A bill to be entitled 1 2 An act relating to school readiness; creating 3 s. 411.01, F.S.; providing legislative intent; 4 providing definitions; creating the State 5 School Readiness Governing Board; providing 6 membership requirements, meeting requirements, 7 public records requirements, and 8 responsibilities and duties of the governing 9 board; authorizing the governing board to adopt rules; providing eligibility requirements for 10 11 the school readiness program; requiring 12 performance standards and outcome measures 13 developed and approved by the governing board 14 to meet certain guidelines; providing for the 15 establishment of a school readiness coalition in each county; providing membership of the 16 coalitions; providing for implementation and 17 phasing-in of the school readiness program; 18 requiring the development of a plan; providing 19 20 for exceptions to law; providing for coalition initiation grants; providing incentive bonuses; 21 22 providing for the funding of the school readiness program; requiring each coalition to 23 24 develop a reimbursement rate schedule for all 25 programs funded by the coalition; providing 26 requirements for school readiness agents; 27 providing for parental choice with respect to 28 child care arrangements and payments; requiring 29 the Department of Education and the Office of the Comptroller to establish an electronic 30 31 funds transfer system; requiring the Office of

Program Policy Analysis to provide fiscal oversight; requiring each coalition to conduct an annual evaluation and submit a report to the governing board; creating s. 229.567, F.S.; requiring the Department of Education to require use by the school districts of school readiness screening instruments adopted by the governing board; creating the School Readiness Program Needs-Assessment Conference; requiring the conference to develop information relating to school readiness programs; specifying the principals of the conference; providing an effective date.

WHEREAS, the voters of the State of Florida, in the November 1998 General Election, amended Section 1 of Article IX of the State Constitution to state that it is "a paramount duty of the state to make adequate provision for the education of all children residing within its borders," and

WHEREAS, while the state's public school system educates the kindergarten through 12th grade population, there is no adequate provision for an educational component to early childhood programs for the state's at-risk birth-to-kindergarten population, NOW, THEREFORE,

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

Section 1. Section 411.01, Florida Statutes, is created to read:

411.01 School readiness program.--

- (a) The Legislature recognizes that high quality school readiness programs increase children's chances of achieving future educational success and becoming productive members of society. It is the intent of the Legislature that such programs be developmentally appropriate, involve parents as their child's first teacher, serve as preventive measures for children at risk of future school failure, enhance the educational readiness of all children, and support family education. Each school readiness program shall provide the elements necessary to prepare children for school, including health screening and referral and an appropriate educational program.
- (b) It is the intent of the Legislature that school readiness programs be operated on a full-day, year-round basis to enable parents to work and become financially self-sufficient.
- c) It is the intent of the Legislature that school readiness programs not exist as isolated programs, but build upon existing services and work in cooperation with other programs for young children, and that school readiness programs be coordinated and funding integrated to achieve full effectiveness.
- (d) It is the intent of the Legislature that the implementation of a school readiness program be phased in on a county-by-county basis. Each county's school readiness program shall have available to it funding from all the county's publicly funded early education and child care programs, including Florida First Start programs, Even-Start programs, prekindergarten early intervention programs, Head Start programs, programs offered by public and private providers of child care, preschool programs for children with disabilities,

programs for migrant children, Title I programs, subsidized child care programs, teen parent programs, and other services, together with any additional funds appropriated or obtained for purposes of this section, and these programs and services shall be a part of the county's integrated school readiness program.

- (e) It is the intent of the Legislature that the administration staff at the state level for school readiness programs be kept to a minimum, as the school readiness programs are to be locally designed, operated, and managed, with the state, through the State School Readiness Governing Board, developing only the performance standards, outcome measurements, and data design and review, and approving and reviewing local school readiness coalitions and plans.
- (f) It is the intent of the Legislature that, by combining funding streams for various existing early education and child care programs, future appropriations for a county's combined school readiness program funding shall not be less than the funding the programs would receive on an uncombined basis for fiscal year 1999-2000.
- g) It is the intent of the Legislature that the school readiness program coordinate and operate in conjunction with the district school systems. However, it is also the intent of the Legislature that the school readiness program not be construed as part of the system of free public schools but rather as a separate program for children under the age of kindergarten eligibility, funded separately from the system of free public schools, utilizing a mandatory sliding fee scale, and providing an integrated and seamless system of school readiness services for the state's birth-to-kindergarten population.

1	(h) It is the intent of the Legislature that the
2	federal child care income tax credit be preserved for school
3	readiness programs.
4	(2) DEFINITIONSAs used in this section, the term:
5	(a) "Governing board" means the State School Readiness
6	Governing Board.
7	(b) "Coalition" means a Local School Readiness
8	Coalition.
9	(c) "Plan" means a coalition's school readiness
10	program implementation plan.
11	(3) STATE SCHOOL READINESS GOVERNING BOARD The State
12	School Readiness Governing Board is established in the
13	Executive Office of the Governor.
14	(a) The governing board shall consist of:
15	1. The Lieutenant Governor, or his or her designee.
16	2. The Secretary of the Department of Children and
17	Family Services.
18	3. The Commissioner of Education, or his or her
19	designee.
20	4. The chair of the WAGES Program State Board of
21	Directors.
22	5. The chair of the State Workforce Development Board.
23	6. Six members appointed by the Governor. Four of the
24	Governor's appointees shall be appointed from a list of six
25	nominees, of which three have been submitted by the President
26	of the Senate, and three have been submitted by the Speaker of
27	the House of Representatives.
28	
29	The appointed members shall be business, community, and civic
30	leaders in the state who are not elected to public office and
31	who do not earn their income in the early education and child

 care industry. The members must be geographically and demographically representative of the state. The governing board shall select a chair and a vice chair, and shall appoint an executive director, who is responsible for other staff authorized by the governing board.

- (b) For purposes of administration of the Federal
 Child Care and Development Fund, 45 C.F.R. Parts 98 and 99,
 the governing board may be designated by the Governor as the
 Lead Agency, and if so designated shall comply with the Lead
 Agency responsibilities pursuant to federal law.
- (c) The governing board shall meet quarterly and may meet as often as it deems necessary to carry out its duties and responsibilities. Members of the governing board shall participate without proxy at the quarterly meetings. The governing board may take official action by a majority vote of the members present at any meeting at which a quorum is present. The governing board shall hold its first meeting by August 1, 1999.
- (d) Members of the governing board are subject to the ethics provisions in part III of chapter 112, and no member may derive any financial benefit from the funds administered by the governing board.
- (e) Members of the governing board shall serve without compensation but are entitled to reimbursement for per diem and travel expenses incurred in the performance of their duties as provided in s. 112.061, and reimbursement for other reasonable, necessary, and actual expenses.
- (f) For the purposes of tort liability, the members of the governing board and its employees shall be governed by s. 768.28.
 - (g) The governing board shall:

- 1. Be responsible for the prudent use of all public and private funds in accordance with all legal and contractual requirements.
- 2. Provide final approval and periodic review of coalitions and plans.
- 3. Provide leadership for enhancement of school readiness in this state by aggressively establishing a unified approach to the state's efforts toward enhancement of school readiness. In support of this effort, the governing board may develop and implement specific strategies that address the state's school readiness programs, and may make recommendations to move agency staff from the Department of Education, the Department of Health, or the Department of Children and Family Services.
- 4. Safeguard the effective use of federal, state, local, and private resources in reducing the need for school readiness programs to achieve the highest possible level of school readiness for the state's children.
- 5. Adopt a system for measuring school readiness. The system must include a screening instrument, or instruments, which provide objective data regarding the expectations for school readiness.
- 6. Establish a method for collecting data from the screening instrument and establish guidelines for using the data so that the measurement, the data collection, and the use of the data serve the statewide goal that all children will be ready for school. The criteria for determining which data to collect should be the usefulness of the data to state policymakers and local program administrators in administering programs and allocating state funds.

- 7. Develop and adopt performance standards and outcome measures which meet the requirements of subsection (5).
- (h) The governing board may adopt rules necessary to administer the provisions of this section which relate to preparing and implementing the system for school readiness, collecting data, approving local school readiness coalitions and plans, providing a method whereby a coalition can serve two or more counties, and awarding incentives to coalitions.
- shall be established for children under the age of kindergarten eligibility. The program shall be funded from the programs listed in paragraph (1)(d), together with any additional funds appropriated or obtained for purposes of this section, shall be administered by a school readiness agent selected by the coalition, and shall receive funds pursuant to subsection (9). The school readiness agent along with all providers shall make reasonable efforts to accommodate the needs of children for extended-day and extended-year services without compromising the quality of the program. Priority for participation in the school readiness program is as follows:
- (a) Children under the age of kindergarten eligibility
 who are:
- 1. Children determined to be at risk of abuse, neglect, or exploitation and who are currently clients of the Children and Family Services Program Office of the Department of Children and Family Services.
- 2. Children at risk of welfare dependency, including economically disadvantaged children, children of participants in the WAGES program, children of migrant farmworkers, children of teen parents, and children from other families at

risk of welfare dependency due to a family income of less than 100 percent of the federal poverty level.

- 3. Children of working families whose family income is equal to or greater than 100 percent, but does not exceed 150 percent, of the federal poverty level.
- (b) Three-year-old children and 4-year-old children who may not be economically disadvantaged but who are students with disabilities and served in a specific part-time or combination of part-time exceptional student education programs with required special services, aids, or equipment and who are reported for funding part-time with the Florida Education Finance Program as exceptional students.
- (c) Economically disadvantaged children, children with disabilities, and children at risk of future school failure, from birth to 4 years of age, who are served at home through home visitor programs and intensive parent education programs such as the Florida First Start Program.
- (d) Children who meet federal and state requirements for eligibility for the migrant preschool program but who do not meet the criteria of economically disadvantaged.

An "economically disadvantaged" child means a child whose family income is below 150 percent of the federal poverty level or who is eligible to participate in the free lunch program. Notwithstanding any change in a family's economic status or in the federal eligibility requirements for free lunch, but subject to additional family contributions in accordance with the sliding fee scale, a child who meets the eligibility requirements upon initial registration for the program shall be considered eligible until the child reaches

31 kindergarten age.

1	(5) STANDARDS; OUTCOME MEASURES
2	(a) All publicly funded school readiness programs
3	shall be required to meet the performance standards and
4	outcome measures developed and approved by the governing
5	board. These performance standards and outcome measures shall
6	be applicable on a state-wide basis and must:
7	1. Help prepare preschool children to enter
8	kindergarten ready to learn, as measured by a methodology
9	adopted by the governing board with input from the Department
10	of Education.
11	2. Provide extended-day services and extended-year
12	services when needed.
13	3. Include a staff development plan to ensure that the
14	program has qualified professionals.
15	4. Provide for expanded access to community services
16	and resources, including adult literacy assistance, to help
17	families achieve economic self-sufficiency.
18	5. Provide for a simplified point of entry and unified
19	waiting list.
20	6. Serve at least as many children as were served
21	prior to implementation of the program.
22	7. Establish a community plan to increase the number
23	of accredited centers.
24	8. Meet all state licensing guidelines, where
25	applicable.
26	
27	The school readiness agent shall be responsible to its

coalition for monitoring to ensure the achievement of the

expected performance standards and outcome measures. The
governing board shall develop a phase-in schedule through

31 which all publicly funded school readiness programs shall be

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1	measured by these performance standards. The school readiness
2	agent shall report to its coalition on the achievement of
3	performance standards with recommendations for future funding.
4	(b) All publicly funded school readiness programs
5	shall be required to implement a comprehensive program of
6	children and family services that will enhance the cognitive,
7	social, and physical development of children to achieve the
8	performance standards and outcome measures specified in
9	<pre>paragraph(a).</pre>
10	(6) LOCAL SCHOOL READINESS COALITIONS
11	(a) Each coalition shall consist of the following
12	<pre>local officials:</pre>
13	1. The Department of Children and Family Services
14	district administrator.
15	2. The district superintendent of schools.
16	3. The regional workforce development board chair or
17	director, where applicable.
18	4. The county health department director or his or her
19	designee.
20	5. The Children's Services Council chair or executive
21	director, if applicable.
22	6. The child care licensing agency head.
23	7. Two members appointed by the Department of Children
24	and Family Services district administrator.
25	8. Two members appointed by the board of county
26	commissioners.
27	9. Two members appointed by the district school board.
28	10. The central child care agency administrator.
29	11. Head Start director or directors.

- (b) The central child care agency administrator and the Head Start director or directors shall be nonvoting members.
- (c) No member of a coalition may appoint a designee to act in his or her place. A member may send a representative to coalition meetings, but that representative will have no voting privileges.
- (7) IMPLEMENTATION; PHASING-IN OF PROGRAM; EXCEPTIONS
 TO LAW.--
- (a) The school readiness program is to be phased-in as prescribed by the procedures for implementation provided in this subsection and subsection (8). Until the county implements its school readiness program, the county shall continue to receive the services identified in paragraph (1)(d) through the various agencies that would be responsible for delivering those services under current law.
- (b) The school readiness program shall be implemented in any county upon the establishment, with the participation of the district school system and the Department of Children and Family Services Services District, of a coalition for that county; and upon final approval of the coalition and the coalition's plan by the governing board.
- (c) In order to obtain plan approval by the governing board, the coalition must submit to the governing board a plan that includes strategies to meet the requirements of this section, including:
- 1. Specific eligibility priorities for children within the coalition's county pursuant to subsection (4).
- <u>2. Performance standards and outcome measures</u> <u>established by the governing board or alternatively, standards</u>

and outcome measures to be used until such time as the governing board adopts such standards and outcome measures.

3. Reimbursement rates that have been developed by the coalition.

As part of the plan, the coalition may request the Governor to apply for a waiver to allow the county to administer the Head Start Program to accomplish the purposes of the school readiness program. If any school readiness plan can demonstrate that specific statutory goals can be achieved more effectively by using procedures that require modification of existing rules, policies, or procedures, a request for a waiver to the governing board may be made as part of the plan. Upon review, the governing board may grant the proposed modification.

- (d) The coalition may not implement its plan until it submits the plan to and receives approval from the governing board. Once the plan has been approved, services provided under the plan shall be provided through the coalition and its school readiness agent, rather than through the state agencies or departments. The plan shall be reviewed and revised as necessary, but not less than every 3 years.
- (e) Upon approval by the governing board of a coalition's plan, the provisions of this section shall supersede and prevail over any provisions of ss. 230.2303, 230.2305, 230.2306, 383.011, 402.3015, 409.153, 411.204, 411.221, 411.222, 411.223, and 411.232.
- (f) The plan shall then be utilized by the school readiness agent for the coalition to develop and issue a request for proposals for:

1	1. Systems support services, including a central
2	agency, child care resource and referral, eligibility
3	determinations, and training of providers.
4	2. Direct enhancement services to families and
5	<pre>children.</pre>
6	
7	System support and direct enhancement services shall be in
8	addition to payments for the placement of children in school
9	readiness programs.
10	(g) Two or more counties may join for the purpose of
11	planning and implementing a school readiness program.
12	(8) COALITION INITIATION GRANTS; INCENTIVE BONUSES
13	(a)1. Coalitions that are approved by the governing
14	board by October 1, 1999, shall be eligible for a \$50,000
15	initiation grant to support the coalition in developing its
16	plan.
17	2. Coalitions that are approved by the governing board
18	by March 1, 2000, shall be eligible for a \$25,000 initiation
19	grant to support the coalition in developing its plan.
20	(b) Coalitions that have their plans approved by March
21	1, 2000, shall receive funding from the governing board in
22	fiscal year 2000-2001, and each year thereafter.
23	(c) Upon the governing board's approval of any
24	coalition's plan that clearly shows enhancement in the quality
25	and standards of the school readiness program without
26	diminishing the number of children served in the program, the
27	governing board shall award the coalition an incentive bonus
28	on a per-student-served basis, subject to appropriation.

(d) In fiscal year 2000-2001, and each year thereafter, any increases in funding for school readiness

31 programs shall be administered through the coalitions.

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- (e) In fiscal year 2001-2002, the governing board shall request proposals from government agencies and nonprofit corporations for the development and operation of a coalition in each county that does not have an approved coalition by March 1, 2001, unless the county has requested and been granted a waiver by the governing board for good cause.
 - (9) FUNDING; SCHOOL READINESS PROGRAM. --
- (a) It is the intent of this section to establish an integrated and quality seamless service delivery system for all publicly funded early education and child care programs operating in this state.
- (b) All state funds budgeted for a county for the programs specified in paragraph (1)(d), along with the prorata share of the state administrative costs of those programs, all federal funds and required local matching funds for a county for programs specified in paragraph (1)(d), and any additional funds appropriated or obtained for purposes of this section, shall be transferred to the school readiness agent for the benefit of the county for implementation of a school readiness program by the coalition and its school readiness agent.
- (c) All funds transferred to and retained by the school readiness agent shall be invested pursuant to s.

 18.125. Any interest accruing to the trust fund shall be for the benefit of counties providing a school readiness program.

 Notwithstanding the provisions of s. 216.301, and pursuant to s. 216.351, any undisbursed balance and interest accruing and not distributed by the school readiness agent at the end of the fiscal year shall remain with the school readiness agent.
- (d) The governing board shall annually distribute all eligible funds as block grants to those counties exhibiting a

coalition which is integrating services and funding to develop a quality service delivery system. The governing board shall also provide financial awards to counties merging and integrating funding streams to serve children and school readiness programs.

- (e) State funds appropriated for the school readiness program may not be used for the construction of new facilities or the purchase of buses.
- (f) All cost savings and all revenues received through a mandatory sliding fee scale shall be used to help fund the local school readiness program.
- a reimbursement rate schedule that encompasses all programs funded by that coalition. The reimbursement rate schedule must include the projected number of children to be served and must be submitted to the governing board for information. Informal child care arrangements shall be reimbursed at 50 percent of the rate developed for family child care.
- AGENTS.--The school readiness agent must be a public entity, a private nonprofit organization, or a partnership of public entities and private nonprofit organizations, so long as the school readiness agent provides no direct early education or child care services. Where a children's services council or juvenile welfare board is selected as a school readiness agent, the provisions of s. 125.901(2)(a)3. shall not prohibit the children's services council or juvenile welfare board, acting as a school readiness agent, to contract for services or programs that are under the exclusive jurisdiction of the public school system in that county. The school readiness agent shall be required to provide, or cause to be provided

through a request for proposal process, all administrative, system support, direct enhancement, and direct funding services as determined by the coalition. The school readiness agent shall be responsible for monitoring all system support and direct enhancement providers to ensure that the governing board's performance standards and outcome measures are carried out. No public funds shall be paid to a provider unless the provider agrees to allow the school readiness agent access to fulfill its monitoring responsibilities.

(12) PARENTAL CHOICE.--

- (a) The school readiness program shall provide parental choice pursuant to a purchase service order that ensures, to the maximum extent possible, flexibility in school readiness programs and payment arrangements. According to federal regulations requiring parental choice, a parent may choose an informal child-care arrangement. The purchase order must bear the name of the beneficiary and the program provider and, when redeemed, must bear the signature of both the beneficiary and an authorized representative of the provider.
- (b) If it is determined that a provider has provided any cash to the beneficiary in return for receiving the purchase order, the school readiness agent shall refer the matter to the Division of Public Assistance Fraud for investigation.
- (c) The Department of Education and the Office of the Comptroller shall establish an electronic transfer system for the dissemination of funds in accordance with this subsection.

 School readiness agents shall fully implement the electronic funds transfer system within 3 years after plan approval unless a waiver is obtained from the governing board.

1	(d) The Office of Program Policy Analysis and
2	Government Accountability shall provide fiscal oversight of
3	funds provided to local school readiness coalitions and their
4	school readiness agents.
5	(13) EVALUATION AND ANNUAL REPORT Each coalition
6	shall conduct an evaluation of the effectiveness of its school
7	readiness program including performance standards and outcome
8	measures, and shall provide an annual report to the governing
9	board.
10	(14) CONFLICTING PROVISIONSIn the event of a
11	conflict between the provisions of this section and federal
12	requirements, the federal requirements shall control.
13	Section 2. Section 229.567, Florida Statutes, is
14	created to read:
15	229.567 School readiness screening instrumentsThe
16	Department of Education shall require that the school
17	readiness screening instrument or instruments adopted by the
18	State School Readiness Governing Board be utilized uniformly
19	by all school districts as the kindergarten screening
20	instrument administered to each kindergarten student in the
21	district school system.
22	Section 3. School Readiness Program Needs-Assessment
23	Conference
24	(1) DUTIES
25	(a) The School Readiness Program Needs-Assessment
26	Conference shall develop official information relating to the
27	state's system of school readiness programs, including
28	forecasts of school readiness program needs, as the conference
29	determines is needed for the state planning and budgeting
30	system. Such official information must include, but need not

31 be limited to, program needs for subsidized child care, Head

Start, prekindergarten early intervention, prekindergarten 1 2 disabilities, Even-Start literacy, Florida First Start, 3 migrant prekindergarten, and Title I prekindergarten. 4 (b) In addition, the School Readiness Program Needs-Assessment Conference shall estimate the unduplicated 5 6 count of children who are eligible for services under the 7 school readiness program. 8 (c) The State School Readiness Governing Board shall 9 provide information on needs and waiting lists for school 10 readiness program services requested by the School Readiness 11 Program Needs-Assessment Conference or individual conference 12 principals in a timely manner. 13 (2) PRINCIPALS. -- The Executive Office of the Governor, the Director of Economic and Demographic Research, and 14 professional staff who have forecasting expertise from the 15 16 State School Readiness Governing Board, the Department of 17 Children and Family Services, the Department of Education, the Senate, and the House of Representatives, or their designees, 18 are the principals of the School Readiness Program 19 20 Needs-Assessment Conference. The principal representing the Executive Office of the Governor shall preside over sessions 21 22 of the conference. Section 4. This act shall take effect upon becoming a 23 24 law. 25 26 27 28 29

HOUSE SUMMARY

Creates the State School Readiness Governing Board. Provides membership requirements, meeting requirements, public records requirements, and responsibilities and duties. Authorizes the governing board to adopt rules. Provides eligibility requirements for the school readiness program. Requires performance standards and outcome measures developed and approved by the governing board to meet certain guidelines. Provides for the establishment of a school readiness coalition in each county Provides membership of the coalitions. county. Provides membership of the coalitions. Provides for implementation and phasing-in of the school readiness program. Requires the development of a plan. Provides for exceptions to law. Provides for coalition initiation grants. Provides for the funding of the school readiness program. Requires each coalition to develop a reimbursement rate schedule for all programs funded by the coalition. Provides requirements for school readiness agents. Provides for parental choice with respect to child care arrangements and payments. Requires the Department of Education and the Office of the Comptroller Department of Education and the Office of the Comptroller to establish an electronic funds transfer system.

Requires the Office of Program Policy Analysis to provide fiscal oversight. Requires each coalition to conduct an annual evaluation and submit a report to the governing board. Requires the Department of Education to require the use by the school districts of the school readiness screening instrument or instruments adopted by the governing board. Creates the School Readiness Program Needs-Assessment Conference. Requires the conference to Needs-Assessment Conference. Requires the conference to develop information relating to the school readiness programs. Specifies the principals of the conference.

2.0