

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Berman offered the following:

2
3 **Amendment (with title amendment)**

4 Remove lines 134-157 and insert:

5 Section 4. Subsections (1) through (18) of section
6 402.302, Florida Statutes, are renumbered as subsections (2)
7 through (19), respectively, present subsections (1), (2), (5),
8 (8), and (17) are amended, and a new subsection (1) is added to
9 that section, to read:

10 402.302 Definitions.—As used in this chapter, the term:

11 (1) "Advertise" means to market child care services
12 through any means, including, but not limited to, online message
13 boards, vehicle signs, newspaper advertisements, roadside signs,
14 flyers or posters, and radio or television announcements.

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15 (2)~~(1)~~ "Child care" means the care, protection, and
16 supervision of a child, for ~~a period of~~ less than 24 hours a day
17 on a regular basis, which supplements parental care, enrichment,
18 and health supervision for the child, in accordance with his or
19 her individual needs, and for which a payment, fee, or grant is
20 made for care.

21 (3)~~(2)~~ "Child care facility" means a ~~includes any~~ child
22 care center or child care arrangement that ~~which~~ provides child
23 care for more than five children unrelated to the operator and
24 which receives a payment, fee, or grant for any of the children
25 receiving care, wherever operated, and whether or not operated
26 for profit. The following are not included:

27 (a) Public schools and nonpublic schools and their
28 integral programs, except as provided in s. 402.3025;

29 (b) Summer camps having children in full-time residence;

30 (c) Summer day camps;

31 (d) Bible schools normally conducted during vacation
32 periods; and

33 (e) Operators of transient establishments, ~~as defined in~~
34 chapter 509, ~~which provide child care services solely for the~~
35 guests of their establishment or resort, if provided that ~~all~~
36 child care personnel of the establishment or resort are screened
37 according to the level 2 screening requirements of chapter 435.

38 (6)~~(5)~~ "Department" means the Department of Children and
39 Families ~~Family Services~~.

40 (9)~~(8)~~ "Family child ~~day~~ care home" means an occupied

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41 residence in which child care is regularly provided for children
 42 from at least two unrelated families and either ~~which~~ receives a
 43 payment, fee, or grant for any of the children receiving care,
 44 regardless of whether ~~or not~~ operated for profit, or advertises
 45 the availability of its services, regardless of whether it
 46 receives a payment, fee, or grant for any of the children
 47 receiving care, and regardless of whether operated for profit.

48 Household children under 13 years of age, when on the premises
 49 of the family child day care home or on a field trip with
 50 children enrolled in child care, shall be included in the
 51 overall capacity of the licensed home. A family child day care
 52 home shall be allowed to provide care for one of the following
 53 groups of children, which shall include household children under
 54 13 years of age:

55 (a) A maximum of four children from birth to 12 months of
 56 age.

57 (b) A maximum of three children from birth to 12 months of
 58 age, and other children, for a maximum total of six children.

59 (c) A maximum of six preschool children if all are older
 60 than 12 months of age.

61 (d) A maximum of 10 children if no more than 5 are
 62 preschool age and, of those 5, no more than 2 are under 12
 63 months of age.

64 (18)-(17) "Substantial compliance" means, for purposes of

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

Remove lines 12-13 and insert:
requirements; amending s. 402.302, F.S.; revising and providing
definitions;

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