

1 A bill to be entitled
2 An act relating to children with disabilities; amending s.
3 393.063, F.S.; redefining the term "developmental
4 disability" and defining the term "Down syndrome";
5 creating s. 456.0291, F.S.; requiring certain licensing
6 boards to require continuing education on developmental
7 disabilities for certain licensees and certificateholders;
8 providing course content; providing penalties; providing
9 rulemaking authority; requiring the Department of Health
10 to develop and implement a plan to promote awareness of
11 developmental disabilities; amending s. 627.6686, F.S.;
12 providing health insurance coverage for individuals with
13 developmental disabilities; amending s. 641.31098, F.S.;
14 providing coverage under a health maintenance contract for
15 individuals with developmental disabilities; amending s.
16 1002.39, F.S., relating to the John M. McKay Scholarships
17 for Students with Disabilities Program; authorizing
18 students who receive certain services under the Voluntary
19 Prekindergarten Education Program to receive a John M.
20 McKay Scholarship; conforming cross-references; requiring
21 a private school to refund scholarship payment under
22 certain circumstances; permitting students to receive
23 scholarship services at locations other than the private
24 school's site under specified conditions; providing
25 retroactive eligibility for scholarships under certain
26 circumstances; amending s. 1002.51, F.S.; revising
27 definitions for the Voluntary Prekindergarten Education
28 Program; amending s. 1002.53 and creating s. 1002.66,

29 F.S.; establishing a prekindergarten program option for
 30 children with disabilities; providing eligibility criteria
 31 for early intervention services; providing for the
 32 approval of early intervention service providers;
 33 authorizing the expenditure of funds for early
 34 intervention services; amending s. 1002.71, F.S.;
 35 authorizing a child participating in a prekindergarten
 36 program for children with disabilities to reenroll in
 37 another program option under certain conditions; amending
 38 s. 1002.75, F.S.; revising the powers and duties of the
 39 Agency for Workforce Innovation for prekindergarten
 40 programs; providing an effective date.

41

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

43

44 Section 1. Present subsections (13) through (40) of
 45 section 393.063, Florida Statutes, are renumbered as subsections
 46 (14) through (41), respectively, subsection (9) of that section
 47 is amended, and a new subsection (13) is added to that section,
 48 to read:

49 393.063 Definitions.--For the purposes of this chapter,
 50 the term:

51 (9) "Developmental disability" means a disorder or
 52 syndrome that is attributable to retardation, cerebral palsy,
 53 autism, spina bifida, Down syndrome, or Prader-Willi syndrome;
 54 that manifests before the age of 18; and that constitutes a
 55 substantial handicap that can reasonably be expected to continue
 56 indefinitely.

57 (13) "Down syndrome" means a disorder caused by the
58 presence of an extra chromosome 21 and characterized by mental
59 retardation and distinguishing physical features.

60 Section 2. Section 456.0291, Florida Statutes, is created
61 to read:

62 456.0291 Instruction on developmental disabilities.--

63 (1) The appropriate board shall require each person
64 licensed or certified under chapter 458, chapter 459, part I of
65 chapter 464, chapter 490, or chapter 491 to complete a 2-hour
66 continuing education course, approved by the board, on
67 developmental disabilities, as defined in s. 393.063, with the
68 addition of autism spectrum disorder, as part of every third
69 biennial relicensure or recertification.

70 (a) The course shall consist of information on the
71 diagnosis and treatment of developmental disabilities and
72 information on counseling and education of a parent whose child
73 is diagnosed with a developmental disability, with an emphasis
74 on autism spectrum disorder.

75 (b) Each such licensee or certificateholder shall submit
76 confirmation of having completed the course, on a form provided
77 by the board, when submitting fees for every third biennial
78 renewal.

79 (c) The board may approve additional equivalent courses
80 that may be used to satisfy the requirements of this section.
81 Each licensing board that requires a licensee to complete an
82 educational course pursuant to this subsection may include the
83 hours required for completion of the course in the total hours
84 of continuing education required for such profession unless the

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85 continuing education requirements for such profession is less
86 than 30 hours biennially.

87 (d) Any person holding two or more licenses subject to the
88 provisions of this subsection may show proof of having taken one
89 board-approved course on developmental disabilities for purposes
90 of relicensure or recertification for any additional licenses.

91 (e) Failure to comply with the requirements of this
92 subsection constitutes grounds for disciplinary action under
93 each respective practice act and under s. 456.072(1)(k). In
94 addition to any discipline imposed, the licensee must complete
95 the course.

96 (2) Each board may adopt rules to carry out the provisions
97 of this section.

98 (3) The department shall implement a plan to promote
99 awareness of developmental disabilities, with a focus on autism
100 spectrum disorder, to physicians licensed under chapter 458 or
101 chapter 459 and parents. The department shall develop the plan
102 in consultation with organizations representing allopathic and
103 osteopathic physicians, the Board of Medicine, the Board of
104 Osteopathic Medicine, and nationally recognized organizations
105 that promote awareness of developmental disabilities. The
106 department's plan must include the distribution of educational
107 materials for parents, including a developmental assessment
108 tool.

109 Section 3. Subsection (2) and (3) of section 627.6686,
110 Florida Statutes, are amended to read:

111 627.6686 Coverage for individuals with autism spectrum
112 disorder required; exception.--

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113 (2) As used in this section, the term:

114 (a) "Applied behavior analysis" means the design,
115 implementation, and evaluation of environmental modifications,
116 using behavioral stimuli and consequences, to produce socially
117 significant improvement in human behavior, including, but not
118 limited to, the use of direct observation, measurement, and
119 functional analysis of the relations between environment and
120 behavior.

121 (b) "Autism spectrum disorder" means any of the following
122 disorders as defined in the most recent edition of the
123 Diagnostic and Statistical Manual of Mental Disorders of the
124 American Psychiatric Association:

- 125 1. Autistic disorder.
- 126 2. Asperger's syndrome.
- 127 3. Pervasive developmental disorder not otherwise
128 specified.

129 (c) "Developmental disability" has the same meaning as in
130 s. 393.063.

131 (d)~~(e)~~ "Eligible individual" means an individual under 18
132 years of age or an individual 18 years of age or older who is in
133 high school and who has been diagnosed as having a developmental
134 disability at 8 years of age or younger.

135 (e)~~(d)~~ "Health insurance plan" means a group health
136 insurance policy or group health benefit plan offered by an
137 insurer which includes the state group insurance program
138 provided under s. 110.123. The term does not include any health
139 insurance plan offered in the individual market, any health
140 insurance plan that is individually underwritten, or any health

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141 insurance plan provided to a small employer.

142 (f)~~(e)~~ "Insurer" means an insurer providing health
143 insurance coverage, which is licensed to engage in the business
144 of insurance in this state and is subject to insurance
145 regulation.

146 (3) A health insurance plan issued or renewed on or after
147 April 1, 2009, shall provide coverage to an eligible individual
148 for:

149 (a) Well-baby and well-child screening for diagnosing the
150 presence of autism spectrum disorder or other developmental
151 disabilities.

152 (b) Treatment of autism spectrum disorder or other
153 developmental disabilities through speech therapy, occupational
154 therapy, physical therapy, and applied behavior analysis.
155 Applied behavior analysis services shall be provided by an
156 individual certified pursuant to s. 393.17 or an individual
157 licensed under chapter 490 or chapter 491.

158 Section 4. Subsections (2) and (3) of section 641.31098,
159 Florida Statutes, are amended to read:

160 641.31098 Coverage for individuals with developmental
161 disabilities.--

162 (2) As used in this section, the term:

163 (a) "Applied behavior analysis" means the design,
164 implementation, and evaluation of environmental modifications,
165 using behavioral stimuli and consequences, to produce socially
166 significant improvement in human behavior, including, but not
167 limited to, the use of direct observation, measurement, and
168 functional analysis of the relations between environment and

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169 behavior.

170 (b) "Autism spectrum disorder" means any of the following
 171 disorders as defined in the most recent edition of the
 172 Diagnostic and Statistical Manual of Mental Disorders of the
 173 American Psychiatric Association:

- 174 1. Autistic disorder.
- 175 2. Asperger's syndrome.
- 176 3. Pervasive developmental disorder not otherwise
 177 specified.

178 (c) "Developmental disability" has the same meaning as in
 179 s. 393.063.

180 (d)~~(e)~~ "Eligible individual" means an individual under 18
 181 years of age or an individual 18 years of age or older who is in
 182 high school who has been diagnosed as having a developmental
 183 disability at 8 years of age or younger.

184 (e)~~(d)~~ "Health maintenance contract" means a group health
 185 maintenance contract offered by a health maintenance
 186 organization. This term does not include a health maintenance
 187 contract offered in the individual market, a health maintenance
 188 contract that is individually underwritten, or a health
 189 maintenance contract provided to a small employer.

190 (3) A health maintenance contract issued or renewed on or
 191 after April 1, 2009, shall provide coverage to an eligible
 192 individual for:

193 (a) Well-baby and well-child screening for diagnosing the
 194 presence of autism spectrum disorder or other developmental
 195 disability.

196 (b) Treatment of autism spectrum disorder or other

197 developmental disability through speech therapy, occupational
 198 therapy, physical therapy, and applied behavior analysis
 199 services. Applied behavior analysis services shall be provided
 200 by an individual certified pursuant to s. 393.17 or an
 201 individual licensed under chapter 490 or chapter 491.

202 Section 5. Subsection (2), paragraph (h) of subsection
 203 (3), paragraph (a) of subsection (4), paragraph (d) of
 204 subsection (8), and subsection (10) of section 1002.39, Florida
 205 Statutes, are amended, present subsections (11), (12), and (13)
 206 of that section are renumbered as subsections (12), (13), and
 207 (14), respectively, and new subsection (11) is added to that
 208 section, to read:

209 1002.39 The John M. McKay Scholarships for Students with
 210 Disabilities Program.--There is established a program that is
 211 separate and distinct from the Opportunity Scholarship Program
 212 and is named the John M. McKay Scholarships for Students with
 213 Disabilities Program.

214 (2) JOHN M. MCKAY SCHOLARSHIP ELIGIBILITY.--The parent of
 215 a ~~public school~~ student with a disability ~~who is dissatisfied~~
 216 ~~with the student's progress~~ may request and receive from the
 217 state a John M. McKay Scholarship for the child to enroll in and
 218 attend a private school in accordance with this section if:

219 (a) The student has:

- 220 1. Received early intervention services under the
 221 Voluntary Prekindergarten Education Program pursuant to s.
 222 1002.66 during the previous school year, and the student has a
 223 current individual educational plan developed in accordance with
 224 rules of the State Board of Education; or

225 2. Spent the prior school year in attendance at a Florida
 226 public school or the Florida School for the Deaf and the Blind.
 227 For purposes of this subparagraph, prior school year in
 228 attendance means that the student was:

229 ~~1.~~ enrolled and reported by:

230 a. A school district for funding during the preceding
 231 October and February Florida Education Finance Program surveys
 232 in kindergarten through grade 12, which includes ~~shall include~~
 233 time spent in a Department of Juvenile Justice commitment
 234 program if funded under the Florida Education Finance Program;

235 ~~b.2.~~ ~~Enrolled and reported by~~ The Florida School for the
 236 Deaf and the Blind during the preceding October and February
 237 student membership surveys in kindergarten through grade 12; or

238 ~~c.3.~~ ~~Enrolled and reported by~~ A school district for
 239 funding during the preceding October and February Florida
 240 Education Finance Program surveys, was at least 4 years old when
 241 so enrolled and reported, and was eligible for services under s.
 242 1003.21(1)(e).

243
 244 However, a dependent child of a member of the United States
 245 Armed Forces who transfers to a school in this state from out of
 246 state or from a foreign country due to ~~pursuant to~~ a parent's
 247 permanent change of station orders is exempt from this paragraph
 248 but must meet all other eligibility requirements to participate
 249 in the program.

250 (b) The parent has obtained acceptance for admission of
 251 the student to a private school that is eligible for the program
 252 under subsection (8) and has requested from the department a

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253 scholarship at least 60 days before ~~prior to~~ the date of the
254 first scholarship payment. The request must be communicated
255 ~~through a communication~~ directly to the department in a manner
256 that creates a written or electronic record of the request and
257 the date of receipt of the request. The department ~~of Education~~
258 must notify the district of the parent's intent upon receipt of
259 the parent's request.

260 (3) JOHN M. MCKAY SCHOLARSHIP PROHIBITIONS.--A student is
261 not eligible for a John M. McKay Scholarship while he or she is:

262 (h) Not having regular and direct contact with his or her
263 private school teachers at the school's physical location,
264 except as provided in subsection (11).

265 (4) TERM OF JOHN M. MCKAY SCHOLARSHIP.--

266 (a) For purposes of continuity of educational choice, a
267 John M. McKay Scholarship remains ~~shall remain~~ in force until
268 the student enrolls in ~~returns to~~ a public school, graduates
269 from high school, or reaches the age of 22, whichever occurs
270 first.

271 (8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.--To be
272 eligible to participate in the John M. McKay Scholarships for
273 Students with Disabilities Program, a private school may be
274 sectarian or nonsectarian and must:

275 (d) Maintain in this state a physical location where a
276 scholarship student regularly attends classes or where the
277 school provides case management services pursuant to subsection
278 (11).

279

280 The inability of a private school to meet the requirements of

281 | this subsection shall constitute a basis for the ineligibility
 282 | of the private school to participate in the scholarship program
 283 | as determined by the department.

284 | (10) JOHN M. MCKAY SCHOLARSHIP FUNDING AND PAYMENT.--

285 | (a)1. The maximum scholarship granted for an eligible
 286 | student with disabilities shall be ~~a calculated amount~~
 287 | equivalent to the base student allocation in the Florida
 288 | Education Finance Program multiplied by the appropriate cost
 289 | factor for the educational program that would have been provided
 290 | for the student in the district school to which he or she was
 291 | assigned, multiplied by the district cost differential.

292 | 2. In addition, a share of the guaranteed allocation for
 293 | exceptional students shall be determined and added to the
 294 | ~~calculated~~ amount in subparagraph 1. The calculation shall be
 295 | based on the methodology and the data used to calculate the
 296 | guaranteed allocation for exceptional students for each district
 297 | in chapter 2000-166, Laws of Florida. Except as provided in
 298 | subparagraphs 3. and 4., the calculation shall be based on the
 299 | student's grade, matrix level of services, and the difference
 300 | between the 2000-2001 basic program and the appropriate level of
 301 | services cost factor, multiplied by the 2000-2001 base student
 302 | allocation and the 2000-2001 district cost differential for the
 303 | sending district. ~~Also,~~ The calculated amount shall also include
 304 | the per-student share of supplemental academic instruction
 305 | funds, instructional materials funds, technology funds, and
 306 | other categorical funds as provided ~~for such purposes~~ in the
 307 | General Appropriations Act.

308 | 3. The ~~calculated~~ scholarship amount for a student who is

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309 eligible under sub-subparagraph (2) (a) 2.b. ~~subparagraph (2) (a) 2.~~
310 shall be calculated as provided in subparagraphs 1. and 2.
311 However, the calculation shall be based on the school district
312 in which the parent resides at the time of the scholarship
313 request.

314 4. Until the school district completes the matrix required
315 by paragraph (5) (b), the calculation shall be based on the
316 matrix that assigns the student to support level I of service as
317 it existed prior to the 2000-2001 school year. When the school
318 district completes the matrix, the amount of the payment shall
319 be adjusted as needed.

320 (b) The amount of the John M. McKay Scholarship shall be
321 the calculated amount or the amount of the private school's
322 tuition and fees, whichever is less. The amount of any
323 assessment fee required by the participating private school may
324 be paid from the total amount of the scholarship.

325 (c)1. The school district shall report all students who
326 are attending a private school under this program. The students
327 with disabilities attending private schools on John M. McKay
328 Scholarships shall be reported separately from other students
329 reported for purposes of the Florida Education Finance Program.

330 2. For program participants who are eligible under sub-
331 subparagraph (2) (a) 2.b. ~~subparagraph (2) (a) 2.~~, the school
332 district that is used as the basis for the calculation of the
333 scholarship amount as provided in subparagraph (a) 3. shall:

334 a. Report to the department all such students who are
335 attending a private school under this program.

336 b. Be held harmless for such students from the weighted

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337 enrollment ceiling for group 2 programs in s. 1011.62(1)(d)3.b.
338 during the first school year in which the students are reported.

339 (d) Following notification on July 1, September 1,
340 December 1, or February 1 of the number of program participants,
341 the department shall transfer, from General Revenue funds only,
342 the amount calculated under paragraph (b) from the school
343 district's total funding entitlement under the Florida Education
344 Finance Program and from authorized categorical accounts to a
345 separate account for the scholarship program for quarterly
346 disbursement to the parents of participating students. Funds may
347 not be transferred from any funding provided to the Florida
348 School for the Deaf and the Blind for program participants who
349 are eligible under sub-subparagraph (2)(a)2.b. ~~subparagraph~~
350 ~~(2)(a)2.~~ For a student exiting a Department of Juvenile Justice
351 commitment program who chooses to participate in the scholarship
352 program, the amount of the John M. McKay Scholarship calculated
353 pursuant to paragraph (b) shall be transferred from the school
354 district in which the student last attended a public school
355 before ~~prior to~~ commitment to the Department of Juvenile
356 Justice. When a student enters the scholarship program, the
357 department must receive all documentation required for the
358 student's participation, including the private school's and the
359 student's fee schedules, at least 30 days before the first
360 quarterly scholarship payment is made for the student.

361 (e) Upon notification by the department that it has
362 received the documentation required under paragraph (d), the
363 Chief Financial Officer shall make scholarship payments in four
364 equal amounts no later than September 1, November 1, February 1,

365 and April 1 of each academic year in which the scholarship is in
 366 force. The initial payment shall be made after department
 367 verification of admission acceptance, and subsequent payments
 368 shall be made upon verification of continued enrollment and
 369 attendance at the private school. Payment must be by individual
 370 warrant made payable to the student's parent and mailed by the
 371 department to the private school of the parent's choice, and the
 372 parent shall restrictively endorse the warrant to the private
 373 school for deposit into the account of the private school. If
 374 the student withdraws from the private school, the private
 375 school shall prorate the unused portion of the scholarship
 376 payment and refund that amount to the department. If the student
 377 immediately transfers to another private school, the unused
 378 amount of the scholarship may be paid to the new school.

379 (f) Subsequent to each scholarship payment, the department
 380 shall request from the Department of Financial Services a sample
 381 of endorsed warrants to review and confirm compliance with
 382 endorsement requirements.

383 (11) ALTERNATIVE SITES FOR INSTRUCTION AND SERVICES.--A
 384 student who is eligible for a scholarship under this section may
 385 receive regular and direct instruction and services from a
 386 private school at a site other than the school's physical
 387 location if the following criteria are met:

388 (a) The student's parent provides a notarized statement
 389 from the medical doctor or psychologist treating the student's
 390 disability which documents that the student's welfare, or the
 391 welfare of other students in the classroom, will be jeopardized
 392 if the student is required to regularly attend class at the

393 school's physical location. The notarized statement must be:

394 1. Annually provided to the department at least 60 days
395 before the first scholarship payment date for the school year;
396 and

397 2. Based on an annual review of the student's disability
398 by the student's medical doctor or psychologist.

399 (b) The private school serving the student:

400 1. Employs or contracts with a case manager who
401 coordinates and monitors the student's instruction and services,
402 reviews and maintains the documentation submitted under
403 subparagraph 2., and provides the student's parent and private
404 school with monthly reports on the student's progress;

405 2. Requires private school employees or contracted
406 personnel who provide regular and direct instruction or services
407 to the student at the alternative site to submit documentation
408 of the instruction, services, and progress of the student to the
409 case manager; and

410 3. Notifies the department of each student served pursuant
411 to this subsection.

412 (c) A student who received a scholarship in the 2005-2006
413 or 2006-2007 school year under this section, but who was unable
414 to receive a scholarship in the 2006-2007 or 2007-2008 school
415 year due to the regular and direct contact requirement in
416 paragraph (3)(h), is eligible for a scholarship in the 2009-2010
417 school year if the student:

418 1. Demonstrates that he or she would have met the criteria
419 in paragraph (a) at the time of his or her 2006-2007 or 2007-
420 2008 scholarship; and

421 2. Except for the prior school year attendance requirement
 422 in paragraph (2) (a), satisfies the requirements for a
 423 scholarship under this section.

424 Section 6. Present subsections (2) through (5) of section
 425 1002.51, Florida Statutes, are renumbered as subsections (4)
 426 through (7), respectively, and new subsections (2) and (3) are
 427 added to that section, to read:

428 1002.51 Definitions.--As used in this part, the term:

429 (2) "Disability" means any disability listed in the
 430 definition of exceptional student in s. 1003.01.

431 (3) "Early intervention service provider" means a provider
 432 delivering early intervention services under s. 1002.66.

433 Section 7. Subsections (1) and (3) of section 1002.53,
 434 Florida Statutes, as amended by section 4 of chapter 2009-3,
 435 Laws of Florida, are amended to read:

436 1002.53 Voluntary Prekindergarten Education Program;
 437 eligibility and enrollment.--

438 (1) There is created the Voluntary Prekindergarten
 439 Education Program, which. ~~The program shall take effect in each~~
 440 ~~county at the beginning of the 2005-2006 school year and shall~~
 441 be organized, designed, and delivered in accordance with s. 1(b)
 442 and (c), Art. IX of the State Constitution.

443 (3) The parent of each child eligible under subsection (2)
 444 may enroll the child in one of the following programs:

445 (a) A school-year prekindergarten program delivered by a
 446 private prekindergarten provider under s. 1002.55;

447 (b) A summer prekindergarten program delivered by a public
 448 school or private prekindergarten provider under s. 1002.61; ~~or~~

449 (c) A school-year prekindergarten program delivered by a
 450 public school; or

451 (d) Beginning with the 2011-2012 school year, a
 452 prekindergarten program for children with disabilities, if the
 453 child has a disability and is eligible for the program under s.
 454 1002.66.

455
 456 Except as provided in s. 1002.71(4), a child may not enroll in
 457 more than one of these programs.

458 Section 8. Section 1002.66, Florida Statutes, is created
 459 to read:

460 1002.66 Prekindergarten program for children with
 461 disabilities.--

462 (1) Beginning with the 2011-2012 school year, a child with
 463 a disability who enrolls with the early learning coalition under
 464 s. 1002.53(3)(d) is eligible for a prekindergarten program of
 465 early intervention services if:

466 (a) The child is eligible for the Voluntary
 467 Prekindergarten Education Program under s. 1002.53.

468 (b) A current individual educational plan has been
 469 developed for the child in accordance with rules of the State
 470 Board of Education.

471 (2) The parent of a child who is eligible for the
 472 prekindergarten program for children with disabilities may
 473 select one or more early intervention services that the child's
 474 individual educational plan indicates is appropriate for the
 475 child. These early intervention services may include, but are
 476 not limited to:

477 (a) Applied behavior analysis.

478 (b) Speech-language pathology.

479 (c) Occupational therapy.

480 (d) Physical therapy.

481 (3) The early intervention services provided for a child
482 under this section must be delivered according to professionally
483 accepted standards and must, in accordance with the performance
484 standards adopted by the department under s. 1002.67, address
485 the age-appropriate progress of the child in the development of
486 the capabilities, capacities, and skills required under s. 1(b),
487 Art. IX of the State Constitution.

488 (4) The department shall approve early intervention
489 service providers whose services meet the standards in
490 subsection (3), maintain a list of approved providers, and
491 notify each school district and early learning coalition of the
492 approved provider list. Upon the request of a child's parent,
493 the department may approve an early intervention service
494 provider that is not on the approved list if the provider's
495 services meet the standards in subsection (3) and the child's
496 individual educational plan indicates that the services are
497 appropriate for the child.

498 (5) From the funds allocated to the early learning
499 coalition for the Voluntary Prekindergarten Education Program,
500 the coalition shall reimburse an approved early intervention
501 service provider for authorized services provided to an eligible
502 child, except that the cumulative total of services reimbursed
503 for a child may not exceed the amount of the base student
504 allocation provided in the Voluntary Prekindergarten Education

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505 Program in the General Appropriations Act.

506 Section 9. Paragraph (a) of subsection (4) of section
507 1002.71, Florida Statutes, as amended by chapter 2009-3, Laws of
508 Florida, is amended to read:

509 1002.71 Funding; financial and attendance reporting.--

510 (4) Notwithstanding s. 1002.53(3) and subsection (2):

511 (a) A child who, for any of the prekindergarten programs
512 listed in s. 1002.53(3), has not completed more than 10 percent
513 of the hours authorized to be reported for funding under
514 subsection (2), or has not expended more than 10 percent of the
515 funds authorized for the child under s. 1002.66, may withdraw
516 from the program for good cause, reenroll in one of the
517 programs, and be reported for funding purposes as a full-time
518 equivalent student in the program in ~~for~~ which the child is
519 reenrolled. The total funding for a child who reenrolls in one
520 of the programs may ~~shall~~ not exceed one full-time equivalent
521 student.

522
523 A child may reenroll only once in a prekindergarten program
524 under this section. A child who reenrolls in a prekindergarten
525 program under this subsection may not subsequently withdraw from
526 the program and reenroll. The Agency for Workforce Innovation
527 shall establish criteria specifying whether a good cause exists
528 for a child to withdraw from a program under paragraph (a),
529 whether a child has substantially completed a program under
530 paragraph (b), and whether an extreme hardship exists which is
531 beyond the child's or parent's control under paragraph (b).

532 Section 10. Paragraphs (a) and (f) of subsection (2) of

533 | section 1002.75, Florida Statutes, are amended to read:

534 | 1002.75 Agency for Workforce Innovation; powers and
535 | duties; operational requirements.--

536 | (2) The Agency for Workforce Innovation shall adopt
537 | procedures governing the administration of the Voluntary
538 | Prekindergarten Education Program by the early learning
539 | coalitions and school districts for:

540 | (a) Enrolling children in and determining the eligibility
541 | of children for the Voluntary Prekindergarten Education Program
542 | under ss. 1002.53 and 1002.66 ~~s. 1002.53~~.

543 | (f) Paying private prekindergarten providers, and public
544 | schools, and early intervention service providers under ss.
545 | 1002.66 and 1002.71 ~~s. 1002.71~~.

546 | Section 11. This act shall take effect July 1, 2009.