existing child care~~
 1991 ~~councils, commissions, or task forces already operating in the~~
 1992 ~~area of a purchasing pool. A majority of the task force shall~~
 1993 ~~consist of employers.~~

1994 (d)(e) Each participating early learning coalition and the
 1995 Redlands Christian Migrant Association shall develop a plan for
 1996 the use of child care purchasing pool funds. The plan must show
 1997 how many children will be served by the purchasing pool, how
 1998 many will be new to receiving child care services, and how the

1999 | early learning coalition intends to attract new employers and
 2000 | their employees to the program.

2001 | (5) The office may allocate funds held by the Child Care
 2002 | Partnership before the effective date of this act to prevent
 2003 | disenrollment of children.

2004 | (6) This section is repealed July 1, 2018, unless reviewed
 2005 | and saved from repeal through reenactment by the Legislature.

2006 | Section 33. The Office of Early Learning shall conduct a
 2007 | 2-year pilot project to study the impact of assessing the early
 2008 | literacy skills of Voluntary Prekindergarten Education Program
 2009 | participants who are English Language Learners, in both English
 2010 | and Spanish. The assessments must include, at a minimum, the
 2011 | first administration of the Florida Assessments for Instruction
 2012 | in Reading in kindergarten and an appropriate alternative
 2013 | assessment in Spanish. The study must include a review of the
 2014 | kindergarten screening results for 2009-2010 and 2010-2011
 2015 | program participants and their subsequent Florida Comprehensive
 2016 | Assessment Test scores. The office shall report its findings to
 2017 | the Governor, the President of the Senate, and the Speaker of
 2018 | the House of Representatives by July 1, 2016, and July 1, 2017.

2019 | Section 34. For the 2015-2016 fiscal year, the sums of
 2020 | \$1,034,965 in recurring funds and \$11,319 in nonrecurring funds
 2021 | from the General Revenue Fund, and \$70,800 in recurring funds
 2022 | from the Operations and Maintenance Trust Fund are appropriated
 2023 | to the Department of Children and Families, and 18 full-time
 2024 | equivalent positions with associated salary rate of 608,446 are

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2025 authorized, for the purpose of implementing the regulatory
2026 provisions of this act.

2027 Section 35. Except as otherwise expressly provided in this
2028 act and except for this section, which shall take effect upon
2029 this act becoming a law, this act shall take effect July 1,
2030 2015.