

Amendment No. 5

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Education Appropriations
 2 Subcommittee
 3 Representative O'Toole offered the following:

Amendment

6 Remove lines 532-687 and insert:

7 Upon receipt of registration information submitted by a family
 8 child care home, the department shall verify that the home is in
 9 compliance with the background screening requirements in
 10 subsection (3) and that the operator and the designated
 11 substitute are in compliance with applicable training
 12 requirements in subsection (4).

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

15 (c) The department may provide technical assistance to
 16 counties and operators of family child ~~day~~ care homes ~~home~~
 17 ~~providers~~ to enable counties and operators ~~family day care~~

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18 ~~providers~~ to achieve compliance with family child day care home
19 ~~homes~~ standards.

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

23 (3) Child care personnel in family child day care homes
24 are shall be subject to the applicable screening provisions
25 contained in ss. 402.305(2) and 402.3055. For purposes of
26 screening in family child day care homes, the term "child care
27 personnel" includes the operator, the designated substitute, any
28 member over the age of 12 years of a family child day care home
29 operator's family, or persons over the age of 12 years residing
30 with the operator in the family child day care home. Members of
31 the operator's family, or persons residing with the operator,
32 who are between the ages of 12 years and 18 years shall not be
33 required to be fingerprinted, but shall be screened for
34 delinquency records.

35 (4) (a) Prior to licensure and prior to caring for children
36 operators of family child day care homes and an individual
37 serving as a substitute for the operator who works 40 hours or
38 more per month on average must:

39 1. Successfully complete an approved 30-clock-hour
40 introductory course in child care, as evidenced by passage of a
41 competency examination, before caring for children. The course
42 must include:

43 a. State and local rules and regulations that govern child

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44 care.

45 b. Health, safety, and nutrition.

46 c. Identifying and reporting child abuse and neglect.

47 d. Child development, including typical and atypical
48 language development, and cognitive, motor, social, and
49 executive functioning skills development.

50 e. Observation of developmental behaviors, including using
51 a checklist or other similar observation tools and techniques to
52 determine a child's developmental level.

53 f. Specialized areas, including numeracy, early literacy,
54 and language development of children from birth to 5 years of
55 age, as determined by the department, for operators of family
56 child care homes.

57 ~~(5) In order to further develop their child care skills~~
58 ~~and, if appropriate, their administrative skills, operators of~~
59 ~~family day care homes shall be required to complete an~~
60 ~~additional 1 continuing education unit of approved training or~~
61 ~~10 clock hours of equivalent training, as determined by the~~
62 ~~department, annually.~~

63 ~~2.(6) Operators of family day care homes shall be required~~
64 ~~to~~ Complete 0.5 continuing education unit of approved training
65 in numeracy, early literacy, and language development of
66 children from birth to 5 years of age one time. For an operator,
67 the year that this training is completed, it shall fulfill the
68 0.5 continuing education unit or 5-clock-hours of the annual
69 training required in paragraph (c) subsection (5).

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70 3. Complete training in first aid and infant and child
71 cardiopulmonary resuscitation prior to caring for children, as
72 evidenced by current documentation of course completion.

73 (b) Prior to licensure and prior to caring for children
74 family child care home substitutes who work less than 40 hours
75 per month on average shall complete the department's six-clock-
76 hour Family Child Care Home Rules and Regulations training, as
77 evidenced by successful completion of a competency examination,
78 and first aid and infant and child cardiopulmonary resuscitation
79 training under subparagraph (a)3. Such substitutes who have
80 successfully completed the three-clock-hour Fundamentals of
81 Child Care training established by rules of the department or
82 the 30-clock-hour training under subparagraph (a)1. are not
83 required to complete the six-clock-hour Family Child Care Home
84 Rules and Regulations training.

85 (c) Operators of family day care homes must annually
86 complete an additional 1 continuing education unit of approved
87 training regarding child care and administrative skills or 10-
88 clock-hours of equivalent training, as determined by the
89 department.

90 (5)(7) Operators of family child ~~day~~ care homes must ~~shall~~
91 ~~be required~~ annually to complete a health and safety home
92 inspection self-evaluation checklist developed by the department
93 in conjunction with the statewide resource and referral program.
94 The completed checklist shall be signed by the operator of the
95 family child ~~day~~ care home and provided to parents as

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96 certification that basic health and safety standards are being
97 met.

98 ~~(6)-(8)~~ Operators of family child day care homes ~~home~~
99 ~~operators~~ may avail themselves of supportive services offered by
100 the department.

101 ~~(7)-(9)~~ The department shall prepare a brochure on family
102 child day care for distribution by the department and by local
103 licensing agencies, if appropriate, to family child day care
104 homes for distribution to parents using ~~utilizing~~ such child
105 care, and to all interested persons, including physicians and
106 other health professionals; mental health professionals; school
107 teachers or other school personnel; social workers or other
108 professional child care, foster care, residential, or
109 institutional workers; and law enforcement officers. The
110 brochure shall, at a minimum, contain the following information:

111 (a) A brief description of the requirements for family
112 child day care registration, training, and background
113 ~~fingerprinting and screening.~~

114 (b) A listing of those counties that require licensure of
115 family child day care homes. Such counties shall provide an
116 addendum to the brochure that provides a brief description of
117 the licensure requirements or may provide a brochure in lieu of
118 the one described in this subsection, provided it contains all
119 the required information on licensure and the required
120 information in the subsequent paragraphs.

121 (c) A statement indicating that information about the

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122 family child day care home's compliance with applicable state or
123 local requirements can be obtained from ~~by telephoning~~ the
124 department ~~office~~ or ~~the office of~~ the local licensing agency, including the,
125 if appropriate, at a telephone number or numbers
126 and website address for the department or local licensing
127 agency, as applicable ~~which shall be affixed to the brochure.~~

128 (d) The statewide toll-free telephone number of the
129 central abuse hotline, together with a notice that reports of
130 suspected and actual child physical abuse, sexual abuse, and
131 neglect are received and referred for investigation by the
132 hotline.

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

138 ~~(8)-(10)~~ (8) On an annual basis, the department shall evaluate
139 the registration and licensure system for family child day care
140 homes. Such evaluation shall, at a minimum, address the
141 following:

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

144 (b) The number of children being served in both registered
145 and licensed family child day care homes and any available slots
146 in such homes.

147 (c) The number of complaints received concerning family

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148 child day care, the nature of the complaints, and the resolution
149 of such complaints.

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

153
154 The evaluation shall be used ~~utilized~~ by the department in any
155 administrative modifications or adjustments to be made in the
156 registration of family child day care homes or in any
157 legislative requests for modifications to the system of
158 registration or to other requirements for family child day care
159 homes.

160 ~~(11) In order to inform the public of the state~~
161 ~~requirement for registration of family day care homes as well as~~
162 ~~the other requirements for such homes to legally operate in the~~
163 ~~state, the department shall institute a media campaign to~~
164 ~~accomplish this end. Such a campaign shall include, at a~~
165 ~~minimum, flyers, newspaper advertisements, radio advertisements,~~
166 ~~and television advertisements.~~

167 (9) ~~(12)~~ Notwithstanding any other state or local law or
168 ordinance, any family child day care home licensed pursuant to
169 this chapter or pursuant to a county ordinance shall be charged
170 the utility rates accorded to a residential home. A licensed
171 family child day care home may not be charged commercial utility
172 rates.

173 (10) ~~(13)~~ The department shall, by rule, establish minimum

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174 standards for family child ~~day~~ care homes that are required to
175 be licensed by county licensing ordinance or county licensing
176 resolution or that voluntarily choose to be licensed. The
177 standards should include requirements for staffing, training,
178 maintenance of immunization records, minimum health and safety
179 standards, reduced standards for the regulation of child care
180 during evening hours by municipalities and counties, and
181 enforcement of standards. Additionally, the department shall, by
182 rule, adopt procedures for verifying a registered family child
183 care home's compliance with background screening and training
184 requirements.

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