

By Senator Simmons

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1 A bill to be entitled
2 An act relating to the Voluntary Prekindergarten
3 Education Program; amending s. 1002.51, F.S.; defining
4 the term "nonprofit provider"; amending s. 1002.53,
5 F.S.; revising the prekindergarten program options
6 available to certain parents to include a specified
7 in-home, technology-based program; creating s.
8 1002.64, F.S.; authorizing each early learning
9 coalition to administer an in-home, technology-based
10 academic prekindergarten program as part of the
11 Voluntary Prekindergarten Education Program;
12 specifying requirements for the program; requiring the
13 nonprofit provider to provide the early learning
14 coalition with certain program information; requiring
15 the early learning coalition to reimburse an approved
16 nonprofit provider from funds allocated for the
17 Voluntary Prekindergarten Education Program; amending
18 s. 1002.67, F.S.; authorizing a nonprofit provider to
19 select or design a developmentally appropriate
20 curriculum that meets certain requirements; requiring
21 the nonprofit provider to implement a pre- and post-
22 assessment under certain circumstances; requiring each
23 early learning coalition to verify the nonprofit
24 provider meets certain requirements; amending s.
25 1002.69, F.S.; requiring the Office of Early Learning
26 to adopt certain procedures and criteria regarding a
27 nonprofit provider's kindergarten readiness rate;
28 amending s. 1002.71, F.S.; specifying the calculation
29 of a full-time equivalent student in an in-home,

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30 technology-based academic prekindergarten program;
31 requiring the office to adopt a uniform attendance
32 policy for special populations that participate in a
33 specified prekindergarten program; amending s.
34 1002.73, F.S.; revising Department of Education duties
35 regarding nonprofit providers; amending s. 1002.75,
36 F.S.; requiring the office to adopt certain procedures
37 for the Voluntary Prekindergarten Education Program
38 for a nonprofit provider; providing an effective date.
39

40 Be It Enacted by the Legislature of the State of Florida:
41

42 Section 1. Present subsections (5) through (8) of section
43 1002.51, Florida Statutes, are redesignated as subsections (6)
44 through (9), respectively, and a new subsection (5) is added to
45 that section, to read:

46 1002.51 Definitions.—As used in this part, the term:

47 (5) "Nonprofit provider" means a s. 501(c)(3) of the
48 Internal Revenue Code organization that is eligible to deliver
49 an in-home, technology-based academic prekindergarten program
50 for special populations under s. 1002.64.

51 Section 2. Subsection (3), paragraph (b) of subsection (4),
52 subsection (5), and paragraphs (a) and (c) of subsection (6) of
53 section 1002.53, Florida Statutes, are amended to read:

54 1002.53 Voluntary Prekindergarten Education Program;
55 eligibility and enrollment.—

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

58 (a) A school-year prekindergarten program delivered by a

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59 private prekindergarten provider under s. 1002.55.~~†~~

60 (b) A summer prekindergarten program delivered by a public
61 school or private prekindergarten provider under s. 1002.61.~~†~~

62 (c) A school-year prekindergarten program delivered by a
63 public school.~~†~~~~or~~

64 (d) A specialized instructional services program for
65 children who have disabilities, if the child has been evaluated
66 and determined as eligible, has a current individual educational
67 plan developed by the local school board, and is eligible for
68 the program under s. 1002.66.

69 (e) An in-home, technology-based academic prekindergarten
70 program for special populations delivered by a nonprofit
71 provider under s. 1002.64.

72

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

75 (4)

76 (b) The application must be submitted on forms prescribed
77 by the Office of Early Learning and must be accompanied by a
78 certified copy of the child's birth certificate. The forms must
79 include a certification, in substantially the form provided in
80 s. 1002.71(6)(b)2., that the parent chooses the private
81 prekindergarten provider, nonprofit provider, or public school
82 in accordance with this section and directs that payments for
83 the program be made to the provider or school. The Office of
84 Early Learning may authorize alternative methods for submitting
85 proof of the child's age in lieu of a certified copy of the
86 child's birth certificate.

87 (5) The early learning coalition shall provide each parent

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88 enrolling a child in the Voluntary Prekindergarten Education
89 Program with a profile of every private prekindergarten
90 provider, nonprofit provider, and public school delivering the
91 program within the county where the child is being enrolled. The
92 profiles shall be provided to parents in a format prescribed by
93 the Office of Early Learning. The profiles must include, at a
94 minimum, the following information about each provider and
95 school:

96 (a) The provider's or school's services, curriculum,
97 instructor credentials, and instructor-to-student ratio, as
98 appropriate; and

99 (b) The provider's or school's kindergarten readiness rate
100 calculated in accordance with s. 1002.69, based upon the most
101 recent available results of the statewide kindergarten
102 screening.

103 (6) (a) A parent may enroll his or her child with any
104 private prekindergarten provider or nonprofit provider that is
105 eligible to deliver the Voluntary Prekindergarten Education
106 Program under this part; however, the provider may determine
107 whether to admit any child. An early learning coalition may not
108 limit the number of students admitted by any private
109 prekindergarten provider or nonprofit provider for enrollment in
110 the program. However, this paragraph does not authorize an early
111 learning coalition to allow a provider to exceed any staff-to-
112 children ratio, square footage per child, or other requirement
113 imposed under ss. 402.301-402.319 as a result of admissions in
114 the prekindergarten program.

115 (c) Each private prekindergarten provider, nonprofit
116 provider, and public school must comply with the

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117 antidiscrimination requirements of 42 U.S.C. s. 2000d,
118 regardless of whether the provider or school receives federal
119 financial assistance. A private prekindergarten provider,
120 nonprofit provider, or public school may not discriminate
121 against a parent or child, including the refusal to admit a
122 child for enrollment in the Voluntary Prekindergarten Education
123 Program, in violation of these antidiscrimination requirements.

124 Section 3. Section 1002.64, Florida Statutes, is created to
125 read:

126 1002.64 Prekindergarten program delivered by nonprofit
127 providers.-

128 (1) Each early learning coalition may administer the
129 Voluntary Prekindergarten Education Program at the county or
130 regional level for special populations enrolled under s.
131 1002.53(3)(e) in an in-home, technology-based academic
132 prekindergarten program delivered by a nonprofit provider. The
133 early learning coalition shall determine the special populations
134 for its area, which may include low-income families, rural parts
135 of the state, or high concentrations of English language
136 learners.

137 (2) Each in-home, technology-based academic prekindergarten
138 program provided by a nonprofit provider must include at least
139 45 instructional hours.

140 (3) Each in-home, technology-based academic prekindergarten
141 program must contain all of the following elements:

142 (a) Be designed to improve a child's transition into
143 elementary education and include content in reading,
144 mathematics, and science.

145 (b) Be aligned with early learning standards, such as "12

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146 Principles of Child Development and Learning that Inform
147 Practice” by the National Association for the Education of Young
148 Children and “Head Start Early Learning Outcomes Framework.”

149 (c) Be administered by a s. 501(c)(3) of the Internal
150 Revenue Code organization and be provided to an eligible student
151 in the student’s home.

152 (d) Provide for the installation of a computer and Internet
153 access in the homes of low-income families, as defined by the
154 early learning coalition, who do not otherwise have access to
155 such equipment or service.

156 (e) Demonstrate a record of past success through results on
157 independent, valid, and reliable evaluations, such as a
158 randomized controlled trial or a longitudinal study.

159 (f) Include a parental engagement and involvement
160 component, with support models provided in English, Spanish, and
161 other languages, as needed.

162 (4) The nonprofit provider shall provide the early learning
163 coalition with all of the following information regarding its
164 program:

165 (a) The number of families who are:

166 1. Volunteering to participate in the program;

167 2. Selected to participate in the program;

168 3. Requesting computers; and

169 4. Furnished computers.

170 (b) The frequency of use of the instructional software.

171 (c) Obstacles encountered with hardware, software usage, or
172 providing technical assistance to families.

173 (d) Parental feedback on the program.

174 (e) Student growth on assessments over the course of the

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175 program, including interim outcomes.

176 (5) The early learning coalition shall reimburse an
177 approved nonprofit provider for authorized services provided to
178 an eligible child; however, the cumulative total reimbursement
179 for a child may not exceed the base student allocation provided
180 for the Voluntary Prekindergarten Education Program in the
181 General Appropriations Act. Providers shall be reimbursed from
182 funds allocated to the early learning coalition for the
183 Voluntary Prekindergarten Education Program.

184 Section 4. Subsection (2), paragraph (a) of subsection (3),
185 and subsection (4) of section 1002.67, Florida Statutes, are
186 amended to read:

187 1002.67 Performance standards; curricula and
188 accountability.—

189 (2) (a) Each private prekindergarten provider, nonprofit
190 provider, and public school may select or design the curriculum
191 that the provider or school uses to implement the Voluntary
192 Prekindergarten Education Program, except as otherwise required
193 for a provider or school that is placed on probation under
194 paragraph (4) (c).

195 (b) Each private prekindergarten provider's, nonprofit
196 provider's, and public school's curriculum must be
197 developmentally appropriate and must:

198 1. Be designed to prepare a student for early literacy;

199 2. Enhance the age-appropriate progress of students in
200 attaining the performance standards adopted by the department
201 under subsection (1); and

202 3. Prepare students to be ready for kindergarten based upon
203 the statewide kindergarten screening administered under s.

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204 1002.69.

205 (c) The office shall review and approve curricula for use
206 by private prekindergarten providers and public schools that are
207 placed on probation under paragraph (4) (c). The office shall
208 maintain a list of the curricula approved under this paragraph.
209 Each approved curriculum must meet the requirements of paragraph
210 (b).

211 (3) (a) Contingent upon legislative appropriation, each
212 private prekindergarten provider, nonprofit provider, and public
213 school in the Voluntary Prekindergarten Education Program must
214 implement an evidence-based pre- and post-assessment that has
215 been approved by rule of the State Board of Education.

216 (4) (a) Each early learning coalition shall verify that each
217 private prekindergarten provider and nonprofit provider
218 delivering the Voluntary Prekindergarten Education Program
219 within the coalition's county or multicounty region complies
220 with this part. Each district school board shall verify that
221 each public school delivering the program within the school
222 district complies with this part.

223 (b) If a private prekindergarten provider, nonprofit
224 provider, or public school fails or refuses to comply with this
225 part, or if a provider or school engages in misconduct, the
226 office shall require the early learning coalition to remove the
227 provider and require the school district to remove the school
228 from eligibility to deliver the Voluntary Prekindergarten
229 Education Program and receive state funds under this part for a
230 period of 5 years.

231 (c)1. If the kindergarten readiness rate of a private
232 prekindergarten provider, nonprofit provider, or public school

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233 falls below the minimum rate adopted by the office as
234 satisfactory under s. 1002.69(6), the early learning coalition
235 or school district, as applicable, shall require the provider or
236 school to submit an improvement plan for approval by the
237 coalition or school district, as applicable, and to implement
238 the plan; shall place the provider or school on probation; and
239 shall require the provider or school to take certain corrective
240 actions, including the use of a curriculum approved by the
241 office under paragraph (2)(c) or a staff development plan to
242 strengthen instruction in language development and phonological
243 awareness approved by the office.

244 2. A private prekindergarten provider, nonprofit provider,
245 or public school that is placed on probation must continue the
246 corrective actions required under subparagraph 1., including the
247 use of a curriculum or a staff development plan to strengthen
248 instruction in language development and phonological awareness
249 approved by the office, until the provider or school meets the
250 minimum rate adopted by the office as satisfactory under s.
251 1002.69(6). Failure to implement an approved improvement plan or
252 staff development plan shall result in the termination of the
253 provider's contract to deliver the Voluntary Prekindergarten
254 Education Program for a period of 5 years.

255 3. If a private prekindergarten provider, nonprofit
256 provider, or public school remains on probation for 2
257 consecutive years and fails to meet the minimum rate adopted by
258 the office as satisfactory under s. 1002.69(6) and is not
259 granted a good cause exemption by the office pursuant to s.
260 1002.69(7), the office shall require the early learning
261 coalition or the school district to remove, as applicable, the

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262 provider or school from eligibility to deliver the Voluntary
263 Prekindergarten Education Program and receive state funds for
264 the program for a period of 5 years.

265 (d) Each early learning coalition and the office shall
266 coordinate with the Child Care Services Program Office of the
267 Department of Children and Families to minimize interagency
268 duplication of activities for monitoring private prekindergarten
269 providers and nonprofit providers for compliance with
270 requirements of the Voluntary Prekindergarten Education Program
271 under this part, the school readiness program under part VI of
272 this chapter, and the licensing of providers under ss. 402.301-
273 402.319.

274 Section 5. Subsections (5), (6), and (7) of section
275 1002.69, Florida Statutes, are amended to read:

276 1002.69 Statewide kindergarten screening; kindergarten
277 readiness rates; state-approved prekindergarten enrollment
278 screening; good cause exemption.-

279 (5) The office shall adopt procedures to annually calculate
280 each private prekindergarten provider's, nonprofit provider's,
281 and public school's kindergarten readiness rate, which must be
282 expressed as the percentage of the provider's or school's
283 students who are assessed as ready for kindergarten. The
284 methodology for calculating each provider's kindergarten
285 readiness rate must include student learning gains when
286 available and the percentage of students who meet all state
287 readiness measures. The rates must not include students who are
288 not administered the statewide kindergarten screening. The
289 office shall determine learning gains using a value-added
290 measure based on growth demonstrated by the results of the

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291 preassessment and postassessment from at least 2 successive
292 years of administration of the preassessment and postassessment.

293 (6) The office shall periodically adopt a minimum
294 kindergarten readiness rate that, if achieved by a private
295 prekindergarten provider, nonprofit provider, or public school,
296 would demonstrate the provider's or school's satisfactory
297 delivery of the Voluntary Prekindergarten Education Program.

298 (7) (a) Notwithstanding s. 1002.67(4)(c)3., the office, upon
299 the request of a private prekindergarten provider, nonprofit
300 provider, or public school that remains on probation for 2
301 consecutive years or more and subsequently fails to meet the
302 minimum rate adopted under subsection (6) and for good cause
303 shown, may grant to the provider or school an exemption from
304 being determined ineligible to deliver the Voluntary
305 Prekindergarten Education Program and receive state funds for
306 the program. Such exemption is valid for 1 year and, upon the
307 request of the private prekindergarten provider, nonprofit
308 provider, or public school and for good cause shown, may be
309 renewed.

310 (b) A private prekindergarten provider's, nonprofit
311 provider's, or public school's request for a good cause
312 exemption, or renewal of such an exemption, must be submitted to
313 the office in the manner and within the timeframes prescribed by
314 the office and must include the following:

315 1. Submission of data by the private prekindergarten
316 provider, nonprofit provider, or public school which documents
317 the achievement and progress of the children served as measured
318 by the state-approved prekindergarten enrollment screening and
319 the standardized postassessment approved by the office pursuant

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320 to subparagraph (c)1.

321 2. Submission and review of data available from the
322 respective early learning coalition or district school board,
323 the Department of Children and Families, local licensing
324 authority, or an accrediting association, as applicable,
325 relating to the private prekindergarten provider's or public
326 school's compliance with state and local health and safety
327 standards, as appropriate.

328 3. Submission and review of data available to the office on
329 the performance of the children served and the calculation of
330 the private prekindergarten provider's or public school's
331 kindergarten readiness rate.

332 (c) The office shall adopt criteria for granting good cause
333 exemptions. Such criteria shall include, but are not limited to:

334 1. Learning gains of children served in the Voluntary
335 Prekindergarten Education Program by the private prekindergarten
336 provider, nonprofit provider, or public school.

337 2. Verification that local and state health and safety
338 requirements are met.

339 (d) A good cause exemption may not be granted to any
340 private prekindergarten provider that has any class I violations
341 or two or more class II violations within the 2 years preceding
342 the provider's or school's request for the exemption. For
343 purposes of this paragraph, class I and class II violations have
344 the same meaning as provided in s. 402.281(4).

345 (e) A private prekindergarten provider, nonprofit provider,
346 or public school granted a good cause exemption shall continue
347 to implement its improvement plan and continue the corrective
348 actions required under s. 1002.67(4)(c)1., including the use of

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349 a curriculum approved by the office, until the provider or
350 school meets the minimum rate adopted under subsection (6).

351 (f) If a good cause exemption is granted to a private
352 prekindergarten provider or nonprofit provider who remains on
353 probation for 2 consecutive years, the office shall notify the
354 early learning coalition of the good cause exemption and direct
355 that the coalition, notwithstanding s. 1002.67(4)(c)3., not
356 remove the provider from eligibility to deliver the Voluntary
357 Prekindergarten Education Program or to receive state funds for
358 the program, if the provider meets all other applicable
359 requirements of this part.

360 Section 6. Paragraph (b) of subsection (3) and subsections
361 (6) and (8) of section 1002.71, Florida Statutes, are amended,
362 and paragraph (d) is added to subsection (2) of that section, to
363 read:

364 1002.71 Funding; financial and attendance reporting.-

365 (2) A full-time equivalent student in the Voluntary
366 Prekindergarten Education Program shall be calculated as
367 follows:

368 (d) For a special population student in an in-home,
369 technology-based academic prekindergarten program delivered by a
370 nonprofit provider: 45 instructional hours.

371
372 Except as provided in subsection (4), a student may not be
373 reported for funding purposes as more than one full-time
374 equivalent student.

375 (3)

376 (b) Each county's allocation per full-time equivalent
377 student in the Voluntary Prekindergarten Education Program shall

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378 be calculated annually by multiplying the base student
379 allocation provided in the General Appropriations Act by the
380 county's district cost differential provided in s. 1011.62(2).
381 Each private prekindergarten provider, nonprofit provider, and
382 public school shall be paid in accordance with the county's
383 allocation per full-time equivalent student.

384 (6) (a) Each parent enrolling his or her child in the
385 Voluntary Prekindergarten Education Program must agree to comply
386 with the attendance policy of the private prekindergarten
387 provider, nonprofit provider, or district school board, as
388 applicable. Upon enrollment of the child, the private
389 prekindergarten provider, nonprofit provider, or public school,
390 as applicable, must provide the child's parent with a copy of
391 the provider's or school district's attendance policy, as
392 applicable.

393 (b) 1. Each private prekindergarten provider's, nonprofit
394 provider's, and district school board's attendance policy must
395 require the parent of each student in the Voluntary
396 Prekindergarten Education Program to verify, each month, the
397 student's attendance on the prior month's certified student
398 attendance.

399 2. The parent must submit the verification of the student's
400 attendance to the private prekindergarten provider, nonprofit
401 provider, or public school on forms prescribed by the Office of
402 Early Learning. The forms must include, in addition to the
403 verification of the student's attendance, a certification, in
404 substantially the following form, that the parent continues to
405 choose the private prekindergarten provider, nonprofit provider,
406 or public school in accordance with s. 1002.53 and directs that

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407 payments for the program be made to the provider or school:

408
409 VERIFICATION OF STUDENT'S ATTENDANCE
410 AND CERTIFICATION OF PARENTAL CHOICE
411

412 I, ...(Name of Parent)..., swear (or affirm) that my child,
413 ...(Name of Student)..., attended the Voluntary Prekindergarten
414 Education Program on the days listed above and certify that I
415 continue to choose ...(Name of Provider or School)... to deliver
416 the program for my child and direct that program funds be paid
417 to the provider or school for my child.

418 ... (Signature of Parent)...

419 ... (Date)...

420
421 3. The private prekindergarten provider, nonprofit
422 provider, or public school must keep each original signed form
423 for at least 2 years. Each private prekindergarten provider must
424 permit the early learning coalition, and each public school must
425 permit the school district, to inspect the original signed forms
426 during normal business hours. The Office of Early Learning shall
427 adopt procedures for early learning coalitions and school
428 districts to review the original signed forms against the
429 certified student attendance. The review procedures shall
430 provide for the use of selective inspection techniques,
431 including, but not limited to, random sampling. Each early
432 learning coalition and the school districts must comply with the
433 review procedures.

434 (c) A private prekindergarten provider, nonprofit provider,
435 or school district, as applicable, may dismiss a student who

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436 does not comply with the provider's or district's attendance
437 policy. A student dismissed under this paragraph is not removed
438 from the Voluntary Prekindergarten Education Program and may
439 continue in the program through reenrollment with another
440 private prekindergarten provider, nonprofit provider, or public
441 school. Notwithstanding s. 1002.53(6)(b), a school district is
442 not required to provide for the admission of a student dismissed
443 under this paragraph.

444 (d) The Office of Early Learning shall adopt, for funding
445 purposes, a uniform attendance policy for the Voluntary
446 Prekindergarten Education Program. The attendance policy must
447 apply statewide and apply equally to all private prekindergarten
448 providers and public schools. The attendance policy must include
449 at least the following provisions:

450 1. A student's attendance may be reported on a pro rata
451 basis as a fractional part of a full-time equivalent student.

452 2. At a maximum, 20 percent of the total payment made on
453 behalf of a student to a private prekindergarten provider or a
454 public school may be for hours a student is absent.

455 3. A private prekindergarten provider or public school may
456 not receive payment for absences that occur before a student's
457 first day of attendance or after a student's last day of
458 attendance.

459

460 The uniform attendance policy shall be used only for funding
461 purposes and does not prohibit a private prekindergarten
462 provider or public school from adopting and enforcing its
463 attendance policy under paragraphs (a) and (c).

464 (e) Notwithstanding paragraph (d), the Office of Early

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465 Learning shall adopt, for funding purposes, a uniform attendance
466 policy for special population students who participate in an in-
467 home, technology-based academic prekindergarten program under s.
468 1002.64.

469 (8) Except as otherwise expressly authorized by law, a
470 private prekindergarten provider, nonprofit provider, or public
471 school may not:

472 (a) Require payment of a fee or charge for services
473 provided for a child enrolled in the Voluntary Prekindergarten
474 Education Program during a period reported for funding purposes;
475 or

476 (b) Require a child to enroll for, or require the payment
477 of any fee or charge for, supplemental services as a condition
478 of admitting a child for enrollment in the Voluntary
479 Prekindergarten Education Program.

480 Section 7. Paragraph (g) of subsection (2) and subsection
481 (3) of section 1002.73, Florida Statutes, are amended to read:

482 1002.73 Department of Education; powers and duties;
483 accountability requirements.—

484 (2) The department shall adopt procedures for its:

485 (g) Granting of a private prekindergarten provider's,
486 nonprofit provider's, or public school's request for a good
487 cause exemption under s. 1002.69(7).

488 (3) Except as provided by law, the department may not
489 impose requirements on a private prekindergarten provider or
490 nonprofit provider that does not deliver the Voluntary
491 Prekindergarten Education Program or receive state funds under
492 this part.

493 Section 8. Paragraphs (b) through (i) of subsection (2),

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494 paragraphs (b) and (c) of subsection (3), and subsection (5) of
495 section 1002.75, Florida Statutes, are amended to read:

496 1002.75 Office of Early Learning; powers and duties.—

497 (2) The Office of Early Learning shall adopt procedures
498 governing the administration of the Voluntary Prekindergarten
499 Education Program by the early learning coalitions and school
500 districts for:

501 (b) Providing parents with profiles of private
502 prekindergarten providers, nonprofit providers, and public
503 schools under s. 1002.53.

504 (c) Registering private prekindergarten providers, nonprofit providers,
505 and public schools to deliver the program
506 under ss. 1002.55, 1002.61, ~~and~~ 1002.63, and 1002.64.

507 (d) Determining the eligibility of private prekindergarten
508 providers and nonprofit providers to deliver the program under
509 ss. 1002.55, ~~and~~ 1002.61, and 1002.64 and streamlining the
510 process of provider eligibility whenever possible.

511 (e) Verifying the compliance of private prekindergarten
512 providers, nonprofit providers, and public schools and removing
513 providers or schools from eligibility to deliver the program due
514 to noncompliance or misconduct as provided in s. 1002.67.

515 (f) Paying private prekindergarten providers, nonprofit
516 providers, and public schools under s. 1002.71.

517 (g) Documenting and certifying student enrollment and
518 student attendance under s. 1002.71.

519 (h) Reconciling advance payments in accordance with the
520 uniform attendance policy under s. 1002.71.

521 (i) Reenrolling students dismissed by a private
522 prekindergarten provider, nonprofit provider, or public school

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523 for noncompliance with the provider's or school district's
524 attendance policy under s. 1002.71.

525 (3) The Office of Early Learning shall adopt, in
526 consultation with and subject to approval by the department,
527 procedures governing the administration of the Voluntary
528 Prekindergarten Education Program by the early learning
529 coalitions and school districts for:

530 (b) Placing private prekindergarten providers, nonprofit
531 providers, and public schools on probation and requiring
532 corrective actions under s. 1002.67.

533 (c) Removing a private prekindergarten provider, nonprofit
534 provider, or public school from eligibility to deliver the
535 program due to the provider's or school's remaining on probation
536 beyond the time permitted under s. 1002.67.

537 (5) Except as provided by law, the Office of Early Learning
538 may not impose requirements on a private prekindergarten
539 provider, nonprofit provider, or public school that does not
540 deliver the Voluntary Prekindergarten Education Program or
541 receive state funds under this part.

542 Section 9. This act shall take effect July 1, 2018.