

1 A bill to be entitled

2 An act relating to early learning and child care
3 regulation; changing the term "school readiness
4 program" to "child care and development program," the
5 term "school readiness" to "child care and
6 development," and the term "family day care home" to
7 "family child care home"; providing a directive to the
8 Division of Law Revision and Information; amending s.
9 39.604, F.S.; revising provisions relating to the
10 Rilya Wilson Act; amending ss. 125.0109 and 166.0445,
11 F.S.; including large family child care homes in local
12 zoning regulation requirements; amending s. 402.302,
13 F.S.; revising the definition of the term "substantial
14 compliance"; amending s. 402.3025, F.S.; providing
15 requirements for nonpublic schools delivering certain
16 Voluntary Prekindergarten Education (VPK) and child
17 care and development programs; amending s. 402.305,
18 F.S.; revising certain minimum standards for child
19 care facilities; authorizing the Department of
20 Children and Families to adopt rules for compliance by
21 certain programs not licensed by the department;
22 amending s. 402.311, F.S.; providing for inspection of
23 programs regulated by the department; amending s.
24 402.3115, F.S.; providing for abbreviated inspections
25 of specified child care homes; requiring rulemaking;
26 amending s. 402.313, F.S.; revising provisions for

27 licensure, registration, and operation of family day
28 care homes; amending s. 402.3131, F.S.; revising
29 requirements for large family child care homes;
30 amending s. 402.316, F.S., relating to exemptions from
31 child care facility licensing standards; requiring a
32 child care facility operating as a provider of certain
33 VPK or child care programs to comply with minimum
34 standards; providing penalties for failure to disclose
35 or for use of certain information; requiring a fee for
36 inspection and compliance activities; amending s.
37 627.70161, F.S.; revising restrictions on residential
38 property insurance coverage to include coverage for
39 large family child care homes; amending s. 1001.213,
40 F.S.; providing additional duties of the Office of
41 Early Learning; amending s. 1002.53, F.S.; revising
42 requirements for application and determination of
43 eligibility to enroll in the VPK program; amending s.
44 1002.55, F.S.; revising requirements for a school-year
45 prekindergarten program delivered by a private
46 prekindergarten provider, including requirements for
47 providers, instructors, and child care personnel;
48 providing requirements in the case of provider
49 violations; amending s. 1002.59, F.S.; correcting a
50 cross-reference; amending ss. 1002.61 and 1002.63,
51 F.S.; providing requirements for a charter school
52 delivering a summer prekindergarten program or a

53 school-year prekindergarten program; revising
54 employment requirements and educational credentials of
55 certain instructional personnel; amending s. 1002.71,
56 F.S.; revising information that must be reported to
57 parents; amending s. 1002.75, F.S.; revising
58 provisions included in the standard statewide VPK
59 program provider contract; amending s. 1002.77, F.S.;
60 revising the purpose and meetings of the Florida Early
61 Learning Advisory Council; amending s. 1002.81, F.S.;
62 revising certain school readiness program definitions;
63 amending s. 1002.82, F.S.; revising powers and duties
64 of the Office of Early Learning; revising provisions
65 included in the standard statewide school readiness
66 program provider contract; amending s. 1002.84, F.S.;
67 revising powers and duties of early learning
68 coalitions; amending s. 1002.87, F.S.; revising
69 student eligibility and enrollment requirements for
70 the school readiness program; amending s. 1002.88,
71 F.S.; revising eligibility requirements for delivering
72 the school readiness program; providing requirements
73 in the case of provider violations; providing child
74 care personnel requirements; amending s. 1002.89,
75 F.S.; revising the use of funds for the school
76 readiness program; amending s. 1002.91, F.S.;
77 prohibiting an early learning coalition from
78 contracting with specified persons; amending s.

79 1002.94, F.S.; revising establishment of a community
 80 child care task force by an early learning coalition;
 81 requiring the Office of Early Learning to conduct a
 82 pilot project to study the impact of assessing the
 83 early literacy skills of certain VPK program
 84 participants; requiring reports to the Governor and
 85 Legislature; providing an effective date.

86
 87 Be It Enacted by the Legislature of the State of Florida:

88
 89 Section 1. The Division of Law Revision and Information is
 90 requested to prepare a reviser's bill for the 2015 Regular
 91 Session of the Legislature to change the term "school readiness
 92 program" to "child care and development program," the term
 93 "school readiness" to "child care and development," and the term
 94 "family day care home" to "family child care home" wherever the
 95 terms appear in the Florida Statutes.

96 Section 2. Subsection (3) of section 39.604, Florida
 97 Statutes, is amended to read:

98 39.604 Rilya Wilson Act; short title; legislative intent;
 99 requirements; attendance and reporting responsibilities.—

100 (3) REQUIREMENTS.—A child who is age birth ~~3 years~~ to
 101 school entry, under court ordered protective supervision or in
 102 the custody of the Family Safety Program Office of the
 103 Department of Children and Families ~~Family Services~~ or a
 104 community-based lead agency, and enrolled in a licensed early

CODING: Words **stricken** are deletions; words **underlined** are additions.

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105 education or child care program must attend ~~be enrolled to~~
106 ~~participate in~~ the program 5 days a week. Notwithstanding ~~the~~
107 ~~requirements of~~ s. 39.202, the Department of Children and
108 Families ~~Family Services~~ must notify operators of the licensed
109 early education or child care program, subject to the reporting
110 requirements of this act, of the enrollment of any child age
111 birth 3 years ~~to school entry~~, under court ordered protective
112 supervision or in the custody of the Family Safety Program
113 Office of the Department of Children and Families ~~Family~~
114 ~~Services~~ or a community-based lead agency. When a child is
115 enrolled in an early education or child care program regulated
116 by the department, the child's attendance in the program must be
117 a required action in the case plan developed for the ~~a~~ child
118 pursuant to this chapter ~~who is enrolled in a licensed early~~
119 ~~education or child care program must contain the participation~~
120 ~~in this program as a required action~~. An exemption to
121 participating in the licensed early education or child care
122 program 5 days a week may be granted by the court.

123 Section 3. Section 125.0109, Florida Statutes, is amended
124 to read:

125 125.0109 Family child day care homes and large family
126 child care homes; local zoning regulation.—The operation of a
127 residence as a family child day care home or large family child
128 care home, as defined in s. 402.302, licensed or registered
129 pursuant to s. 402.313 or s. 402.3131, as applicable, as defined
130 ~~by law, registered or licensed with the Department of Children~~

131 ~~and Family Services~~ shall constitute a valid residential use for
 132 purposes of any local zoning regulations, and no such regulation
 133 shall require the owner or operator of such family child day
 134 care home or large family child care home to obtain any special
 135 exemption or use permit or waiver, or to pay any special fee in
 136 excess of \$50, to operate in an area zoned for residential use.

137 Section 4. Section 166.0445, Florida Statutes, is amended
 138 to read:

139 166.0445 Family child day care homes and large family
 140 child care homes; local zoning regulation.—The operation of a
 141 residence as a family child day care home or large family child
 142 care home, as defined in s. 402.302, licensed or registered
 143 pursuant to s. 402.313 or s. 402.3131, as applicable, as defined
 144 by law, registered or licensed with the Department of Children
 145 ~~and Family Services~~ shall constitute a valid residential use for
 146 purposes of any local zoning regulations, and no such regulation
 147 shall require the owner or operator of such family child day
 148 care home or large family child care home to obtain any special
 149 exemption or use permit or waiver, or to pay any special fee in
 150 excess of \$50, to operate in an area zoned for residential use.

151 Section 5. Subsections (8) and (17) of section 402.302,
 152 Florida Statutes, are amended to read:

153 402.302 Definitions.—As used in this chapter, the term:

154 (8) "Family child day care home" means an occupied
 155 residence in which child care is regularly provided for children
 156 from at least two unrelated families and which receives a

157 payment, fee, or grant for any of the children receiving care,
158 whether or not operated for profit. Household children under 13
159 years of age, when on the premises of the family child ~~day~~ care
160 home or on a field trip with children enrolled in child care,
161 shall be included in the overall capacity of the licensed home.
162 A family child ~~day~~ care home shall be allowed to provide care
163 for one of the following groups of children, which shall include
164 household children under 13 years of age:

165 (a) A maximum of four children from birth to 12 months of
166 age.

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

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

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

174 (17) "Substantial compliance" means, for purposes of
175 programs operating under s. 1002.55, s. 1002.61, or s. 1002.88,
176 ~~that level of~~ adherence to adopted standards which is sufficient
177 to safeguard the health, safety, and well-being of all children
178 under care. The standards must address requirements found in s.
179 402.305 and are limited to supervision, transportation, access,
180 health-related requirements, food and nutrition, personnel
181 screening, records, and enforcement of these standards. The
182 standards must not limit or exclude the curriculum provided by a

183 faith-based provider or nonpublic school. ~~Substantial compliance~~
184 ~~is greater than minimal adherence but not to the level of~~
185 ~~absolute adherence. Where a violation or variation is identified~~
186 ~~as the type which impacts, or can be reasonably expected within~~
187 ~~90 days to impact, the health, safety, or well-being of a child,~~
188 ~~there is no substantial compliance.~~

189 Section 6. Paragraphs (d) and (e) of subsection (2) of
190 section 402.3025, Florida Statutes, are amended to read:

191 402.3025 Public and nonpublic schools.—For the purposes of
192 ss. 402.301-402.319, the following shall apply:

193 (2) NONPUBLIC SCHOOLS.—

194 (d)1. Nonpublic schools delivering programs under s.
195 1002.55, s. 1002.61, or s. 1002.88 ~~Programs for children who are~~
196 ~~at least 3 years of age, but under 5 years of age,~~ which are not
197 licensed under ss. 402.301-402.319 shall substantially comply
198 with the minimum child care standards adopted ~~promulgated~~
199 pursuant to ss. 402.305-402.3057.

200 2. The department or local licensing agency shall enforce
201 compliance with such standards, where possible, to eliminate or
202 minimize duplicative inspections or visits by staff enforcing
203 the minimum child care standards and staff enforcing other
204 standards under the jurisdiction of the department.

205 3. The department or local licensing agency may inspect
206 programs operating under this paragraph and pursue
207 administrative or judicial action under ss. 402.310-402.312
208 against nonpublic schools operating under this paragraph

209 ~~commence and maintain all proper and necessary actions and~~
 210 ~~proceedings for any or all of the following purposes:~~

211 ~~a. to protect the health, sanitation, safety, and well-~~
 212 ~~being of all children under care.~~

213 ~~b. To enforce its rules and regulations.~~

214 ~~c. To use corrective action plans, whenever possible, to~~
 215 ~~attain compliance prior to the use of more restrictive~~
 216 ~~enforcement measures.~~

217 ~~d. To make application for injunction to the proper~~
 218 ~~circuit court, and the judge of that court shall have~~
 219 ~~jurisdiction upon hearing and for cause shown to grant a~~
 220 ~~temporary or permanent injunction, or both, restraining any~~
 221 ~~person from violating or continuing to violate any of the~~
 222 ~~provisions of ss. 402.301-402.319. Any violation of this section~~
 223 ~~or of the standards applied under ss. 402.305-402.3057 which~~
 224 ~~threatens harm to any child in the school's programs for~~
 225 ~~children who are at least 3 years of age, but are under 5 years~~
 226 ~~of age, or repeated violations of this section or the standards~~
 227 ~~under ss. 402.305-402.3057, shall be grounds to seek an~~
 228 ~~injunction to close a program in a school.~~

229 ~~e. To impose an administrative fine, not to exceed \$100,~~
 230 ~~for each violation of the minimum child care standards~~
 231 ~~promulgated pursuant to ss. 402.305-402.3057.~~

232 4. It is a misdemeanor of the first degree, punishable as
 233 provided in s. 775.082 or s. 775.083, for any person willfully,
 234 knowingly, or intentionally to:

235 a. Fail, by false statement, misrepresentation,
236 impersonation, or other fraudulent means, to disclose in any
237 required written documentation for exclusion from licensure
238 pursuant to this section a material fact used in making a
239 determination as to such exclusion; or

240 b. Use information from the criminal records obtained
241 under s. 402.305 or s. 402.3055 for any purpose other than
242 screening that person for employment as specified in those
243 sections or release such information to any other person for any
244 purpose other than screening for employment as specified in
245 those sections.

246 5. It is a felony of the third degree, punishable as
247 provided in s. 775.082, s. 775.083, or s. 775.084, for any
248 person willfully, knowingly, or intentionally to use information
249 from the juvenile records of any person obtained under s.
250 402.305 or s. 402.3055 for any purpose other than screening for
251 employment as specified in those sections or to release
252 information from such records to any other person for any
253 purpose other than screening for employment as specified in
254 those sections.

255 6. The inclusion of nonpublic schools within options
256 available under ss. 1002.55, 1002.61, and 1002.88 does not
257 expand the regulatory authority of the state, its officers, or
258 any early learning coalition to impose any additional regulation
259 of nonpublic schools beyond those reasonably necessary to
260 enforce requirements expressly set forth in this paragraph.

261 ~~(c) The department and the nonpublic school accrediting~~
 262 ~~agencies are encouraged to develop agreements to facilitate the~~
 263 ~~enforcement of the minimum child care standards as they relate~~
 264 ~~to the schools which the agencies accredit.~~

265 Section 7. Paragraphs (a) and (d) of subsection (2),
 266 paragraph (b) of subsection (9), and subsections (10) and (18)
 267 of section 402.305, Florida Statutes, are amended, and
 268 subsection (19) is added to that section, to read:

269 402.305 Licensing standards; child care facilities.—

270 (2) PERSONNEL.—Minimum standards for child care personnel
 271 shall include minimum requirements as to:

272 (a) Good moral character based upon screening, according
 273 to the level 2 screening requirements of. ~~This screening shall~~
 274 ~~be conducted as provided in chapter 435, using the level 2~~
 275 ~~standards for screening set forth in that chapter.~~ In addition
 276 to the offenses listed in s. 435.04, all child care personnel
 277 required to undergo background screening pursuant to this
 278 section must not have an arrest awaiting final disposition for,
 279 must not have been found guilty of, regardless of adjudication,
 280 or entered a plea of nolo contendere or guilty to, and must not
 281 have been adjudicated delinquent and the record not have been
 282 sealed or expunged for an offense specified in s. 39.205. Before
 283 employing child care personnel subject to this section, the
 284 employer must conduct employment history checks of each of the
 285 personnel's previous employers and document the findings. If
 286 unable to contact a previous employer, the employer must

287 document efforts to contact the employer.

288 (d) Minimum training requirements for child care
289 personnel.

290 1. Such minimum standards for training shall ensure that
291 all child care personnel take an approved 40-clock-hour
292 introductory course in child care, which course covers at least
293 the following topic areas:

294 a. State and local rules and regulations which govern
295 child care.

296 b. Health, safety, and nutrition.

297 c. Identifying and reporting child abuse and neglect.

298 d. Child development, including typical and atypical
299 language, cognitive, motor, social, and self-help skills
300 development.

301 e. Observation of developmental behaviors, including using
302 a checklist or other similar observation tools and techniques to
303 determine the child's developmental age level.

304 f. Specialized areas, including computer technology for
305 professional and classroom use and numeracy, early literacy, and
306 language development of children from birth to 5 years of age,
307 as determined by the department, for owner-operators and child
308 care personnel of a child care facility.

309 g. Developmental disabilities, including autism spectrum
310 disorder and Down syndrome, and early identification, use of
311 available state and local resources, classroom integration, and
312 positive behavioral supports for children with developmental

313 disabilities.

314

315 Within 90 days after employment, child care personnel shall
316 begin training to meet the training requirements. Child care
317 personnel shall successfully complete such training within 1
318 year after the date on which the training began, as evidenced by
319 passage of a competency examination. Successful completion of
320 the 40-clock-hour introductory course shall articulate into
321 community college credit in early childhood education, pursuant
322 to ss. 1007.24 and 1007.25. Exemption from all or a portion of
323 the required training shall be granted to child care personnel
324 based upon educational credentials or passage of competency
325 examinations. Child care personnel possessing a 2-year degree or
326 higher that includes 6 college credit hours in early childhood
327 development or child growth and development, or a child
328 development associate credential or an equivalent state-approved
329 child development associate credential, or a child development
330 associate waiver certificate shall be automatically exempted
331 from the training requirements in sub-subparagraphs b., d., and
332 e.

333 2. The introductory course in child care shall stress, to
334 the extent possible, an interdisciplinary approach to the study
335 of children.

336 3. The introductory course shall cover recognition and
337 prevention of shaken baby syndrome; prevention of sudden infant
338 death syndrome; recognition and care of infants and toddlers

339 with developmental disabilities, including autism spectrum
340 disorder and Down syndrome; and early childhood brain
341 development within the topic areas identified in this paragraph.

342 4. On an annual basis in order to further their child care
343 skills and, if appropriate, administrative skills, child care
344 personnel who have fulfilled the requirements for the child care
345 training shall be required to take an additional 1 continuing
346 education unit of approved inservice training, or 10 clock hours
347 of equivalent training, as determined by the department.

348 5. Child care personnel shall be required to complete 0.5
349 continuing education unit of approved training or 5 clock hours
350 of equivalent training, as determined by the department, in
351 numeracy, early literacy, and language development of children
352 from birth to 5 years of age one time. The year that this
353 training is completed, it shall fulfill the 0.5 continuing
354 education unit or 5 clock hours of the annual training required
355 in subparagraph 4.

356 6. Procedures for ensuring the training of qualified child
357 care professionals to provide training of child care personnel,
358 including onsite training, shall be included in the minimum
359 standards. It is recommended that the state community child care
360 coordination agencies (central agencies) be contracted by the
361 department to coordinate such training when possible. Other
362 district educational resources, such as community colleges and
363 career programs, can be designated in such areas where central
364 agencies may not exist or are determined not to have the

365 capability to meet the coordination requirements set forth by
366 the department.

367 7. Training requirements shall not apply to certain
368 occasional or part-time support staff, including, but not
369 limited to, swimming instructors, piano teachers, dance
370 instructors, and gymnastics instructors.

371 8. The department shall evaluate or contract for an
372 evaluation for the general purpose of determining the status of
373 and means to improve staff training requirements and testing
374 procedures. The evaluation shall be conducted every 2 years. The
375 evaluation shall include, but not be limited to, determining the
376 availability, quality, scope, and sources of current staff
377 training; determining the need for specialty training; and
378 determining ways to increase inservice training and ways to
379 increase the accessibility, quality, and cost-effectiveness of
380 current and proposed staff training. The evaluation methodology
381 shall include a reliable and valid survey of child care
382 personnel.

383 9. The child care operator shall be required to take basic
384 training in serving children with disabilities within 5 years
385 after employment, either as a part of the introductory training
386 or the annual 8 hours of inservice training.

387 (9) ADMISSIONS AND RECORDKEEPING.—

388 (b) ~~During the months of August and September of each~~
389 ~~year,~~ Each child care facility shall provide parents of children
390 enrolling ~~enrolled~~ in the facility detailed information

391 regarding the causes, symptoms, and transmission of the
 392 influenza virus in an effort to educate those parents regarding
 393 the importance of immunizing their children against influenza as
 394 recommended by the Advisory Committee on Immunization Practices
 395 of the Centers for Disease Control and Prevention.

396 (10) TRANSPORTATION SAFETY.—Minimum standards shall
 397 include requirements for child restraints or seat belts in
 398 vehicles used by child care facilities, ~~and~~ large family child
 399 care homes, and family child care homes to transport children,
 400 requirements for annual inspections of the vehicles, limitations
 401 on the number of children in the vehicles, and accountability
 402 for children being transported.

403 (18) TRANSFER OF OWNERSHIP.—

404 (a) One week before ~~prior to~~ the transfer of ownership of
 405 a child care facility, ~~or~~ family child day care home, or large
 406 family child care home, the transferor shall notify the parent
 407 or caretaker of each child of the impending transfer.

408 (b) The owner of a child care facility, family child care
 409 home, or large family child care home may not transfer ownership
 410 to a relative of the operator if the operator has had his or her
 411 license suspended or revoked by the department pursuant to s.
 412 402.310, has received notice from the department that reasonable
 413 cause exists to suspend or revoke the license, or has been
 414 placed on the United States Department of Agriculture National
 415 Disqualified list. For purposes of this paragraph, "relative"
 416 means father, mother, son, daughter, grandfather, grandmother,

417 brother, sister, uncle, aunt, cousin, nephew, niece, husband,
 418 wife, father-in-law, mother-in-law, son-in-law, daughter-in-law,
 419 brother-in-law, sister-in-law, stepfather, stepmother, stepson,
 420 stepdaughter, stepbrother, stepsister, half brother, or half
 421 sister.

422 (c) ~~(b)~~ The department shall, by rule, establish methods by
 423 which notice will be achieved and minimum standards by which to
 424 implement this subsection.

425 (19) RULES.—The department may adopt rules to define and
 426 enforce substantial compliance with minimum standards for child
 427 care facilities for programs operating under s. 1002.55, s.
 428 1002.61, or s. 1002.88 that are regulated but not licensed by
 429 the department.

430 Section 8. Section 402.311, Florida Statutes, is amended
 431 to read:

432 402.311 Inspection.—A licensed child care facility or
 433 program regulated by the department shall accord to the
 434 department or the local licensing agency, whichever is
 435 applicable, the privilege of inspection, including access to
 436 facilities and personnel and to those records required in s.
 437 402.305, at reasonable times during regular business hours, to
 438 ensure compliance with ~~the provisions of~~ ss. 402.301-402.319.
 439 The right of entry and inspection shall also extend to any
 440 premises which the department or local licensing agency has
 441 reason to believe are being operated or maintained as a child
 442 care facility or program ~~without a license~~, but no such entry or

443 inspection of any premises shall be made without the permission
 444 of the person in charge thereof unless a warrant is first
 445 obtained from the circuit court authorizing same. Any
 446 application for a license, application for authorization to
 447 operate a child care program which must maintain substantial
 448 compliance with child care standards adopted under this chapter,
 449 or renewal of such license or authorization ~~made pursuant to~~
 450 ~~this act~~ or the advertisement to the public for the provision of
 451 child care as defined in s. 402.302 shall constitute permission
 452 for any entry or inspection of the subject premises ~~for which~~
 453 ~~the license is sought in order~~ to facilitate verification of the
 454 information submitted on or in connection with the application.
 455 In the event a ~~licensed~~ facility or program refuses permission
 456 for entry or inspection to the department or local licensing
 457 agency, a warrant shall be obtained from the circuit court
 458 authorizing same before ~~prior to~~ such entry or inspection. The
 459 department or local licensing agency may institute disciplinary
 460 proceedings pursuant to s. 402.310~~7~~ for such refusal.

461 Section 9. Section 402.3115, Florida Statutes, is amended
 462 to read:

463 402.3115 ~~Elimination of duplicative and unnecessary~~
 464 ~~inspections;~~ Abbreviated inspections. ~~The Department of Children~~
 465 ~~and Family Services and local governmental agencies that license~~
 466 ~~child care facilities shall develop and implement a plan to~~
 467 ~~eliminate duplicative and unnecessary inspections of child care~~
 468 ~~facilities. In addition,~~ The department and the local licensing

469 ~~governmental~~ agencies shall conduct ~~develop and implement an~~
 470 abbreviated inspections of ~~inspection plan for~~ child care
 471 facilities licensed under s. 402.305, family child care homes
 472 licensed under s. 402.313, and large family child care homes
 473 licensed under s. 402.3131 that have had no Class I ~~±~~ or Class
 474 II violations ~~2 deficiencies~~, as defined by rule, for at least 2
 475 consecutive years. The abbreviated inspection must include those
 476 elements identified by the department and the local licensing
 477 ~~governmental~~ agencies as being key indicators of whether the
 478 child care facility continues to provide quality care and
 479 programming. The department shall adopt rules establishing
 480 criteria and procedures for abbreviated inspections and
 481 inspection schedules that provide for both announced and
 482 unannounced inspections.

483 Section 10. Section 402.313, Florida Statutes, is amended
 484 to read:

485 402.313 Family child ~~day~~ care homes.-

486 (1) A family child day care home must ~~homes shall~~ be
 487 licensed under this section ~~act~~ if it is ~~they are~~ presently
 488 being licensed under an existing county licensing ordinance, ~~or~~
 489 ~~if~~ the board of county commissioners passes a resolution that
 490 requires licensure of family child day care homes, or the family
 491 child care home is operating a program under s. 1002.55, s.
 492 1002.61, or s. 1002.88 ~~be licensed~~. Each licensed or registered
 493 family child care home must conspicuously display its license or
 494 registration in an area viewable by all parents during hours of

495 operation.

496 (a) If not subject to license, a family child day care
497 home must comply with this section and ~~homes shall~~ register
498 annually with the department, providing the following
499 information:

500 1. The name and address of the home.

501 2. The name of the operator.

502 3. The number of children served.

503 4. Proof of a written plan to identify a ~~provide at least~~
504 ~~one other~~ competent adult who has met the screening and training
505 requirements of the department to serve as a designated to be
506 ~~available to~~ substitute for the operator ~~in an emergency~~. This
507 plan must ~~shall~~ include the name, address, and telephone number
508 of the designated substitute who will serve in the absence of
509 the operator.

510 ~~5. Proof of screening and background checks.~~

511 ~~6. Proof of successful completion of the 30-hour training~~
512 ~~course, as evidenced by passage of a competency examination,~~
513 ~~which shall include:~~

514 ~~a. State and local rules and regulations that govern child~~
515 ~~care.~~

516 ~~b. Health, safety, and nutrition.~~

517 ~~c. Identifying and reporting child abuse and neglect.~~

518 ~~d. Child development, including typical and atypical~~
519 ~~language development; and cognitive, motor, social, and self-~~
520 ~~help skills development.~~

521 ~~e. Observation of developmental behaviors, including using~~
522 ~~a checklist or other similar observation tools and techniques to~~
523 ~~determine a child's developmental level.~~

524 ~~f. Specialized areas, including early literacy and~~
525 ~~language development of children from birth to 5 years of age,~~
526 ~~as determined by the department, for owner-operators of family~~
527 ~~day care homes.~~

528 5.7. Proof that immunization records are kept current.

529 ~~8. Proof of completion of the required continuing~~
530 ~~education units or clock hours.~~

531
532 Upon receipt of registration information submitted by a family
533 child care home, the department shall verify that the home is in
534 compliance with the background screening requirements in
535 subsection (3) and that the operator and the designated
536 substitute have successfully completed the 30-clock-hour
537 training course, as evidenced by passage of a competency
538 examination, and required continuing education units or clock
539 hours.

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

542 (c) The department may provide technical assistance to
543 counties and operators of family child ~~day~~ care homes ~~home~~
544 ~~providers~~ to enable counties and operators ~~family day care~~
545 ~~providers~~ to achieve compliance with family child ~~day~~ care home
546 ~~homes~~ standards.

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

550 (3) Child care personnel in family child ~~day~~ care homes
551 are shall be subject to the applicable screening provisions
552 contained in ss. 402.305(2) and 402.3055. For purposes of
553 screening in family child ~~day~~ care homes, the term "child care
554 personnel" includes the operator, the designated substitute, any
555 member over the age of 12 years of a family child ~~day~~ care home
556 operator's family, or persons over the age of 12 years residing
557 with the operator in the family child ~~day~~ care home. Members of
558 the operator's family, or persons residing with the operator,
559 who are between the ages of 12 years and 18 years shall not be
560 required to be fingerprinted, but shall be screened for
561 delinquency records.

562 (4) Operators of family child ~~day~~ care homes and an
563 individual serving as a substitute for the operator must:

564 (a) Successfully complete an approved 30-clock-hour
565 introductory course in child care, as evidenced by passage of a
566 competency examination, before caring for children. The course
567 must include:

- 568 1. State and local rules and regulations that govern child
569 care.
- 570 2. Health, safety, and nutrition.
- 571 3. Identifying and reporting child abuse and neglect.
- 572 4. Child development, including typical and atypical

573 language development, and cognitive, motor, social, and
574 executive functioning skills development.

575 5. Observation of developmental behaviors, including using
576 a checklist or other similar observation tools and techniques to
577 determine a child's developmental level.

578 6. Specialized areas, including numeracy, early literacy,
579 and language development of children from birth to 5 years of
580 age, as determined by the department, for operators of family
581 child care homes.

582 ~~(b)(5) Annually In order to further develop their child~~
583 ~~care skills and, if appropriate, their administrative skills,~~
584 ~~operators of family day care homes shall be required to complete~~
585 ~~an additional 1 continuing education unit of approved training~~
586 ~~regarding child care and administrative skills or 10 clock hours~~
587 ~~of equivalent training, as determined by the department,~~
588 ~~annually.~~

589 ~~(c)(6) Operators of family day care homes shall be~~
590 ~~required to Complete 0.5 continuing education unit of approved~~
591 ~~training in numeracy, early literacy, and language development~~
592 ~~of children from birth to 5 years of age one time. The year that~~
593 ~~this training is completed, it shall fulfill the 0.5 continuing~~
594 ~~education unit or 5 clock hours of the annual training required~~
595 ~~in paragraph (b) subsection (5).~~

596 ~~(5)(7) Operators of family child day care homes must shall~~
597 ~~be required annually to complete a health and safety home~~
598 ~~inspection self-evaluation checklist developed by the department~~

599 in conjunction with the statewide resource and referral program.
600 The completed checklist shall be signed by the operator of the
601 family child ~~day~~ care home and provided to parents as
602 certification that basic health and safety standards are being
603 met.

604 ~~(6)(8)~~ Operators of family child ~~day~~ care homes ~~home~~
605 ~~operators~~ may avail themselves of supportive services offered by
606 the department.

607 ~~(7)(9)~~ The department shall prepare a brochure on family
608 child ~~day~~ care for distribution by the department and by local
609 licensing agencies, if appropriate, to family child ~~day~~ care
610 homes for distribution to parents using ~~utilizing~~ such child
611 care, and to all interested persons, including physicians and
612 other health professionals; mental health professionals; school
613 teachers or other school personnel; social workers or other
614 professional child care, foster care, residential, or
615 institutional workers; and law enforcement officers. The
616 brochure shall, at a minimum, contain the following information:

617 (a) A brief description of the requirements for family
618 child ~~day~~ care registration, training, and background
619 ~~fingerprinting and screening~~.

620 (b) A listing of those counties that require licensure of
621 family child ~~day~~ care homes. Such counties shall provide an
622 addendum to the brochure that provides a brief description of
623 the licensure requirements or may provide a brochure in lieu of
624 the one described in this subsection, provided it contains all

625 the required information on licensure and the required
 626 information in the subsequent paragraphs.

627 (c) A statement indicating that information about the
 628 family child day care home's compliance with applicable state or
 629 local requirements can be obtained from ~~by telephoning~~ the
 630 department ~~office~~ or ~~the office of~~ the local licensing agency,
 631 including the, if appropriate, at a telephone number or numbers
 632 and website address for the department or local licensing
 633 agency, as applicable ~~which shall be affixed to the brochure.~~

634 (d) The statewide toll-free telephone number of the
 635 central abuse hotline, together with a notice that reports of
 636 suspected and actual child physical abuse, sexual abuse, and
 637 neglect are received and referred for investigation by the
 638 hotline.

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

644 ~~(8)-(10)~~ (8) On an annual basis, the department shall evaluate
 645 the registration and licensure system for family child day care
 646 homes. Such evaluation shall, at a minimum, address the
 647 following:

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

650 (b) The number of children being served in both registered

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651 and licensed family child ~~day~~ care homes and any available slots
652 in such homes.

653 (c) The number of complaints received concerning family
654 child ~~day~~ care, the nature of the complaints, and the resolution
655 of such complaints.

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

659

660 The evaluation shall be used ~~utilized~~ by the department in any
661 administrative modifications or adjustments to be made in the
662 registration of family child ~~day~~ care homes or in any
663 legislative requests for modifications to the system of
664 registration or to other requirements for family child ~~day~~ care
665 homes.

666 ~~(11) In order to inform the public of the state~~
667 ~~requirement for registration of family day care homes as well as~~
668 ~~the other requirements for such homes to legally operate in the~~
669 ~~state, the department shall institute a media campaign to~~
670 ~~accomplish this end. Such a campaign shall include, at a~~
671 ~~minimum, flyers, newspaper advertisements, radio advertisements,~~
672 ~~and television advertisements.~~

673 (9) ~~(12)~~ Notwithstanding any other state or local law or
674 ordinance, any family child ~~day~~ care home licensed pursuant to
675 this chapter or pursuant to a county ordinance shall be charged
676 the utility rates accorded to a residential home. A licensed

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677 family child ~~day~~ care home may not be charged commercial utility
678 rates.

679 ~~(10)-(13)~~ The department shall, by rule, establish minimum
680 standards for family child ~~day~~ care homes that are required to
681 be licensed by county licensing ordinance or county licensing
682 resolution or that voluntarily choose to be licensed. The
683 standards should include requirements for staffing, training,
684 maintenance of immunization records, minimum health and safety
685 standards, reduced standards for the regulation of child care
686 during evening hours by municipalities and counties, and
687 enforcement of standards.

688 ~~(11)-(14)~~ ~~During the months of August and September of each~~
689 ~~year,~~ Each family child ~~day~~ care home shall provide parents of
690 children enrolling ~~enrolled~~ in the home detailed information
691 regarding the causes, symptoms, and transmission of the
692 influenza virus in an effort to educate those parents regarding
693 the importance of immunizing their children against influenza as
694 recommended by the Advisory Committee on Immunization Practices
695 of the Centers for Disease Control and Prevention.

696 Section 11. Subsections (3), (5), and (9) of section
697 402.3131, Florida Statutes, are amended, and subsection (10) is
698 added to that section, to read:

699 402.3131 Large family child care homes.—

700 (3) Operators of large family child care homes must
701 successfully complete an approved 40-clock-hour introductory
702 course in group child care, including numeracy, early literacy,

703 and language development of children from birth to 5 years of
 704 age, as evidenced by passage of a competency examination.
 705 Successful completion of the 40-clock-hour introductory course
 706 shall articulate into community college credit in early
 707 childhood education, pursuant to ss. 1007.24 and 1007.25.

708 (5) Operators of large family child care homes shall be
 709 required to complete 0.5 continuing education unit of approved
 710 training or 5 clock hours of equivalent training, as determined
 711 by the department, in numeracy, early literacy, and language
 712 development of children from birth to 5 years of age one time.
 713 The year that this training is completed, it shall fulfill the
 714 0.5 continuing education unit or 5 clock hours of the annual
 715 training required in subsection (4).

716 (9) ~~During the months of August and September of each~~
 717 ~~year,~~ Each large family child care home shall provide parents of
 718 children enrolling ~~enrolled~~ in the home detailed information
 719 regarding the causes, symptoms, and transmission of the
 720 influenza virus in an effort to educate those parents regarding
 721 the importance of immunizing their children against influenza as
 722 recommended by the Advisory Committee on Immunization Practices
 723 of the Centers for Disease Control and Prevention.

724 (10) Notwithstanding any other state or local law or
 725 ordinance, any large family child care home licensed pursuant to
 726 this chapter or pursuant to a county ordinance shall be charged
 727 the utility rates accorded to a residential home. Such a home
 728 may not be charged commercial utility rates.

729 Section 12. Subsections (4), (5), and (6) are added to
730 section 402.316, Florida Statutes, to read:

731 402.316 Exemptions.—

732 (4) A child care facility operating under subsection (1)
733 that is applying to operate or is operating as a provider of a
734 program described in s. 1002.55, s. 1002.61, or s. 1002.88 must
735 substantially comply with the minimum standards for child care
736 facilities adopted pursuant to ss. 402.305-402.3057 and must
737 allow the department or local licensing agency access to monitor
738 and enforce compliance with such standards.

739 (a) The department or local licensing agency may pursue
740 administrative or judicial action under ss. 402.310-402.312 and
741 the rules adopted under those sections against any child care
742 facility operating under this subsection to enforce substantial
743 compliance with child care facility minimum standards or to
744 protect the health, safety, and well-being of any children in
745 the facility's care. A child care facility operating under this
746 subsection is subject to ss. 402.310-402.312 and the rules
747 adopted under those sections to the same extent as a child care
748 facility licensed under ss. 402.301-402.319.

749 (b) It is a misdemeanor of the first degree, punishable as
750 provided in s. 775.082 or s. 775.083, for a person willfully,
751 knowingly, or intentionally to:

752 1. Fail, by false statement, misrepresentation,
753 impersonation, or other fraudulent means, to disclose in any
754 required written documentation for exclusion from licensure

755 pursuant to this section a material fact used in making a
756 determination as to such exclusion; or

757 2. Use information from the criminal records obtained
758 under s. 402.305 or s. 402.3055 for a purpose other than
759 screening that person for employment as specified in those
760 sections or to release such information to any other person for
761 a purpose other than screening for employment as specified in
762 those sections.

763 (c) It is a felony of the third degree, punishable as
764 provided in s. 775.082, s. 775.083, or s. 775.084, for a person
765 willfully, knowingly, or intentionally to use information from
766 the juvenile records of a person obtained under s. 402.305 or s.
767 402.3055 for a purpose other than screening for employment as
768 specified in those sections or to release information from such
769 records to any other person for a purpose other than screening
770 for employment as specified in those sections.

771 (5) The department shall establish a fee for inspection
772 and compliance activities performed pursuant to this section in
773 an amount sufficient to cover costs. However, the amount of such
774 fee for the inspection of a program may not exceed the fee
775 imposed for child care licensure pursuant to s. 402.315.

776 (6) The inclusion of a child care facility operating under
777 subsection (1) as a provider of a program described in s.
778 1002.55, s. 1002.61, or s. 1002.88 does not expand the
779 regulatory authority of the state, its officers, or any early
780 learning coalition to impose any additional regulation of child

781 care facilities beyond those reasonably necessary to enforce
 782 requirements expressly set forth in this section.

783 Section 13. Section 627.70161, Florida Statutes, is
 784 amended to read:

785 627.70161 Residential property insurance coverage; family
 786 child ~~day~~ care homes and large family child care homes
 787 insurance.—

788 (1) PURPOSE AND INTENT.—The Legislature recognizes that
 789 family child ~~day~~ care homes and large family child care homes
 790 fulfill a vital role in providing child care in Florida. It is
 791 the intent of the Legislature that residential property
 792 insurance coverage should not be canceled, denied, or nonrenewed
 793 solely because child ~~on the basis of the family day care~~
 794 services are provided at the residence. The Legislature also
 795 recognizes that the potential liability of residential property
 796 insurers is substantially increased by the rendition of child
 797 care services on the premises. The Legislature therefore finds
 798 that there is a public need to specify that contractual
 799 liabilities associated ~~that arise in connection~~ with the
 800 operation of a the family child ~~day~~ care home or large family
 801 child care home are excluded from residential property insurance
 802 policies unless they are specifically included in such coverage.

803 (2) DEFINITIONS.—As used in this section, the term:

804 (a) "Child care" means the care, protection, and
 805 supervision of a child, for a period up to ~~of less than~~ 24 hours
 806 a day on a regular basis, which supplements parental care,

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807 enrichment, and health supervision for the child, in accordance
808 with his or her individual needs, and for which a payment, fee,
809 or grant is made for care.

810 (b) "Family child day care home" has the same meaning as
811 provided in s. 402.302(8) ~~means an occupied residence in which~~
812 ~~child care is regularly provided for children from at least two~~
813 ~~unrelated families and which receives a payment, fee, or grant~~
814 ~~for any of the children receiving care, whether or not operated~~
815 ~~for a profit.~~

816 (c) "Large family child care home" has the same meaning as
817 provided in s. 402.302(11).

818 (3) CHILD FAMILY DAY CARE; COVERAGE.—A residential
819 property insurance policy shall not provide coverage for
820 liability for claims arising out of, or in connection with, the
821 operation of a family child day care home or large family child
822 care home, and the insurer shall be under no obligation to
823 defend against lawsuits covering such claims, unless:

824 (a) Specifically covered in a policy; or

825 (b) Covered by a rider or endorsement for business
826 coverage attached to a policy.

827 (4) DENIAL, CANCELLATION, REFUSAL TO RENEW PROHIBITED.—An
828 insurer may not deny, cancel, or refuse to renew a policy for
829 residential property insurance solely on the basis that the
830 policyholder or applicant operates a family child day care home
831 or large family child care home. In addition to other lawful
832 reasons for refusing to insure, an insurer may deny, cancel, or

833 refuse to renew a policy of a family child ~~day~~ care home or
 834 large family child care home provider if one or more of the
 835 following conditions occur:

836 (a) The policyholder or applicant provides care for more
 837 children than authorized for family child ~~day~~ care homes or
 838 large family child care homes by s. 402.302;

839 (b) The policyholder or applicant fails to maintain a
 840 separate commercial liability policy or an endorsement providing
 841 liability coverage for ~~the~~ family child ~~day~~ care home or large
 842 family child care home operations;

843 (c) The policyholder or applicant fails to comply with the
 844 family child ~~day~~ care home licensure and registration
 845 requirements specified in s. 402.313 or the large family child
 846 care home licensure requirements specified in s. 402.3131; or

847 (d) Discovery of willful or grossly negligent acts or
 848 omissions or any violations of state laws or regulations
 849 establishing safety standards for family child ~~day~~ care homes
 850 and large family child care homes by the named insured or his or
 851 her representative which materially increase any of the risks
 852 insured.

853 Section 14. Subsections (7), (8), and (9) are added to
 854 section 1001.213, Florida Statutes, to read:

855 1001.213 Office of Early Learning.—There is created within
 856 the Office of Independent Education and Parental Choice the
 857 Office of Early Learning, as required under s. 20.15, which
 858 shall be administered by an executive director. The office shall

859 be fully accountable to the Commissioner of Education but shall:

860 (7) Hire a general counsel who reports directly to the
 861 executive director of the office.

862 (8) Hire an inspector general who reports directly to the
 863 executive director of the office and to the Chief Inspector
 864 General pursuant to s. 14.32.

865 (9) By July 1, 2016, develop and implement, in
 866 consultation with early learning coalitions and providers of the
 867 Voluntary Prekindergarten Education Program and the child care
 868 and development program, best practices for providing parental
 869 notifications in the parent's native language to a parent whose
 870 native language is a language other than English.

871 Section 15. Subsection (4) of section 1002.53, Florida
 872 Statutes, is amended to read:

873 1002.53 Voluntary Prekindergarten Education Program;
 874 eligibility and enrollment.—

875 (4) (a) Each parent enrolling a child in the Voluntary
 876 Prekindergarten Education Program must complete and submit an
 877 application to the early learning coalition through the single
 878 point of entry established under s. 1002.82 or to a private
 879 prekindergarten provider if the provider is authorized by the
 880 early learning coalition to determine student eligibility for
 881 enrollment in the program.

882 (b) The application must be submitted on forms prescribed
 883 by the Office of Early Learning and must be accompanied by a
 884 certified copy of the child's birth certificate. The forms must

885 include a certification, in substantially the form provided in
886 s. 1002.71(6)(b)2., that the parent chooses the private
887 prekindergarten provider or public school in accordance with
888 this section and directs that payments for the program be made
889 to the provider or school. The Office of Early Learning may
890 authorize alternative methods for submitting proof of the
891 child's age in lieu of a certified copy of the child's birth
892 certificate.

893 (c) If a private prekindergarten provider has been
894 authorized to determine child eligibility and enrollment, upon
895 receipt of an application, the provider must:

896 1. Determine the child's eligibility for the program and
897 be responsible for any errors in such determination.

898 2. Retain the original application and certified copy of
899 the child's birth certificate or authorized alternative proof of
900 age on file for at least 5 years.

901
902 The early learning coalition may audit applications held by a
903 private prekindergarten provider in the coalition's service area
904 to determine whether children enrolled and reported for funding
905 by the provider have met the eligibility criteria in subsection
906 (2).

907 (d) ~~(e)~~ Each early learning coalition shall coordinate with
908 each of the school districts within the coalition's county or
909 multicounty region in the development of procedures for
910 enrolling children in prekindergarten programs delivered by

911 public schools, including procedures for making child
 912 eligibility determinations and auditing enrollment records to
 913 confirm that enrolled children have met eligibility
 914 requirements.

915 Section 16. Section 1002.55, Florida Statutes, is amended
 916 to read:

917 1002.55 School-year prekindergarten program delivered by
 918 private prekindergarten providers.—

919 (1) Each early learning coalition shall administer the
 920 Voluntary Prekindergarten Education Program at the county or
 921 regional level for students enrolled under s. 1002.53(3)(a) in a
 922 school-year prekindergarten program delivered by a private
 923 prekindergarten provider. Each early learning coalition must
 924 cooperate with the Office of Early Learning and the Child Care
 925 Services Program Office of the Department of Children and
 926 Families to reduce paperwork and to avoid duplicating
 927 interagency activities, health and safety monitoring, and
 928 acquiring and composing data pertaining to child care training
 929 and credentialing.

930 (2) Each school-year prekindergarten program delivered by
 931 a private prekindergarten provider must comprise at least 540
 932 instructional hours.

933 (3) To be eligible to deliver the prekindergarten program,
 934 a private prekindergarten provider must meet each of the
 935 following requirements:

936 ~~(a) The private prekindergarten provider must be a child~~

937 ~~care facility licensed under s. 402.305, family day care home~~
 938 ~~licensed under s. 402.313, large family child care home licensed~~
 939 ~~under s. 402.3131, nonpublic school exempt from licensure under~~
 940 ~~s. 402.3025(2), or faith-based child care provider exempt from~~
 941 ~~licensure under s. 402.316.~~

942 (a) ~~(b)~~ The private prekindergarten provider must:

943 1. Be accredited by an accrediting association that is a
 944 member of the National Council for Private School Accreditation,
 945 or the Florida Association of Academic Nonpublic Schools, or be
 946 accredited by the Southern Association of Colleges and Schools,
 947 or Western Association of Colleges and Schools, or North Central
 948 Association of Colleges and Schools, or Middle States
 949 Association of Colleges and Schools, or New England Association
 950 of Colleges and Schools; and have written accreditation
 951 standards that meet or exceed the state's licensing requirements
 952 under s. 402.305, s. 402.313, or s. 402.3131 and require at
 953 least one onsite visit to the provider or school before
 954 accreditation is granted;

955 2. Hold a current Gold Seal Quality Care designation under
 956 s. 402.281; ~~or~~

957 3. Be licensed under s. 402.305, s. 402.313, or s.
 958 402.3131; or

959 4. Be a child development center located on a military
 960 installation that is certified by the United States Department
 961 of Defense.

962 (b) The private prekindergarten provider must provide

963 basic health and safety on its premises and in its facilities.
964 For a public school, compliance with ss. 1003.22 and 1013.12
965 satisfies this requirement. For a nonpublic school, compliance
966 with s. 402.3025(2)(d) satisfies this requirement. For a child
967 care facility, a licensed family child care home, or a large
968 family child care home, compliance with s. 402.305, s. 402.313,
969 or s. 402.3131, respectively, satisfies this requirement. For a
970 facility exempt from licensure, compliance with s. 402.316(4)
971 satisfies this requirement and demonstrate, before delivering
972 the Voluntary Prekindergarten Education Program, as verified by
973 the early learning coalition, that the provider meets each of
974 the requirements of the program under this part, including, but
975 not limited to, the requirements for credentials and background
976 screenings of prekindergarten instructors under paragraphs (c)
977 and (d), minimum and maximum class sizes under paragraph (f),
978 prekindergarten director credentials under paragraph (g), and a
979 developmentally appropriate curriculum under s. 1002.67(2)(b).

980 (c) The private prekindergarten provider must have, for
981 each prekindergarten class of 11 children or fewer, at least one
982 prekindergarten instructor who meets each of the following
983 requirements:

984 1. The prekindergarten instructor must hold, at a minimum,
985 one of the following credentials:

986 a. A child development associate credential issued by the
987 National Credentialing Program of the Council for Professional
988 Recognition; ~~or~~

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989 b. A credential approved by the Department of Children and
990 Families, pursuant to s. 402.305(3)(c), as being equivalent to
991 or greater than the credential described in sub-subparagraph a.;

992 c. An associate or higher degree in child development;

993 d. An associate or higher degree in an unrelated field, at
994 least 6 credit hours in early childhood education or child
995 development, and at least 480 hours of experience in teaching or
996 providing child care services for children any age from birth
997 through 8 years of age;

998 e. A baccalaureate or higher degree in early childhood
999 education, prekindergarten or primary education, preschool
1000 education, or family and consumer science;

1001 f. A baccalaureate or higher degree in family and child
1002 science and at least 480 hours of experience in teaching or
1003 providing child care services for children any age from birth
1004 through 8 years of age;

1005 g. A baccalaureate or higher degree in elementary
1006 education if the prekindergarten instructor has been certified
1007 to teach children any age from birth through grade 6, regardless
1008 of whether the instructor's educator certificate is current, and
1009 if the instructor is not ineligible to teach in a public school
1010 because his or her educator certificate is suspended or revoked;

1011 or

1012 h. A credential approved by the department as being
1013 equivalent to or greater than a credential described in sub-
1014 paragraphs a.-f. The department may adopt criteria and

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1015 procedures for approving such equivalent credentials.

1016

1017 ~~The Department of Children and Families may adopt rules under~~
1018 ~~ss. 120.536(1) and 120.54 which provide criteria and procedures~~
1019 ~~for approving equivalent credentials under sub-subparagraph b.~~

1020 2. The prekindergarten instructor must successfully
1021 complete an emergent literacy training course and a student
1022 performance standards training course approved by the office as
1023 meeting or exceeding the minimum standards adopted under s.
1024 1002.59. The requirement for completion of the standards
1025 training course shall take effect July 1, 2015 ~~2014~~, and the
1026 course shall be available online.

1027 3. Beginning January 1, 2015, each prekindergarten
1028 instructor must be trained in first aid and infant and child
1029 cardiopulmonary resuscitation, as evidenced by current
1030 documentation of course completion, unless the instructor is not
1031 responsible for supervising children in care. As a condition of
1032 employment, instructors hired on or after January 1, 2015, must
1033 complete this training within 30 days after employment.

1034 ~~(d) Each prekindergarten instructor employed by the~~
1035 ~~private prekindergarten provider must be of good moral~~
1036 ~~character, must be screened using the level 2 screening~~
1037 ~~standards in s. 435.04 before employment and rescreened at least~~
1038 ~~once every 5 years, must be denied employment or terminated if~~
1039 ~~required under s. 435.06, and must not be ineligible to teach in~~
1040 ~~a public school because his or her educator certificate is~~

1041 ~~suspended or revoked.~~

1042 ~~(e) A private prekindergarten provider may assign a~~
1043 ~~substitute instructor to temporarily replace a credentialed~~
1044 ~~instructor if the credentialed instructor assigned to a~~
1045 ~~prekindergarten class is absent, as long as the substitute~~
1046 ~~instructor is of good moral character and has been screened~~
1047 ~~before employment in accordance with level 2 background~~
1048 ~~screening requirements in chapter 435. The Office of Early~~
1049 ~~Learning shall adopt rules to implement this paragraph which~~
1050 ~~shall include required qualifications of substitute instructors~~
1051 ~~and the circumstances and time limits for which a private~~
1052 ~~prekindergarten provider may assign a substitute instructor.~~

1053 (d) ~~(f)~~ Each of the private prekindergarten provider's
1054 prekindergarten classes must be composed of at least 4 students
1055 but may not exceed 20 students. In order to protect the health
1056 and safety of students, each private prekindergarten provider
1057 must also provide appropriate adult supervision for students at
1058 all times and, for each prekindergarten class composed of 12 or
1059 more students, must have, in addition to a prekindergarten
1060 instructor who meets the requirements of paragraph (c), at least
1061 one adult prekindergarten instructor who is not required to meet
1062 those requirements but who must meet each requirement of s.
1063 402.305(2) ~~paragraph (d)~~. This paragraph does not supersede any
1064 requirement imposed on a provider under ss. 402.301-402.319.

1065 (e) Beginning January 1, 2016, the private prekindergarten
1066 provider must employ child care personnel who hold a high school

1067 diploma or its equivalent and are at least 18 years of age,
1068 unless the personnel are not responsible for supervising
1069 children in care or are under direct supervision and are not
1070 counted for the purposes of computing the personnel-to-child
1071 ratio.

1072 (f)~~(g)~~ The private prekindergarten provider must have a
1073 prekindergarten director who has a prekindergarten director
1074 credential that is approved by the office as meeting or
1075 exceeding the minimum standards adopted under s. 1002.57.
1076 Successful completion of a child care facility director
1077 credential under s. 402.305(2) (f) before the establishment of
1078 the prekindergarten director credential under s. 1002.57 or July
1079 1, 2006, whichever occurs later, satisfies the requirement for a
1080 prekindergarten director credential under this paragraph.

1081 (g)~~(h)~~ The private prekindergarten provider must register
1082 with the early learning coalition on forms prescribed by the
1083 Office of Early Learning.

1084 (h)~~(i)~~ The private prekindergarten provider must execute
1085 the statewide provider contract prescribed under s. 1002.75,
1086 except that an individual who owns or operates multiple private
1087 prekindergarten providers within a coalition's service area may
1088 execute a single agreement with the coalition on behalf of each
1089 provider.

1090 (i)~~(j)~~ The private prekindergarten provider must maintain
1091 general liability insurance and provide the coalition with
1092 written evidence of general liability insurance coverage,

1093 including coverage for transportation of children if
1094 prekindergarten students are transported by the provider. A
1095 provider must obtain and retain an insurance policy that
1096 provides a minimum of \$100,000 of coverage per occurrence and a
1097 minimum of \$300,000 general aggregate coverage. The office may
1098 authorize lower limits upon request, as appropriate. ~~A provider~~
1099 ~~must add the coalition as a named certificateholder and as an~~
1100 ~~additional insured.~~ A provider must provide the coalition with a
1101 minimum of 10 calendar days' advance written notice of
1102 cancellation of or changes to coverage. The general liability
1103 insurance required by this paragraph must remain in full force
1104 and effect for the entire period of the provider contract with
1105 the coalition.

1106 (j) ~~(k)~~ The private prekindergarten provider must obtain
1107 and maintain any required workers' compensation insurance under
1108 chapter 440 and any required reemployment assistance or
1109 unemployment compensation coverage under chapter 443, unless
1110 exempt under state or federal law.

1111 (k) ~~(l)~~ Notwithstanding paragraph (i) ~~(j)~~, for a private
1112 prekindergarten provider that is a state agency or a subdivision
1113 thereof, as defined in s. 768.28(2), the provider must agree to
1114 notify the coalition of any additional liability coverage
1115 maintained by the provider in addition to that otherwise
1116 established under s. 768.28. The provider shall indemnify the
1117 coalition to the extent permitted by s. 768.28.

1118 (l) The private prekindergarten provider shall be denied

1119 initial eligibility to offer the program if the provider has
1120 been cited for a Class I violation in the 12 months before
1121 seeking eligibility. An existing provider that is cited for a
1122 Class I violation may not have its eligibility renewed for 12
1123 months. This paragraph does not apply if the Office of Early
1124 Learning determines that the violation was reported by the
1125 provider and the employee responsible for the violation was
1126 terminated.

1127 (m) The private prekindergarten provider must deliver the
1128 Voluntary Prekindergarten Education Program in accordance with
1129 this part and have child disciplinary policies that prohibit
1130 children from being subjected to discipline that is severe,
1131 humiliating, frightening, or associated with food, rest,
1132 toileting, spanking, or any other form of physical punishment as
1133 provided in s. 402.305(12).

1134 ~~(4) A prekindergarten instructor, in lieu of the minimum~~
1135 ~~credentials and courses required under paragraph (3)(c), may~~
1136 ~~hold one of the following educational credentials:~~

1137 ~~(a) A bachelor's or higher degree in early childhood~~
1138 ~~education, prekindergarten or primary education, preschool~~
1139 ~~education, or family and consumer science;~~

1140 ~~(b) A bachelor's or higher degree in elementary education,~~
1141 ~~if the prekindergarten instructor has been certified to teach~~
1142 ~~children any age from birth through 6th grade, regardless of~~
1143 ~~whether the instructor's educator certificate is current, and if~~
1144 ~~the instructor is not ineligible to teach in a public school~~

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1145 ~~because his or her educator certificate is suspended or revoked;~~
1146 ~~(c) An associate's or higher degree in child development;~~
1147 ~~(d) An associate's or higher degree in an unrelated field,~~
1148 ~~at least 6 credit hours in early childhood education or child~~
1149 ~~development, and at least 480 hours of experience in teaching or~~
1150 ~~providing child care services for children any age from birth~~
1151 ~~through 8 years of age; or~~

1152 ~~(e) An educational credential approved by the department~~
1153 ~~as being equivalent to or greater than an educational credential~~
1154 ~~described in this subsection. The department may adopt criteria~~
1155 ~~and procedures for approving equivalent educational credentials~~
1156 ~~under this paragraph.~~

1157 ~~(5) Notwithstanding paragraph (3) (b), a private~~
1158 ~~prekindergarten provider may not participate in the Voluntary~~
1159 ~~Prekindergarten Education Program if the provider has child~~
1160 ~~disciplinary policies that do not prohibit children from being~~
1161 ~~subjected to discipline that is severe, humiliating,~~
1162 ~~frightening, or associated with food, rest, toileting, spanking,~~
1163 ~~or any other form of physical punishment as provided in s.~~
1164 ~~402.305(12).~~

1165 Section 17. Subsection (1) of section 1002.59, Florida
1166 Statutes, is amended to read:

1167 1002.59 Emergent literacy and performance standards
1168 training courses.—

1169 (1) The office shall adopt minimum standards for one or
1170 more training courses in emergent literacy for prekindergarten

1171 | instructors. Each course must comprise 5 clock hours and provide
 1172 | instruction in strategies and techniques to address the age-
 1173 | appropriate progress of prekindergarten students in developing
 1174 | emergent literacy skills, including oral communication,
 1175 | knowledge of print and letters, phonemic and phonological
 1176 | awareness, and vocabulary and comprehension development. Each
 1177 | course must also provide resources containing strategies that
 1178 | allow students with disabilities and other special needs to
 1179 | derive maximum benefit from the Voluntary Prekindergarten
 1180 | Education Program. Successful completion of an emergent literacy
 1181 | training course approved under this section satisfies
 1182 | requirements for approved training in early literacy and
 1183 | language development under ss. 402.305(2)(d)5., 402.313(4)(c)
 1184 | ~~402.313(6)~~, and 402.3131(5).

1185 | Section 18. Paragraph (d) is added to subsection (3) of
 1186 | section 1002.61, Florida Statutes, and subsections (4) through
 1187 | (7) of that section are amended, to read:

1188 | 1002.61 Summer prekindergarten program delivered by public
 1189 | schools and private prekindergarten providers.—

1190 | (3)

1191 | (d) Each charter school authorized to deliver the
 1192 | prekindergarten program pursuant to its charter contract shall
 1193 | be considered part of the sponsor's overall prekindergarten
 1194 | program and must meet all requirements of this part applicable
 1195 | to prekindergarten programs delivered by public schools. The
 1196 | sponsor shall provide the same level of oversight of the charter

1197 school's prekindergarten program as it provides for other public
1198 schools in the school district. A charter school not authorized
1199 to deliver the summer prekindergarten program pursuant to its
1200 charter contract may deliver the program as a private provider
1201 in accordance with s. 1002.55 and this section.

1202 (4) ~~Notwithstanding ss. 1002.55(3)(c)1. and 1002.63(4),~~
1203 Each public school and private prekindergarten provider that
1204 delivers the summer prekindergarten program must have, for each
1205 prekindergarten class, at least one prekindergarten instructor
1206 who is a certified teacher or holds one of the educational
1207 credentials specified in s. 1002.55(3)(c)1.e.-h. ~~1002.55(4)(a)~~
1208 ~~or (b).~~ As used in this subsection, the term "certified teacher"
1209 means a teacher holding a valid Florida educator certificate
1210 under s. 1012.56 who has the qualifications required by the
1211 district school board to instruct students in the summer
1212 prekindergarten program. In selecting instructional staff for
1213 the summer prekindergarten program, each school district shall
1214 give priority to teachers who have experience or coursework in
1215 early childhood education.

1216 (5) Each prekindergarten instructor employed by a ~~public~~
1217 ~~school or~~ private prekindergarten provider delivering the summer
1218 prekindergarten program must be of good moral character, must
1219 undergo background screening pursuant to s. 402.305(2)(a) ~~be~~
1220 ~~screened using the level 2 screening standards in s. 435.04~~
1221 before employment, must be ~~and~~ rescreened at least once every 5
1222 years, and must be denied employment or terminated if required

1223 under s. 435.06. Each prekindergarten instructor employed by a
1224 public school delivering the summer prekindergarten program, and
1225 must satisfy the ~~not be ineligible to teach in a public school~~
1226 ~~because his or her educator certificate is suspended or revoked.~~
1227 ~~This subsection does not supersede~~ employment requirements for
1228 instructional personnel in public schools as provided in s.
1229 1012.32 ~~which are more stringent than the requirements of this~~
1230 ~~subsection.~~

1231 (6) A public school or private prekindergarten provider
1232 may assign a substitute instructor to temporarily replace a
1233 credentialed instructor if the credentialed instructor assigned
1234 to a prekindergarten class is absent, as long as the substitute
1235 instructor meets the requirements of subsection (5) ~~is of good~~
1236 ~~moral character and has been screened before employment in~~
1237 ~~accordance with level 2 background screening requirements in~~
1238 ~~chapter 435. This subsection does not supersede employment~~
1239 ~~requirements for instructional personnel in public schools which~~
1240 ~~are more stringent than the requirements of this subsection.~~ The
1241 Office of Early Learning shall adopt rules to implement this
1242 subsection which shall include required qualifications of
1243 substitute instructors and the circumstances and time limits for
1244 which a public school or private prekindergarten provider may
1245 assign a substitute instructor.

1246 (7) Notwithstanding ss. 1002.55(3)(d) ~~1002.55(3)(f)~~ and
1247 1002.63(7), each prekindergarten class in the summer
1248 prekindergarten program, regardless of whether the class is a

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1249 public school's or private prekindergarten provider's class,
1250 must be composed of at least 4 students but may not exceed 12
1251 students ~~beginning with the 2009 summer session~~. In order to
1252 protect the health and safety of students, each public school or
1253 private prekindergarten provider must also provide appropriate
1254 adult supervision for students at all times. This subsection
1255 does not supersede any requirement imposed on a provider under
1256 ss. 402.301-402.319.

1257 Section 19. Paragraph (c) is added to subsection (3) of
1258 section 1002.63, Florida Statutes, and subsections (5) and (6)
1259 of that section are amended, to read:

1260 1002.63 School-year prekindergarten program delivered by
1261 public schools.—

1262 (3)

1263 (c) Each charter school authorized to deliver the
1264 prekindergarten program pursuant to its charter contract shall
1265 be considered part of the sponsor's overall prekindergarten
1266 program and must meet all requirements of this part applicable
1267 to prekindergarten programs delivered by public schools. The
1268 sponsor shall provide the same level of oversight of the charter
1269 school's prekindergarten program as it provides for other public
1270 schools in the school district. A charter school not authorized
1271 to deliver the prekindergarten program pursuant to its charter
1272 contract may deliver the program as a private provider in
1273 accordance with s. 1002.55.

1274 (5) Each prekindergarten instructor employed by a public

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1275 school delivering the school-year prekindergarten program must
1276 satisfy the ~~be of good moral character, must be screened using~~
1277 ~~the level 2 screening standards in s. 435.04 before employment~~
1278 ~~and rescreened at least once every 5 years, must be denied~~
1279 ~~employment or terminated if required under s. 435.06, and must~~
1280 ~~not be ineligible to teach in a public school because his or her~~
1281 ~~educator certificate is suspended or revoked. This subsection~~
1282 ~~does not supersede~~ employment requirements for instructional
1283 personnel in public schools as provided in s. 1012.32 ~~which are~~
1284 ~~more stringent than the requirements of this subsection.~~

1285 (6) A public school prekindergarten provider may assign a
1286 substitute instructor to temporarily replace a credentialed
1287 instructor if the credentialed instructor assigned to a
1288 prekindergarten class is absent, as long as the substitute
1289 instructor meets the requirements of subsection (5) ~~is of good~~
1290 ~~moral character and has been screened before employment in~~
1291 ~~accordance with level 2 background screening requirements in~~
1292 ~~chapter 435. This subsection does not supersede employment~~
1293 ~~requirements for instructional personnel in public schools which~~
1294 ~~are more stringent than the requirements of this subsection.~~ The
1295 Office of Early Learning shall adopt rules to implement this
1296 subsection which shall include required qualifications of
1297 substitute instructors and the circumstances and time limits for
1298 which a public school prekindergarten provider may assign a
1299 substitute instructor.

1300 Section 20. Paragraph (a) of subsection (6) of section

1301 1002.71, Florida Statutes, is amended to read:

1302 1002.71 Funding; financial and attendance reporting.—

1303 (6) (a) Each parent enrolling his or her child in the
 1304 Voluntary Prekindergarten Education Program must agree to comply
 1305 with the attendance policy of the private prekindergarten
 1306 provider or district school board, as applicable. Upon
 1307 enrollment of the child, the private prekindergarten provider or
 1308 public school, as applicable, must provide the child's parent
 1309 with program information, including, but not limited to, child
 1310 development, expectations for parent engagement, the daily
 1311 schedule, and the ~~a copy of the provider's or school district's~~
 1312 attendance policy, which must include procedures for contacting
 1313 a parent on the 2nd consecutive day a child is absent for which
 1314 the reason is unknown as applicable.

1315 Section 21. Subsection (1) of section 1002.75, Florida
 1316 Statutes, is amended to read:

1317 1002.75 Office of Early Learning; powers and duties.—

1318 (1) The Office of Early Learning shall adopt by rule a
 1319 standard statewide provider contract to be used with each
 1320 Voluntary Prekindergarten Education Program provider, with
 1321 standardized attachments by provider type. The office shall
 1322 publish a copy of the standard statewide provider contract on
 1323 its website. The standard statewide contract shall include, at a
 1324 minimum, provisions that:

1325 (a) Govern ~~for~~ provider probation, termination for cause,
 1326 and emergency termination for those actions or inactions of a

1327 provider that pose an immediate and serious danger to the
1328 health, safety, or welfare of children. The standard statewide
1329 contract shall also include appropriate due process procedures.
1330 During the pendency of an appeal of a termination, the provider
1331 may not continue to offer its services.

1332 (b) Require each private prekindergarten provider to
1333 notify the parent of each child in care if it is cited for a
1334 Class I violation as defined by rule of the Department of
1335 Children and Families. Such notice shall describe each violation
1336 with specificity, in simple language, and include a copy of the
1337 citation and the contact information of the Department of
1338 Children and Families or local licensing agency where the parent
1339 may obtain additional information regarding the citation. Notice
1340 of a Class I violation by the provider must be provided
1341 electronically or in writing to the parent within 24 hours after
1342 receipt of the citation. A private prekindergarten provider must
1343 conspicuously post each citation for a violation that results in
1344 disciplinary action on the premises in an area visible to
1345 parents pursuant to s. 402.3125(1)(b). Additionally, such a
1346 provider must post each inspection report on the premises in an
1347 area visible to parents, which report must remain posted until
1348 the next inspection report is available.

1349 (c) Specify that child care personnel employed by the
1350 provider who are responsible for supervising children in care
1351 must be trained in developmentally appropriate practices aligned
1352 to the age and needs of children over which the personnel are

1353 assigned supervision duties. This requirement is met by
 1354 completion of developmentally appropriate practice courses
 1355 administered by the Department of Children and Families under s.
 1356 402.305(2) (d)1. within 30 days after being assigned to children
 1357 for which developmentally appropriate practice training has not
 1358 been completed by the personnel.

1359
 1360 Any provision imposed upon a provider that is inconsistent with,
 1361 or prohibited by, law is void and unenforceable.

1362 Section 22. Section 1002.77, Florida Statutes, is amended
 1363 to read:

1364 1002.77 Florida Early Learning Advisory Council.—

1365 (1) There is created the Florida Early Learning Advisory
 1366 Council within the Office of Early Learning. The purpose of the
 1367 advisory council is to provide written input ~~submit~~
 1368 ~~recommendations~~ to the executive director ~~office~~ on early
 1369 learning best practices, including ~~recommendations relating to~~
 1370 ~~the most~~ effective program administration; ~~of the Voluntary~~
 1371 ~~Prekindergarten Education Program under this part and the school~~
 1372 ~~readiness program under part VI of this chapter. The advisory~~
 1373 ~~council shall periodically analyze and provide recommendations~~
 1374 ~~to the office on the~~ effective and efficient use of local,
 1375 state, and federal funds; ~~the content of~~ professional
 1376 development training programs; and ~~best practices for the~~
 1377 ~~development and implementation of~~ coalition plans pursuant to s.
 1378 1002.85.

1379 (2) The advisory council shall be composed of the
 1380 following members:

1381 (a) The chair of the advisory council who shall be
 1382 appointed by and serve at the pleasure of the Governor.

1383 (b) The chair of each early learning coalition.

1384 (c) One member who shall be appointed by and serve at the
 1385 pleasure of the President of the Senate.

1386 (d) One member who shall be appointed by and serve at the
 1387 pleasure of the Speaker of the House of Representatives.

1388
 1389 The chair of the advisory council appointed by the Governor and
 1390 the members appointed by the presiding officers of the
 1391 Legislature must be from the business community and be in
 1392 compliance with s. 1002.83(5).

1393 (3) The advisory council shall meet at least quarterly
 1394 upon the call of the executive director ~~but may meet as often as~~
 1395 ~~necessary to carry out its duties and responsibilities.~~ The
 1396 executive director is encouraged to ~~advisory council may use~~
 1397 communications media technology ~~any method of telecommunications~~
 1398 to conduct meetings in accordance with s. 120.54(5)(b) ~~and~~
 1399 ~~including establishing a quorum through telecommunications, only~~
 1400 ~~if the public is given proper notice of a telecommunications~~
 1401 ~~meeting and reasonable access to observe and, when appropriate,~~
 1402 ~~participate.~~

1403 (4) (a) Each member of the advisory council may ~~shall~~ serve
 1404 without compensation but is entitled to receive reimbursement

1405 for per diem and travel expenses for attendance at council
 1406 meetings as provided in s. 112.061.

1407 (b) Each member of the advisory council is subject to the
 1408 ethics provisions in part III of chapter 112.

1409 (c) For purposes of tort liability, each member of the
 1410 advisory council shall be governed by s. 768.28.

1411 (5) The Office of Early Learning shall provide staff and
 1412 administrative support for the advisory council as determined by
 1413 the executive director.

1414 Section 23. Paragraph (f) of subsection (1) and
 1415 subsections (8) and (16) of section 1002.81, Florida Statutes,
 1416 are amended to read:

1417 1002.81 Definitions.—Consistent with the requirements of
 1418 45 C.F.R. parts 98 and 99 and as used in this part, the term:

1419 (1) "At-risk child" means:

1420 (f) A child in the custody of a parent who is considered
 1421 homeless as verified by a designated lead agency on the homeless
 1422 assistance continuum of care established under ss. 420.622-
 1423 420.624 ~~Department of Children and Families certified homeless~~
 1424 ~~shelter~~.

1425 (8) "Family income" means the combined gross income,
 1426 whether earned or unearned, that is derived from any source by
 1427 all family or household members who are 18 years of age or older
 1428 who are currently residing together in the same dwelling unit.
 1429 The term does not include:

1430 (a) Income earned by a currently enrolled high school

1431 student who, since attaining the age of 18 years, or a student
 1432 with a disability who, since attaining the age of 22 years, has
 1433 not terminated school enrollment or received a high school
 1434 diploma, high school equivalency diploma, special diploma, or
 1435 certificate of high school completion.

1436 (b) Income earned by a teen parent residing in the same
 1437 residence as a separate family unit.

1438 (c) Selected items from the Child Care and Development
 1439 Fund state plan, such as ~~The term also does not include~~ food
 1440 stamp benefits, documented child support and alimony payments
 1441 paid out of the home, or federal housing assistance payments
 1442 issued directly to a landlord or the associated utilities
 1443 expenses.

1444 (16) "Working family" means:

1445 (a) A single-parent family in which the parent with whom
 1446 the child resides is employed or engaged in eligible work or
 1447 education activities for at least 20 hours per week or is exempt
 1448 from work requirements due to age or disability, as determined
 1449 and documented by a physician licensed under chapter 458 or
 1450 chapter 459;

1451 (b) A two-parent family in which both parents with whom
 1452 the child resides are employed or engaged in eligible work or
 1453 education activities for a combined total of at least 40 hours
 1454 per week; ~~or~~

1455 (c) A two-parent family in which one of the parents with
 1456 whom the child resides is exempt from work requirements due to

1457 age or disability, as determined and documented by a physician
 1458 licensed under chapter 458 or chapter 459, and one parent is
 1459 employed or engaged in eligible work or education activities at
 1460 least 20 hours per week; or

1461 (d) A two-parent family in which both of the parents with
 1462 whom the child resides are exempt from work requirements due to
 1463 age or disability, as determined and documented by a physician
 1464 licensed under chapter 458 or chapter 459.

1465 Section 24. Paragraphs (b), (j), (m), and (p) of
 1466 subsection (2) of section 1002.82, Florida Statutes, are amended
 1467 to read:

1468 1002.82 Office of Early Learning; powers and duties.—

1469 (2) The office shall:

1470 (b) Preserve parental choice by permitting parents to
 1471 choose from a variety of child care categories authorized in s.
 1472 1002.88(1)(a), ~~including center-based care, family child care,~~
 1473 ~~and informal child care to the extent authorized in the state's~~
 1474 ~~Child Care and Development Fund Plan as approved by the United~~
 1475 ~~States Department of Health and Human Services pursuant to 45~~
 1476 ~~C.F.R. s. 98.18.~~ Care and curriculum by a faith-based provider
 1477 may not be limited or excluded in any of these categories.

1478 (j) Develop and adopt standards and benchmarks that
 1479 address the age-appropriate progress of children in the
 1480 development of child care and development ~~school readiness~~
 1481 skills. The standards for children from birth to 5 years of age
 1482 in the child care and development ~~school readiness~~ program must

1483 be aligned with the performance standards adopted for children
 1484 in the Voluntary Prekindergarten Education Program and must
 1485 address the following domains:

- 1486 1. Approaches to learning.
- 1487 2. Cognitive development and general knowledge.
- 1488 3. Numeracy, language, and communication.
- 1489 4. Physical development.
- 1490 5. Self-regulation.

1491
 1492 By July 1, 2015, the Office of Early Learning shall develop and
 1493 implement an online training course on the performance standards
 1494 for child care and development program provider personnel.

1495 (m) Adopt by rule a standard statewide provider contract
 1496 to be used with each child care and development ~~school readiness~~
 1497 program provider, with standardized attachments by provider
 1498 type. The office shall publish a copy of the standard statewide
 1499 provider contract on its website. The standard statewide
 1500 contract shall include, at a minimum, provisions that:

- 1501 1. Govern ~~for~~ provider probation, termination for cause,
 1502 and emergency termination for those actions or inactions of a
 1503 provider that pose an immediate and serious danger to the
 1504 health, safety, or welfare of the children. The standard
 1505 statewide provider contract shall also include appropriate due
 1506 process procedures. During the pendency of an appeal of a
 1507 termination, the provider may not continue to offer its
 1508 services.

1509 2. Require each provider that is eligible to provide the
 1510 program pursuant to s. 1002.88(1) (a) to notify the parent of
 1511 each child in care if it is cited for a Class I violation as
 1512 defined by rule of the Department of Children and Families. Such
 1513 notice shall describe each violation with specificity, in simple
 1514 language, and include a copy of the citation and the contact
 1515 information of the Department of Children and Families or local
 1516 licensing agency where the parent may obtain additional
 1517 information regarding the citation. Notice of a Class I
 1518 violation by the provider must be provided electronically or in
 1519 writing to the parent within 24 hours after receipt of the
 1520 citation. A provider must conspicuously post each citation for a
 1521 violation that results in disciplinary action on the premises in
 1522 an area visible to parents pursuant to s. 402.3125(1) (b).
 1523 Additionally, such a provider must post each inspection report
 1524 on the premises in an area visible to parents, which report must
 1525 remain posted until the next inspection report is available.

1526 3. Specify that child care personnel employed by the
 1527 provider who are responsible for supervising children in care
 1528 must be trained in developmentally appropriate practices aligned
 1529 to the age and needs of children over which the personnel are
 1530 assigned supervision duties. This requirement is met by
 1531 completion of developmentally appropriate practice courses
 1532 administered by the Department of Children and Families under s.
 1533 402.305(2) (d)1. within 30 days after being assigned to children
 1534 for which developmentally appropriate practice training has not

1535 been completed by the personnel.

1536 4. Require child care personnel who are employed by the
1537 provider to complete an online training course on the
1538 performance standards adopted pursuant to paragraph (j).

1539

1540 Any provision imposed upon a provider that is inconsistent with,
1541 or prohibited by, law is void and unenforceable.

1542 (p) Monitor and evaluate the performance of each early
1543 learning coalition in administering the child care and
1544 development school-readiness program and the Voluntary
1545 Prekindergarten Education Program, ensuring proper payments for
1546 child care and development school-readiness program and
1547 Voluntary Prekindergarten Education Program services, and
1548 implementing the coalition's child care and development school-
1549 readiness program plan, ~~and administering the Voluntary~~
1550 ~~Prekindergarten Education Program~~. These monitoring and
1551 performance evaluations must include, at a minimum, onsite
1552 monitoring of each coalition's finances, management, operations,
1553 and programs.

1554 Section 25. Subsections (8) and (20) of section 1002.84,
1555 Florida Statutes, are amended to read:

1556 1002.84 Early learning coalitions; child care and
1557 development school-readiness powers and duties.—Each early
1558 learning coalition shall:

1559 (8) Establish a parent sliding fee scale that requires a
1560 parent copayment to participate in the child care and

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1561 development ~~school-readiness~~ program. Providers are required to
1562 collect the parent's copayment. A coalition may, on a case-by-
1563 case basis, waive the copayment for an at-risk child or
1564 temporarily waive the copayment for a child whose family's
1565 income is at or below the federal poverty level and family
1566 experiences a natural disaster or an event that limits the
1567 parent's ability to pay, such as incarceration, placement in
1568 residential treatment, ~~or becoming homeless,~~ or an emergency
1569 situation such as a household fire or burglary, or while the
1570 parent is participating in parenting classes. A parent may not
1571 transfer child care and development ~~school-readiness~~ program
1572 services to another child care and development ~~school-readiness~~
1573 program provider until the parent has submitted documentation
1574 from the current child care and development ~~school-readiness~~
1575 program provider to the early learning coalition stating that
1576 the parent has satisfactorily fulfilled the copayment
1577 obligation.

1578 (20) To increase transparency and accountability, comply
1579 with ~~the requirements of~~ this section before contracting with a
1580 member of the coalition, an employee of the coalition, or a
1581 relative, as defined in s. 112.3143(1)(b), of a coalition member
1582 or of an employee of the coalition. Such contracts may not be
1583 executed without the approval of the office. Such contracts, as
1584 well as documentation demonstrating adherence to this section by
1585 the coalition, must be approved by a two-thirds vote of the
1586 coalition, a quorum having been established; all conflicts of

1587 interest must be disclosed before the vote; and any member who
 1588 may benefit from the contract, or whose relative may benefit
 1589 from the contract, must abstain from the vote. A contract under
 1590 \$25,000 between an early learning coalition and a member of that
 1591 coalition or between a relative, as defined in s.
 1592 112.3143(1)(b), of a coalition member or of an employee of the
 1593 coalition is not required to have the prior approval of the
 1594 office but must be approved by a two-thirds vote of the
 1595 coalition, a quorum having been established, and must be
 1596 reported to the office within 30 days after approval. If a
 1597 contract cannot be approved by the office, a review of the
 1598 decision to disapprove the contract may be requested by the
 1599 early learning coalition or other parties to the disapproved
 1600 contract.

1601 Section 26. Subsections (1), (6), (7), and (8) of section
 1602 1002.87, Florida Statutes, are amended to read:

1603 1002.87 Child care and development ~~School-readiness~~
 1604 program; eligibility and enrollment.—

1605 (1) Effective August 1, 2013, or upon reevaluation of
 1606 eligibility for children currently served, whichever is later,
 1607 each early learning coalition shall give priority for
 1608 participation in the child care and development ~~school-readiness~~
 1609 program as follows:

1610 (a) Priority shall be given first to a child younger than
 1611 13 years of age from a family that includes a parent who is
 1612 receiving temporary cash assistance under chapter 414 and

1613 subject to the federal work requirements.

1614 (b) Priority shall be given next to an at-risk child
1615 younger than 9 years of age.

1616 (c) Priority shall be given next to a child from birth to
1617 the beginning of the school year for which the child is eligible
1618 for admission to kindergarten in a public school under s.

1619 1003.21(1)(a)2. who is from a working family that is
1620 economically disadvantaged, and may include such child's
1621 eligible siblings, beginning with the school year in which the
1622 sibling is eligible for admission to kindergarten in a public
1623 school under s. 1003.21(1)(a)2. until the beginning of the
1624 school year in which the sibling enters ~~is eligible to begin~~ 6th
1625 grade, provided that the first priority for funding an eligible
1626 sibling is local revenues available to the coalition for funding
1627 direct services. However, a child eligible under this paragraph
1628 ceases to be eligible if his or her family income exceeds 200
1629 percent of the federal poverty level.

1630 (d) Priority shall be given next to a child of a parent
1631 who transitions from the work program into employment as
1632 described in s. 445.032 from birth to the beginning of the
1633 school year for which the child is eligible for admission to
1634 kindergarten in a public school under s. 1003.21(1)(a)2.

1635 (e) Priority shall be given next to an at-risk child who
1636 is at least 9 years of age but younger than 13 years of age. An
1637 at-risk child whose sibling is enrolled in the school readiness
1638 program within an eligibility priority category listed in

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1639 paragraphs (a)-(c) shall be given priority over other children
1640 who are eligible under this paragraph.

1641 (f) Priority shall be given next to a child who is younger
1642 than 13 years of age from a working family that is economically
1643 disadvantaged. A child who is eligible under this paragraph
1644 whose sibling is enrolled in the school readiness program under
1645 paragraph (c) shall be given priority over other children who
1646 are eligible under this paragraph. However, a child eligible
1647 under this paragraph ceases to be eligible if his or her family
1648 income exceeds 200 percent of the federal poverty level.

1649 (g) Priority shall be given next to a child of a parent
1650 who transitions from the work program into employment as
1651 described in s. 445.032 who is younger than 13 years of age.

1652 (h) Priority shall be given next to a child who ~~has~~
1653 ~~special needs~~, has been determined eligible as an infant or
1654 toddler from birth to 3 years of age with an individualized
1655 family support plan receiving early intervention services or as
1656 a student with a disability with, ~~has~~ a current individual
1657 education plan with a Florida school district, ~~and is not~~
1658 ~~younger than 3 years of age~~. A ~~special needs~~ child eligible
1659 under this paragraph remains eligible until the child is
1660 eligible for admission to kindergarten in a public school under
1661 s. 1003.21(1)(a)2.

1662 (i) Notwithstanding paragraphs (a)-(d), priority shall be
1663 given last to a child who otherwise meets one of the eligibility
1664 criteria in paragraphs (a)-(d) but who is also enrolled

1665 concurrently in the federal Head Start Program and the Voluntary
1666 Prekindergarten Education Program.

1667 (6) Eligibility for each child must be reevaluated
1668 annually. Upon reevaluation, a child may not continue to receive
1669 child care and development ~~school readiness~~ program services if
1670 he or she has ceased to be eligible under this section. If a
1671 child no longer meets eligibility or program requirements, the
1672 coalition must immediately notify the child's parent and the
1673 provider that funding will end 2 weeks after the date on which
1674 the child was determined to be ineligible or when the current
1675 child care authorization expires, whichever occurs first.

1676 (7) If a coalition disenrolls children from the child care
1677 and development ~~school readiness~~ program due to lack of funding
1678 or a change in eligibility priorities, the coalition must
1679 disenroll the children in reverse order of the eligibility
1680 priorities listed in subsection (1) beginning with children from
1681 families with the highest family incomes. A notice of
1682 disenrollment must be sent to the parent and child care and
1683 development ~~school readiness~~ program provider at least 2 weeks
1684 before disenrollment or the expiration of the current child care
1685 authorization, whichever occurs first, to provide adequate time
1686 for the parent to arrange alternative care for the child.
1687 However, an at-risk child receiving services from the Child
1688 Welfare Program Office of the Department of Children and
1689 Families may not be disenrolled from the program without the
1690 written approval of the Child Welfare Program Office ~~of the~~

1691 ~~Department of Children and Families~~ or the community-based lead
 1692 agency.

1693 (8) If a child is absent from the program for 2
 1694 consecutive days without parental notification to the program of
 1695 such absence, the child care and development program provider
 1696 shall contact the parent and determine the cause for absence and
 1697 expected date of return. If a child is absent from the program
 1698 for 5 consecutive days without parental notification to the
 1699 program of such absence, the child care and development school-
 1700 ~~readiness~~ program provider shall report the absence to the early
 1701 learning coalition for a determination of the need for continued
 1702 care.

1703 Section 27. Section 1002.88, Florida Statutes, is amended
 1704 to read:

1705 1002.88 Child care and development ~~School readiness~~
 1706 program provider standards; eligibility to deliver the child
 1707 care and development school-readiness program.-

1708 (1) To be eligible to deliver the child care and
 1709 development school-readiness program, a child care and
 1710 development school-readiness program provider must:

1711 (a)1. Be a nonpublic school in substantial compliance with
 1712 s. 402.3025(2) (d), a child care facility licensed under s.
 1713 402.305, a family child day care home licensed ~~or registered~~
 1714 under s. 402.313, a large family child care home licensed under
 1715 s. 402.3131, or a child care facility exempt from licensure
 1716 operating under s. 402.316(4); or

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1717 2. Be an entity that is part of Florida's education system
1718 under s. 1000.04(1) a public school or nonpublic school exempt
1719 from licensure under s. 402.3025, a faith-based child care
1720 provider exempt from licensure under s. 402.316, a before-school
1721 or after-school program described in s. 402.305(1)(c), or an
1722 informal child care provider to the extent authorized in the
1723 state's Child Care and Development Fund Plan as approved by the
1724 United States Department of Health and Human Services pursuant
1725 to 45 C.F.R. s. 98.18.

1726 (b) Provide instruction and activities to enhance the age-
1727 appropriate progress of each child in attaining the child
1728 development standards adopted by the office pursuant to s.
1729 1002.82(2)(j). A provider should include activities to foster
1730 brain development in infants and toddlers; provide an
1731 environment that is rich in language and music and filled with
1732 objects of various colors, shapes, textures, and sizes to
1733 stimulate visual, tactile, auditory, and linguistic senses; and
1734 include 30 minutes of reading to children each day. A provider
1735 must provide parents information on child development,
1736 expectations for parent engagement, the daily schedule, and the
1737 attendance policy.

1738 (c) Provide basic health and safety of its premises and
1739 facilities in accordance with applicable licensing and
1740 inspection requirements and ~~compliance with requirements for~~
1741 ~~age-appropriate immunizations of children enrolled in the school~~
1742 ~~readiness program.~~ For a child care facility, a large family

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1743 child care home, or a licensed family child ~~day~~ care home,
1744 compliance with s. 402.305, s. 402.3131, or s. 402.313 satisfies
1745 this requirement. For a public ~~or nonpublic~~ school, compliance
1746 with ss. s. 402.3025 or s. 1003.22 and 1013.12 satisfies this
1747 requirement. For a nonpublic school, compliance with s.
1748 402.3025(2)(d) satisfies this requirement. For a facility exempt
1749 from licensure, compliance with s. 402.316(4) satisfies this
1750 requirement. A provider shall be denied initial eligibility to
1751 offer the program if the provider has been cited for a Class I
1752 violation in the 12 months before seeking eligibility. An
1753 existing provider that is cited for a Class I violation may not
1754 have its eligibility renewed for 12 months. A provider that is
1755 cited for a Class I violation may remain eligible to deliver the
1756 program if the Office of Early Learning determines that the
1757 violation was reported by the provider and the employee
1758 responsible for the violation was terminated. A faith-based
1759 ~~child care provider, an informal child care provider, or a~~
1760 ~~nonpublic school, exempt from licensure under s. 402.316 or s.~~
1761 ~~402.3025, shall annually complete the health and safety~~
1762 ~~checklist adopted by the office, post the checklist prominently~~
1763 ~~on its premises in plain sight for visitors and parents, and~~
1764 ~~submit it annually to its local early learning coalition.~~
1765 (d) Provide an appropriate staff-to-children ratio,
1766 pursuant to s. 402.305(4) or s. 402.302(8) or (11), as
1767 applicable, and as verified pursuant to s. 402.311.
1768 (e) Provide a healthy and safe environment pursuant to s.

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1769 402.305(5), (6), and (7), as applicable, and as verified
1770 pursuant to s. 402.311.

1771 (f) Implement one of the curricula approved by the office
1772 that meets the child development standards.

1773 (g) Implement a character development program to develop
1774 basic values.

1775 (h) Collaborate with the respective early learning
1776 coalition to complete initial screening for each child, aged 6
1777 weeks to kindergarten eligibility, within 45 days after the
1778 child's first or subsequent enrollment, to identify a child who
1779 may need individualized supports.

1780 (i) Implement minimum standards for child discipline
1781 practices that are age-appropriate and consistent with the
1782 requirements in s. 402.305(12). Such standards must provide that
1783 children not be subjected to discipline that is severe,
1784 humiliating, or frightening or discipline that is associated
1785 with food, rest, or toileting. Spanking or any other form of
1786 physical punishment is prohibited.

1787 (j) Obtain and keep on file record of the child's
1788 immunizations, physical development, and other health
1789 requirements as necessary, including appropriate vision and
1790 hearing screening and examination, within 30 days after
1791 enrollment.

1792 (k) Implement before-school or after-school programs that
1793 meet or exceed the requirements of s. 402.305(5), (6), and (7).

1794 (l) ~~For a provider that is not an informal provider,~~

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1795 Maintain general liability insurance and provide the coalition
1796 with written evidence of general liability insurance coverage,
1797 including coverage for transportation of children if child care
1798 and development school-readiness program children are
1799 transported by the provider. A private provider must obtain and
1800 retain an insurance policy that provides a minimum of \$100,000
1801 of coverage per occurrence and a minimum of \$300,000 general
1802 aggregate coverage. The office may authorize lower limits upon
1803 request, as appropriate. ~~A provider must add the coalition as a~~
1804 ~~named certificateholder and as an additional insured.~~ A private
1805 provider must provide the coalition with a minimum of 10
1806 calendar days' advance written notice of cancellation of or
1807 changes to coverage. The general liability insurance required by
1808 this paragraph must remain in full force and effect for the
1809 entire period of the provider contract with the coalition.

1810 ~~(m) For a provider that is an informal provider, comply~~
1811 ~~with the provisions of paragraph (l) or maintain homeowner's~~
1812 ~~liability insurance and, if applicable, a business rider. If an~~
1813 ~~informal provider chooses to maintain a homeowner's policy, the~~
1814 ~~provider must obtain and retain a homeowner's insurance policy~~
1815 ~~that provides a minimum of \$100,000 of coverage per occurrence~~
1816 ~~and a minimum of \$300,000 general aggregate coverage. The office~~
1817 ~~may authorize lower limits upon request, as appropriate. An~~
1818 ~~informal provider must add the coalition as a named~~
1819 ~~certificateholder and as an additional insured. An informal~~
1820 ~~provider must provide the coalition with a minimum of 10~~

1821 ~~calendar days' advance written notice of cancellation of or~~
 1822 ~~changes to coverage. The general liability insurance required by~~
 1823 ~~this paragraph must remain in full force and effect for the~~
 1824 ~~entire period of the provider's contract with the coalition.~~

1825 (m) ~~(n)~~ Obtain and maintain any required workers'
 1826 compensation insurance under chapter 440 and any required
 1827 reemployment assistance or unemployment compensation coverage
 1828 under chapter 443, unless exempt under state or federal law.

1829 (n) ~~(o)~~ Notwithstanding paragraph (l), for a provider that
 1830 is a state agency or a subdivision thereof, as defined in s.
 1831 768.28(2), agree to notify the coalition of any additional
 1832 liability coverage maintained by the provider in addition to
 1833 that otherwise established under s. 768.28. The provider shall
 1834 indemnify the coalition to the extent permitted by s. 768.28.

1835 (o) ~~(p)~~ Execute the standard statewide provider contract
 1836 adopted by the office.

1837 (p) ~~(q)~~ Operate on a full-time and part-time basis and
 1838 provide extended-day and extended-year services to the maximum
 1839 extent possible without compromising the quality of the program
 1840 to meet the needs of parents who work.

1841 (2) Beginning January 1, 2016, child care personnel
 1842 employed by a child care and development program provider must
 1843 hold a high school diploma or its equivalent and be at least 18
 1844 years of age, unless the personnel are not responsible for
 1845 supervising children in care or are under direct supervision and
 1846 are not counted for the purposes of computing the personnel-to-

1847 child ratio.

1848 (3) Beginning January 1, 2015, child care personnel
 1849 employed by a child care and development program provider must
 1850 be trained in first aid and infant and child cardiopulmonary
 1851 resuscitation, as evidenced by current documentation of course
 1852 completion, unless the personnel are not responsible for
 1853 supervising children in care. As a condition of employment,
 1854 personnel hired on or after January 1, 2015, must complete this
 1855 training within 30 days after employment.

1856 (4)~~(2)~~ If a child care and development ~~school readiness~~
 1857 program provider fails or refuses to comply with this part or
 1858 any contractual obligation of the statewide provider contract
 1859 under s. 1002.82(2) (m), the coalition may revoke the provider's
 1860 eligibility to deliver the child care and development ~~school~~
 1861 ~~readiness~~ program or receive state or federal funds under this
 1862 chapter for ~~a period of~~ 5 years.

1863 (5)~~(3)~~ The office and the coalitions may not:

1864 (a) Impose any requirement on a child care provider or
 1865 early childhood education provider that does not deliver
 1866 services under the child care and development ~~school readiness~~
 1867 program or receive state or federal funds under this part;

1868 (b) Impose any requirement on a child care and development
 1869 ~~school readiness~~ program provider that exceeds the authority
 1870 provided under this part or part V of this chapter or rules
 1871 adopted pursuant to this part or part V of this chapter; or

1872 (c) Require a provider to administer a preassessment or

1873 | postassessment.

1874 | Section 28. Subsections (6) and (7) of section 1002.89,
1875 | Florida Statutes, are amended to read:

1876 | 1002.89 Child care and development ~~School-readiness~~
1877 | program; funding.—

1878 | (6) Costs shall be kept to the minimum necessary for the
1879 | efficient and effective administration of the child care and
1880 | development ~~school-readiness~~ program with the highest priority
1881 | of expenditure being direct services for eligible children.

1882 | However, no more than 5 percent of the funds described in
1883 | subsection (5) may be used for administrative costs and no more
1884 | than 22 percent of the funds described in subsection (5) may be
1885 | used in any fiscal year for any combination of administrative
1886 | costs, quality activities, and nondirect services as follows:

1887 | (a) Administrative costs as described in 45 C.F.R. s.
1888 | 98.52, which shall include monitoring providers using the
1889 | standard methodology adopted under s. 1002.82 to improve
1890 | compliance with state and federal regulations and law pursuant
1891 | to the requirements of the statewide provider contract adopted
1892 | under s. 1002.82(2)(m).

1893 | (b) Activities to improve the quality of child care as
1894 | described in 45 C.F.R. s. 98.51, which shall be limited to the
1895 | following:

1896 | 1. Developing, establishing, expanding, operating, and
1897 | coordinating resource and referral programs specifically related
1898 | to the provision of comprehensive consumer education to parents

1899 and the public to promote informed child care choices specified
 1900 in 45 C.F.R. s. 98.33 ~~regarding participation in the school~~
 1901 ~~readiness program and parental choice.~~

1902 2. Awarding grants and providing financial support to
 1903 child care and development ~~school readiness~~ program providers
 1904 and their staff to assist them in meeting applicable state
 1905 requirements for child care performance standards, implementing
 1906 developmentally appropriate curricula and related classroom
 1907 resources that support curricula, providing literacy supports,
 1908 obtaining a license or accreditation, and providing professional
 1909 development, including scholarships and other incentives. Any
 1910 grants awarded pursuant to this subparagraph shall comply with
 1911 ~~the requirements of~~ ss. 215.971 and 287.058.

1912 3. Providing training, ~~and~~ technical assistance, and
 1913 financial support for child care and development ~~school~~
 1914 ~~readiness~~ program providers, staff, and parents on standards,
 1915 child screenings, child assessments, developmentally appropriate
 1916 curricula, character development, teacher-child interactions,
 1917 age-appropriate discipline practices, health and safety,
 1918 nutrition, first aid, cardiopulmonary resuscitation, the
 1919 recognition of communicable diseases, and child abuse detection
 1920 and prevention.

1921 4. Providing from among the funds provided for the
 1922 activities described in subparagraphs 1.-3., adequate funding
 1923 for infants and toddlers as necessary to meet federal
 1924 requirements related to expenditures for quality activities for

1925 infant and toddler care.

1926 5. Improving the monitoring of compliance with, and
 1927 enforcement of, applicable state and local requirements as
 1928 described in and limited by 45 C.F.R. s. 98.40.

1929 6. Responding to Warm-Line requests by providers and
 1930 parents ~~related to school readiness program children~~, including
 1931 providing developmental and health screenings to child care and
 1932 development ~~school readiness~~ program children.

1933 (c) Nondirect services as described in applicable Office
 1934 of Management and Budget instructions are those services not
 1935 defined as administrative, direct, or quality services that are
 1936 required to administer the child care and development ~~school~~
 1937 ~~readiness~~ program. Such services include, but are not limited
 1938 to:

- 1939 1. Assisting families to complete the required application
 1940 and eligibility documentation.
- 1941 2. Determining child and family eligibility.
- 1942 3. Recruiting eligible child care providers.
- 1943 4. Processing and tracking attendance records.
- 1944 5. Developing and maintaining a statewide child care
 1945 information system.

1946
 1947 As used in this paragraph, the term "nondirect services" does
 1948 not include payments to child care and development ~~school~~
 1949 ~~readiness~~ program providers for direct services provided to
 1950 children who are eligible under s. 1002.87, administrative costs

1951 as described in paragraph (a), or quality activities as
 1952 described in paragraph (b).

1953 (7) Funds appropriated for the child care and development
 1954 ~~school-readiness~~ program may not be expended for the purchase or
 1955 improvement of land; for the purchase, construction, or
 1956 permanent improvement of any building or facility; or for the
 1957 purchase of buses. However, funds may be expended for minor
 1958 remodeling necessary for the administration of the program and
 1959 upgrading of child care facilities to ensure that providers meet
 1960 state and local child care standards, including applicable
 1961 health and safety requirements.

1962 Section 29. Subsection (7) of section 1002.91, Florida
 1963 Statutes, is amended to read:

1964 1002.91 Investigations of fraud or overpayment;
 1965 penalties.—

1966 (7) The early learning coalition may not contract with a
 1967 child care and development ~~school-readiness~~ program provider, ~~or~~
 1968 a Voluntary Prekindergarten Education Program provider, or an
 1969 individual who is on the United States Department of Agriculture
 1970 National Disqualified List. In addition, the coalition may not
 1971 contract with any provider that shares an officer or director
 1972 with a provider that is on the United States Department of
 1973 Agriculture National Disqualified List.

1974 Section 30. Paragraph (d) of subsection (3) of section
 1975 1002.94, Florida Statutes, is amended to read:

1976 1002.94 Child Care Executive Partnership Program.—

1977 (3)
 1978 (d) Each early learning coalition shall establish a
 1979 community child care task force ~~for each child care purchasing~~
 1980 ~~pool~~. The task force must be composed of employers, parents,
 1981 private child care providers, and one representative from the
 1982 local children's services council, if one exists in the area ~~of~~
 1983 ~~the purchasing pool~~. The early learning coalition is expected to
 1984 recruit the task force members from existing child care
 1985 councils, commissions, or task forces already operating in the
 1986 area ~~of a purchasing pool~~. A majority of the task force shall
 1987 consist of employers.

1988 Section 31. The Office of Early Learning shall conduct a
 1989 2-year pilot project to study the impact of assessing the early
 1990 literacy skills of Voluntary Prekindergarten Education Program
 1991 participants who are English Language Learners, in both English
 1992 and Spanish. The assessments must include, at a minimum, the
 1993 first administration of the Florida Assessments for Instruction
 1994 in Reading in kindergarten and an appropriate alternative
 1995 assessment in Spanish. The study must include a review of the
 1996 kindergarten screening results for 2009-2010 and 2010-2011
 1997 program participants and their subsequent Florida Comprehensive
 1998 Assessment Test scores. The office shall annually report its
 1999 findings to the Governor, the President of the Senate, and the
 2000 Speaker of the House of Representatives by July 1, 2015, and
 2001 July 1, 2016.

2002 Section 32. This act shall take effect July 1, 2014.