

Amendment No. 6

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN	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

1 Committee/Subcommittee hearing bill: Education Appropriations
2 Subcommittee

3 Representative O'Toole offered the following:
4

5 **Amendment (with title amendment)**

6 Remove lines 1866-2005 and insert:

7 Section 31. Subsections (3) and (7) of section 1002.91,
8 Florida Statutes, are amended to read:

9 1002.91 Investigations of fraud or overpayment;
10 penalties.-

11 (3) Based on the results of the investigation, the office
12 may, in its discretion, refer the investigation to the
13 Department of Financial Services for criminal investigation or
14 refer the matter to the applicable coalition. Any suspected
15 criminal violation identified by the office must be referred to

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16 the Department of Financial Services or to the appropriate law
17 enforcement agency for criminal investigation.

18 (7) The early learning coalition may not contract with a
19 school readiness program provider, or a Voluntary
20 Prekindergarten Education Program provider, or an individual who
21 is on the United States Department of Agriculture National
22 Disqualified List. In addition, the coalition may not contract
23 with any provider that shares an officer or director with a
24 provider that is on the United States Department of Agriculture
25 National Disqualified List.

26 Section 32. Effective upon this act becoming a law,
27 section 1002.94, Florida Statutes, is amended to read:

28 1002.94 Child Care Executive Partnership Program.—

29 (1) There is created a body politic and corporate known as
30 the Child Care Executive Partnership which shall establish and
31 govern the Child Care Executive Partnership Program. The purpose
32 of the Child Care Executive Partnership Program is to use state
33 and federal funds as incentives for matching local funds derived
34 from private businesses, local governments, employers,
35 charitable foundations and other not-for-profit entities,
36 counties, municipalities, and children's services councils
37 established pursuant to s. 125.901 other sources so that Florida
38 communities may create local flexible partnerships with
39 employers. The Child Care Executive Partnership Program funds
40 shall be used at the discretion of local communities to meet the

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41 needs of working parents. A child care purchasing pool shall be
42 developed with the state, federal, and local funds to provide
43 subsidies to low-income working parents whose family income does
44 not exceed the allowable income for any federally subsidized
45 child care program by establishing child care purchasing pools
46 using state, federal, and local funds with a dollar-for-dollar
47 match from private businesses, employers, charitable foundations
48 and other not-for-profit entities, counties, municipalities
49 local government, and children's services councils established
50 pursuant to s. 125.901 other matching contributions. The funds
51 used from the child care purchasing pool must be used to
52 supplement or extend the use of existing public or private funds
53 for direct services.

54 (2) The Child Care Executive Partnership, staffed by the
55 office, shall consist of a total of five members who represent
56 private sector corporate businesses that are not child care. a
57 representative of the Executive Office of The Governor shall
58 appoint three members, and the President of the Senate and
59 Speaker of the House of Representatives shall each appoint one
60 member nine members of the corporate or child care community,
61 appointed by the Governor.

62 (a) Members shall serve for a period of 4 years, except
63 that the representative of the Executive Office of the Governor
64 shall serve at the pleasure of the Governor.

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65 (b) The Child Care Executive Partnership shall be chaired
66 by a member chosen by a majority vote and shall meet at least
67 quarterly and at other times upon the call of the chair. The
68 Child Care Executive Partnership may use any method of
69 telecommunications to conduct meetings, including establishing a
70 quorum through telecommunications, only if the public is given
71 proper notice of a telecommunications meeting and reasonable
72 access to observe and, when appropriate, participate.

73 (c) Members shall serve without compensation, but may be
74 reimbursed for per diem and travel expenses in accordance with
75 s. 112.061.

76 (d) The Child Care Executive Partnership shall have all
77 the powers and authority, not explicitly prohibited by law,
78 necessary to carry out and effectuate the purposes of this
79 section, as well as the functions, duties, and responsibilities
80 of the partnership, including, but not limited to, the
81 following:

82 1. Establish funding priorities and make Making
83 recommendations to the office regarding the allocation of funds
84 to child care purchasing pools concerning the implementation and
85 coordination of the school readiness program.

86 2. Solicit, accept, receive, and invest Soliciting,
87 accepting, receiving, investing, and expending funds from public
88 or private sources.

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89 3. Approve Contracting with public or private entities as
90 necessary.

91 4. Approving an annual budget.

92 4.5. Submit Providing a report to the Governor, the
93 Speaker of the House of Representatives, and the President of
94 the Senate on or before December 1 of each year documenting the
95 activities specified in this paragraph and identifying the
96 sources of contributions.

97

98 Notwithstanding this subsection, the corporate body politic
99 previously established by prior law is the corporate body
100 politic for purposes of this section and shall continue in
101 existence. All member terms of the existing corporate body
102 politic expire as of June 30, 2013, and new members shall be
103 appointed beginning July 1, 2013, in accordance with this
104 subsection.

105 (3) (a) The Legislature shall annually determine the amount
106 of state or federal low-income child care funds moneys which
107 shall be used to create the Child Care Executive Partnership
108 Program child care purchasing pools in counties chosen by the
109 Child Care Executive partnership provided that at least two of
110 the counties have populations of no more than 300,000. The
111 Legislature shall annually review the effectiveness of the Child
112 Care Partnership in securing contributions from private
113 businesses and the child care purchasing pool program and

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114 reevaluate the percentage of additional state or federal funds,
115 if any, which can be used for the program's expansion.

116 (b) To ensure a seamless service delivery and ease of
117 access for families, the office shall allocate administer the
118 child care purchasing pool funds.

119 (c) The office, in conjunction with the Child Care
120 Executive Partnership, shall disburse develop procedures for
121 disbursement of funds to participating early learning coalitions
122 and the Redlands Christian Migrant Association through the child
123 care purchasing pools. In order to be considered for funding, an
124 early learning coalition, the Redlands Christian Migrant
125 Association, or the office must commit to:

126 1. Matching the state purchasing pool funds on a dollar-
127 for-dollar basis. Each matching contributor shall provide
128 donated funds directly to the early learning coalition or the
129 coalition's contracted designee, or the Redlands Christian
130 Migrant Association. Funds contributed by child care providers
131 for the purpose of providing a child care benefit to employees
132 may not be matched until the coalition, contracted designee, or
133 association verifies that each employee who will receive a
134 subsidy is employed by the child care provider and has enrolled
135 his or her child in child care offered by the provider. Funds
136 contributed by a county or municipality may not be matched
137 unless the county or municipality includes the contribution in
138 the annual budget adopted pursuant to ch. 129 or s. 166.241, as

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139 applicable, and clearly and unambiguously identifies the amount
140 of the contribution and the Child Care Partnership as the
141 recipient of the contribution.

142 2. Expending only those public funds that are matched by
143 private businesses, employers, charitable foundations and other
144 not-for-profit entities, counties, municipalities local
145 government, and children's services councils established
146 pursuant to s. 125.901 other matching contributors who
147 contribute to the purchasing pool. Parents shall also pay a fee,
148 which may not be less than the amount identified in the early
149 learning coalition's or the Redlands Christian Migrant
150 Association's school readiness program sliding fee scale. Funds
151 administered by the Child Care Partnership may not be used to
152 subsidize fees charged to parents.

153 (d) Each early learning coalition shall establish a
154 community child care task force for each child care purchasing
155 pool. The task force must be composed of employers, parents,
156 private child care providers, and one representative from the
157 local children's services council, if one exists in the area of
158 the purchasing pool. The early learning coalition is expected to
159 recruit the task force members from existing child care
160 councils, commissions, or task forces already operating in the
161 area of a purchasing pool. A majority of the task force shall
162 consist of employers.

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163 (d) (e) Each participating early learning coalition and the
164 Redlands Christian Migrant Association shall develop a plan for
165 the use of child care purchasing pool funds. The plan must show
166 how many children will be served by the purchasing pool, how
167 many will be new to receiving child care services, and how the
168 early learning coalition or association intends to attract new
169 employers and their employees to the program.

170 (4) The office shall may adopt any rules to implement and
171 administer necessary for the implementation and administration
172 of this section.

173 (5) This section is repealed July 1, 2018, unless reviewed
174 and saved from repeal through reenactment by the Legislature.
175 Section 33. Effective upon this act becoming law, the Office of
176 Early Learning may allocate or reallocate funds provided in the
177 2014-2015 General Appropriations Act and held by the Child Care
178 Partnership to prevent disenrollment of children from the school
179 readiness program or child care funded through the Child Care
180 Partnership.

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

184 Remove lines 92-99 and insert:
185 amending s. 1002.91, F.S.; requiring the office to refer certain
186 criminal violations to a law enforcement agency; prohibiting an
187 early learning coalition from contracting with specified

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7017 (2015)

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188 persons; amending s. 1002.94, F.S.; revising the purpose,
189 membership, and duties of the Child Care Executive Partnership;
190 providing for future legislative review and repeal of provisions
191 relating to the partnership; authorizing the Office of Early
192 Learning to allocate funds held by the partnership; requiring
193 the