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Bill No. CS for SB 212, 1st Eng.

Amendment No. \_\_\_\_ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

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Representative(s) Murman offered the following:

**Amendment (with title amendment)**

On page 17, between lines 18 and 19 of the bill

insert:

Section 13. Subsection (9) of section 402.27, Florida Statutes, is renumbered as subsection (10), and a new subsection (9) is added to said section to read:

402.27 Child care and early childhood resource and referral.--The Department of Children and Family Services shall establish a statewide child care resource and referral network. Preference shall be given to using the already established central agencies for subsidized child care as the child care resource and referral agency. If the agency cannot comply with the requirements to offer the resource information component or does not want to offer that service, the Department of Children and Family Services shall select the resource information agency based upon a request for proposal. At least one child care resource and referral agency must be established in each district of the department, but no more

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1 than one may be established in any county. Child care  
2 resource and referral agencies shall provide the following  
3 services:

4 (9) Assistance to families in identifying summer  
5 recreation camp and summer day camp programs and in evaluating  
6 the health and safety qualities of summer recreation camp and  
7 summer day camp programs and in evaluating the health and  
8 safety qualities of summer camp programs. Contingent upon  
9 specific appropriation, a checklist of important health and  
10 safety qualities that parents can use to choose their summer  
11 camp programs shall be developed and distributed in a manner  
12 that will reach parents interested in such programs for their  
13 children.

14 Section 14. Paragraph (c) of subsection (1) of section  
15 402.3015, Florida Statutes, is amended, and subsection (10) is  
16 added to said section, to read:

17 402.3015 Subsidized child care program; purpose; fees;  
18 contracts.--

19 (1) The purpose of the subsidized child care program  
20 is to provide quality child care to enhance the development,  
21 including language, cognitive, motor, social, and self-help  
22 skills of children who are at risk of abuse or neglect and  
23 children of low-income families, and to promote financial  
24 self-sufficiency and life skills for the families of these  
25 children, unless prohibited by federal law. Priority for  
26 participation in the subsidized child care program shall be  
27 accorded to children under 13 years of age who are:

28 (c) Children of working families whose family income  
29 is equal to or greater than 100 percent, but does not exceed  
30 150 percent, of the federal poverty level. The department may  
31 extend eligibility to children of working families who are

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1 currently in subsidized child care and whose family income  
2 does not exceed 200 percent of the federal poverty level; and

3 (10) A family that is eligible to participate in the  
4 subsidized child care program shall be considered a needy  
5 family for purposes of the program funded through the federal  
6 Temporary Assistance for Needy Families (TANF) block grant, to  
7 the extent permitted by appropriation of funds.

8 Section 15. Section 402.3017, Florida Statutes, is  
9 created to read:

10 402.3017 Teacher Education and Compensation Helps  
11 (TEACH) scholarship program.--

12 (1) The Legislature finds that the level of early  
13 child care teacher education and training is a key predictor  
14 for determining program quality. The Legislature also finds  
15 that low wages for child care workers prevent many from  
16 obtaining increased training and education and contribute to  
17 high turnover rates. The Legislature therefore intends to  
18 help fund a program which links teacher training and education  
19 to compensation and commitment to the field of early childhood  
20 education.

21 (2) The Department of Children and Family Services is  
22 authorized to contract for the administration of the Teacher  
23 Education and Compensation Helps (TEACH) scholarship program,  
24 which provides educational scholarships to caregivers and  
25 administrators of early childhood programs, family day care  
26 homes, and large family child care homes.

27 (3) The department shall adopt rules as necessary to  
28 implement this section.

29 Section 16. Subsection (8) of section 402.302, Florida  
30 Statutes, is amended to read:

31 402.302 Definitions.--

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1           (8) "Large family child care home" means an occupied  
2 residence in which child care is regularly provided for  
3 children from at least two unrelated families, which receives  
4 a payment, fee, or grant for any of the children receiving  
5 care, whether or not operated for profit, and which has at  
6 least two full-time child care personnel on the premises  
7 during the hours of operation. One of the two full-time child  
8 care personnel must be the owner or occupant of the residence.  
9 A large family child care home must first have operated as a  
10 licensed family day care home for 2 years, with an operator  
11 who has had a child development associate credential or its  
12 equivalent for 1 year, before seeking licensure as a large  
13 family child care home. A large family child care home shall  
14 be allowed to provide care for one of the following groups of  
15 children, which shall include those children under 13 ±2 years  
16 of age who are related to the caregiver:

17           (a) A maximum of 8 children from birth to 24 months of  
18 age.

19           (b) A maximum of 12 children, with no more than 4  
20 children under 24 months of age.

21           Section 17. Section 402.3028, Florida Statutes, is  
22 created to read:

23           402.3028 Referral for assessment.--The Department of  
24 Children and Family Services, Department of Health, and  
25 Department of Education shall implement the following  
26 procedures for making referrals for Level III assessment  
27 pursuant to s. 402.3027:

28           (1) Children under 3 years of age who are in the  
29 subsidized child care program and are identified as needing a  
30 Level III developmental assessment pursuant to s. 402.3027  
31 shall be referred to the Early Intervention for Infants and

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1 Toddlers with Disabilities Program of the Department of  
2 Health, funded under the federal Individuals with Disabilities  
3 Education Act, Pub. L. No. 105-17, Part C. Assessments shall  
4 be completed within 45 days after the referral. If the Early  
5 Intervention for Infants and Toddlers with Disabilities  
6 Program is not available, referral may be made to a local  
7 community service provider.

8 (2) Children age 3 years through 5 years who are in  
9 the subsidized child care program and are identified as  
10 needing a Level III developmental assessment pursuant to s.  
11 402.3027 shall be referred to the appropriate program under  
12 the local school district or appropriate local service  
13 provider. It is the intent of the Legislature that these  
14 assessments be completed within 45 days because of the  
15 critical nature of child development at this age.

16 (3) Services to children with disabilities under this  
17 section shall be integrated and delivered with child care  
18 programs to the extent possible.

19 (4) Nothing in this section prohibits a subsidized  
20 child care program from referring a child to Medicaid or the  
21 Florida KidCare program to determine eligibility for services,  
22 or from making a referral to a child's primary health care  
23 provider.

24 Section 18. Section 402.3054, Florida Statutes, is  
25 created to read:

26 402.3054 Child enrichment service providers.--

27 (1) For the purposes of this section, "child  
28 enrichment service provider" means an individual who provides  
29 enrichment activities, such as language training, music  
30 instruction, educational instruction, and other experiences,  
31 to specific children during a specific time that is not part

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1 of the regular program in a child care facility.

2 (2) The child's parent shall provide written consent  
3 before a child may participate in activities conducted by a  
4 child enrichment service provider that are not part of the  
5 regular program of the child care facility. A child  
6 enrichment service provider receives compensation from the  
7 child's parent or from the child care facility and shall not  
8 be considered a volunteer or child care personnel.

9 (3) A child enrichment service provider shall be of  
10 good moral character based upon screening. This screening  
11 shall be conducted as provided in chapter 435, using the level  
12 2 standards for screening set forth in that chapter. A child  
13 enrichment service provider must meet the screening  
14 requirements prior to providing services to a child in a child  
15 care facility. A child enrichment service provider who has  
16 met the screening standards shall not be required to be under  
17 the direct and constant supervision of child care personnel.

18 Section 19. Subsection (10) of section 402.305,  
19 Florida Statutes, is amended to read:

20 402.305 Licensing standards; child care facilities.--

21 (10) TRANSPORTATION SAFETY.--Minimum standards shall  
22 include requirements for child restraints or seat belts in  
23 vehicles used by child care facilities and large-family child  
24 care homes to transport children, requirements for annual  
25 inspections of the vehicles, ~~and~~ limitations on the number of  
26 children in the vehicles, and accountability for children  
27 being transported.

28 Section 20. Subsection (3) of section 409.178, Florida  
29 Statutes, is amended to read:

30 409.178 Child Care Executive Partnership Act; findings  
31 and intent; grant; limitation; rules.--

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1           (3) There is created a body politic and corporate  
2 known as the Child Care Executive Partnership which shall  
3 establish and govern the Child Care Executive Partnership  
4 Program. The purpose of the Child Care Executive Partnership  
5 Program is to utilize state and federal funds as incentives  
6 for matching local funds derived from local governments,  
7 employers, charitable foundations, and other sources, so that  
8 Florida communities may create local flexible partnerships  
9 with employers. The Child Care Executive Partnership Program  
10 funds shall be used at the discretion of local communities to  
11 meet the needs of working parents. A child care purchasing  
12 pool shall be developed with the state, federal, and local  
13 funds to provide subsidies to low-income working parents who  
14 are eligible for subsidized child care with a  
15 dollar-for-dollar match from employers, local government, and  
16 other matching contributions. The funds used from the child  
17 care purchasing pool must be used to supplement or extend the  
18 use of existing public or private funds ~~and may not be used to~~  
19 ~~supplant the maintenance of effort presently exerted by the~~  
20 ~~employer or other participant in the activity funded.~~

21           Section 21. Contingent upon specific appropriation,  
22 the statewide child care resource and referral network,  
23 pursuant to s. 402.27, Florida Statutes, shall convene a  
24 workgroup for the purpose of developing recommendations for  
25 improving the health and safety qualities of summer camp  
26 programs without over-regulation. One component of the  
27 workgroup's deliberation shall include examining the  
28 feasibility of requiring summer camp programs to register with  
29 the Department of Children and Family Services, to provide  
30 annual program information to the statewide child care  
31 resource and referral networks, or to publish their health and

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1 safety plans. The workgroup shall include representatives from  
 2 summer camp program related associations, the Department of  
 3 Children and Family Services, parents, and any other  
 4 interested individuals or organizations identified by the  
 5 statewide child care resource and referral network. All  
 6 participants in this process shall attend the meetings at  
 7 their own expense. A report of the recommendations shall be  
 8 submitted to the Governor, the President of the Senate, and  
 9 the Speaker of the House of Representatives by January 1,  
 10 2001.

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13 ===== T I T L E    A M E N D M E N T =====

14 And the title is amended as follows:

15        On page 2, line 19 after the semicolon,

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17 insert:

18        amending s. 402.27, F.S.; providing for  
 19        assistance to families in evaluating summer  
 20        recreation and day camp programs; amending s.  
 21        402.3015, F.S.; authorizing the Department of  
 22        Children and Family Services to increase family  
 23        income limits for certain eligibility for  
 24        subsidized child care; providing that an  
 25        eligible family shall be considered a needy  
 26        family for federal Temporary Assistance for  
 27        Needy Families funding, subject to  
 28        appropriations; creating s. 402.3017, F.S. ;  
 29        establishing the Teacher Education and  
 30        Compensation Helps (TEACH) scholarship program;  
 31        authorizing the department to contract for



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1 administration of the program and to adopt  
2 rules; amending s. 402.302, F.S.; revising the  
3 definition of "large family child care home" to  
4 include certain children related to the  
5 caregiver; creating s. 402.3028, F.S.;  
6 providing procedures for referrals for  
7 developmental assessment of children in  
8 subsidized child care programs; creating s.  
9 402.3054, F.S.; defining "child enrichment  
10 service provider"; specifying requirements  
11 relating to parental consent, compensation, and  
12 background screening for such providers  
13 providing services in a child care facility;  
14 amending s. 402.305, F.S.; revising provisions  
15 of child care facilities' licensing standards  
16 relating to transportation safety; amending s.  
17 409.178, F.S.; removing a restriction on the  
18 use of child care purchasing pool funds, under  
19 the Child Care Executive Partnership Act;  
20 requiring a workgroup, and report therefrom, on  
21 health and safety in summer camp programs,  
22 contingent on specific appropriation;

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