

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	___	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Committee/Subcommittee hearing bill: Education & Employment
2 Committee

3 Representative Snyder offered the following:

4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Paragraph (a) of subsection (7) of section

8 402.305, Florida Statutes, is amended to read:

9 402.305 Licensing standards; child care facilities.—

10 (7) SANITATION AND SAFETY.—

11 (a) Minimum standards shall include requirements for
12 sanitary and safety conditions, first aid treatment, emergency
13 procedures, and pediatric cardiopulmonary resuscitation. The
14 minimum standards shall require that at least one staff person
15 trained in person in cardiopulmonary resuscitation, as evidenced

Amendment No. 1

16 by current documentation of course completion, must be present
17 at all times that children are present.

18 Section 2. Subsection (4) of section 1002.61, Florida
19 Statutes, is amended to read:

20 1002.61 Summer prekindergarten program delivered by public
21 schools and private prekindergarten providers.—

22 (4) Notwithstanding ss. 1002.55(3)(c)1. and 1002.63(4),
23 each public school and private prekindergarten provider must
24 have, for each prekindergarten class, at least one
25 prekindergarten instructor who is a certified teacher or holds
26 one of the educational credentials specified in s. 1002.55(4)(a)
27 or (b), or an educational credential specified in s.

28 1002.55(3)(c)1. as long as the instructor has completed the
29 early literacy micro-credential program under s. 1003.485. As
30 used in this subsection, the term "certified teacher" means a
31 teacher holding a valid Florida educator certificate under s.
32 1012.56 who has the qualifications required by the district
33 school board to instruct students in the summer prekindergarten
34 program. In selecting instructional staff for the summer
35 prekindergarten program, each school district shall give
36 priority to teachers who have experience or coursework in early
37 childhood education and have completed emergent literacy and
38 performance standards courses, as provided for in s.
39 1002.55(3)(c)2.

Amendment No. 1

40 Section 3. Paragraph (b) of subsection (2) of section
41 1002.67, Florida Statutes, is amended to read:

42 1002.67 Performance standards and curricula.—

43 (2)

44 (b) Each private prekindergarten provider's and public
45 school's curriculum must be developmentally appropriate and
46 must:

47 1. Be designed to prepare a student for early literacy and
48 provide for instruction in early math skills;

49 2. Develop students' background knowledge through a
50 content-rich and sequential knowledge building early literacy
51 curriculum;

52 3. Enhance the age-appropriate progress of students in
53 attaining the performance standards adopted by the department
54 under subsection (1); and

55 4. Support student learning gains through differentiated
56 instruction that must ~~shall~~ be measured by the coordinated
57 screening and progress monitoring program under s. 1008.25(9). A
58 private prekindergarten provider's or public school's curriculum
59 may not use the coordinated screening and progress monitoring
60 program or any other progress monitoring program for direct
61 student instruction. A private prekindergarten provider or
62 public school may not allow any student to view an electronic
63 screen, commonly known as screen time, for more than 10 percent
64 of the day. As used in this subparagraph, the term "screen"

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Amendment No. 1

65 includes, but is not limited to, a television, a computer, a
66 tablet, a virtual reality device, a mobile telephone, or a
67 gaming console. Any such screen time must involve activities
68 directly related to the Voluntary Prekindergarten Education
69 Program standards. This limitation does not include
70 administration of the coordinated screening and progress
71 monitoring system as required under s. 1008.25(9).

72 Section 4. Paragraph (d) of subsection (6) of section
73 1002.68, Florida Statutes, is amended, and paragraph (c) of
74 subsection (4) of that section is republished, to read:

75 1002.68 Voluntary Prekindergarten Education Program
76 accountability.—

77 (4)

78 (c) The program assessment composite score and performance
79 metric must be calculated for each private prekindergarten or
80 public school site.

81 (6)

82 (d) A good cause exemption may not be granted to any
83 private prekindergarten provider or public school that has any
84 class I violations or three ~~two~~ or more of the same class II
85 violations, as defined by rule of the Department of Children and
86 Families, within the 2 years preceding the provider's or
87 school's request for the exemption.

88 Section 5. Upon the expiration and reversion of the
89 amendments made to section 1002.68, Florida Statutes, pursuant

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Amendment No. 1

90 to section 6 of chapter 2023-240, Laws of Florida, paragraphs
91 (a) and (f) of subsection (4) of section 1002.68, Florida
92 Statutes, are amended, and subsection (5) and paragraph (e) of
93 subsection (6) of that section are republished, to read:

94 1002.68 Voluntary Prekindergarten Education Program
95 accountability.—

96 (4)(a) Beginning with the 2023-2024 ~~2022-2023~~ program
97 year, the department shall adopt a methodology for calculating
98 each private prekindergarten provider's and public school
99 provider's performance metric, which must be based on a
100 combination of the following:

101 1. Program assessment composite scores under subsection
102 (2), which must be weighted at no less than 50 percent.

103 2. Learning gains operationalized as change-in-ability
104 scores from the initial and final progress monitoring results
105 described in subsection (1).

106 3. Norm-referenced developmental learning outcomes
107 described in subsection (1).

108 (f) The department shall adopt procedures to annually
109 calculate each private prekindergarten provider's and public
110 school's performance metric, based on the methodology adopted in
111 paragraphs (a) and (b), and assign a designation under paragraph
112 (d). Beginning with the 2024-2025 ~~2023-2024~~ program year, each
113 private prekindergarten provider or public school shall be
114 assigned a designation within 45 days after the conclusion of

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Published On: 2/20/2024 5:51:34 PM

Amendment No. 1

115 the school-year Voluntary Prekindergarten Education Program
116 delivered by all participating private prekindergarten providers
117 or public schools and within 45 days after the conclusion of the
118 summer Voluntary Prekindergarten Education Program delivered by
119 all participating private prekindergarten providers or public
120 schools.

121 (5)(a) If a public school's or private prekindergarten
122 provider's program assessment composite score for its
123 prekindergarten classrooms fails to meet the minimum program
124 assessment composite score for contracting adopted in rule by
125 the department, the private prekindergarten provider or public
126 school may not participate in the Voluntary Prekindergarten
127 Education Program beginning in the consecutive program year and
128 thereafter until the public school or private prekindergarten
129 provider meets the minimum composite score for contracting. A
130 public school or private prekindergarten provider may request
131 one program assessment per program year in order to requalify
132 for participation in the Voluntary Prekindergarten Education
133 Program, provided that the public school or private
134 prekindergarten provider is not excluded from participation
135 under ss. 1002.55(6), 1002.61(10)(b), 1002.63(9)(b), or
136 paragraph (5)(b) of this section. If a public school or private
137 prekindergarten provider would like an additional program
138 assessment completed within the same program year, the public
139 school or private prekindergarten provider shall be responsible

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Published On: 2/20/2024 5:51:34 PM

Amendment No. 1

140 for the cost of the program assessment.

141 (b) If a private prekindergarten provider's or public
142 school's performance metric or designation falls below the
143 minimum performance metric or designation, the early learning
144 coalition shall:

145 1. Require the provider or school to submit for approval
146 to the early learning coalition an improvement plan and
147 implement the plan.

148 2. Place the provider or school on probation.

149 3. Require the provider or school to take certain
150 corrective actions, including the use of a curriculum approved
151 by the department under s. 1002.67(2)(c) and a staff development
152 plan approved by the department to strengthen instructional
153 practices in emotional support, classroom organization,
154 instructional support, language development, phonological
155 awareness, alphabet knowledge, and mathematical thinking.

156 (c) A private prekindergarten provider or public school
157 that is placed on probation must continue the corrective actions
158 required under paragraph (b) until the provider or school meets
159 the minimum performance metric or designation adopted by the
160 department. Failure to meet the requirements of subparagraphs
161 (b)1. and 3. shall result in the termination of the provider's
162 or school's contract to deliver the Voluntary Prekindergarten
163 Education Program for a period of at least 2 years but no more
164 than 5 years.

772925 - h1353-strike.docx

Published On: 2/20/2024 5:51:34 PM

Amendment No. 1

165 (d) If a private prekindergarten provider or public school
166 remains on probation for 2 consecutive years and fails to meet
167 the minimum performance metric or designation, or is not granted
168 a good cause exemption by the department, the department shall
169 require the early learning coalition to revoke the provider's
170 eligibility and the school district to revoke the school's
171 eligibility to deliver the Voluntary Prekindergarten Education
172 Program and receive state funds for the program for a period of
173 at least 2 years but no more than 5 years.

174 (6)

175 (e) A private prekindergarten provider or public school
176 granted a good cause exemption shall continue to implement its
177 improvement plan and continue the corrective actions required
178 under paragraph (5)(b) until the provider or school meets the
179 minimum performance metric.

180 Section 6. Paragraph (j) of subsection (2) of section
181 1002.82, Florida Statutes, is amended to read:

182 1002.82 Department of Education; powers and duties.—

183 (2) The department shall:

184 (j) Monitor the alignment and consistency of the standards
185 and benchmarks developed and adopted by the department that
186 address the age-appropriate progress of children in the
187 development of school readiness skills. The standards for
188 children from birth to kindergarten entry in the school
189 readiness program must be aligned with the performance standards

Amendment No. 1

190 adopted for children in the Voluntary Prekindergarten Education
191 Program and must address the following domains:

- 192 1. Approaches to learning.
- 193 2. Cognitive development and general knowledge.
- 194 3. Numeracy, language, and communication.
- 195 4. Physical development.
- 196 5. Executive functioning ~~Self-regulation~~.

197 Section 7. Present subsections (5) through (16) of section
198 1002.83, Florida Statutes, are redesignated as subsections (6)
199 through (17), respectively, a new subsection (5) is added to
200 that section, and subsection (3) of that section is amended, to
201 read:

202 1002.83 Early learning coalitions.—

203 (3) The Governor shall appoint the chair and two other
204 members of each early learning coalition, who must each meet the
205 qualifications of a private sector business member under
206 subsection (7) ~~(6)~~. In the absence of a governor-appointed
207 chair, the Commissioner of Education may appoint an interim
208 chair from the current early learning coalition board
209 membership.

210 (5) Each early learning coalition may choose to appoint an
211 additional public sector board member in order to include a
212 representative of local law enforcement.

213 Section 8. Present paragraphs (h) through (s) of
214 subsection (1) of section 1002.88, Florida Statutes, are

Amendment No. 1

215 redesignated as paragraphs (i) through (t), respectively, a new
216 paragraph (h) is added to that subsection, and present
217 paragraphs (n) and (p) of that subsection are amended, to read:

218 1002.88 School readiness program provider standards;
219 eligibility to deliver the school readiness program.-

220 (1) To be eligible to deliver the school readiness
221 program, a school readiness program provider must:

222 (h) Prohibit a child from birth to 3 years of age from
223 viewing an electronic screen, commonly known as screen time. A
224 student 4 years of age or older may have screen time for no more
225 than 10 percent of the day. As used in this paragraph, the term
226 "screen" includes, but is not limited to, a television, a
227 computer, a tablet, a virtual reality device, a mobile
228 telephone, or a gaming console.

229 (o)-(n) For a provider that is an informal provider, comply
230 with the provisions of paragraph (n) ~~(m)~~ or maintain homeowner's
231 liability insurance and, if applicable, a business rider. If an
232 informal provider chooses to maintain a homeowner's policy, the
233 provider must obtain and retain a homeowner's insurance policy
234 that provides a minimum of \$100,000 of coverage per occurrence
235 and a minimum of \$300,000 general aggregate coverage. The
236 department may authorize lower limits upon request, as
237 appropriate. An informal provider must add the coalition as a
238 named certificateholder and as an additional insured. An
239 informal provider must provide the coalition with a minimum of

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Published On: 2/20/2024 5:51:34 PM

Amendment No. 1

240 10 calendar days' advance written notice of cancellation of or
241 changes to coverage. The general liability insurance required by
242 this paragraph must remain in full force and effect for the
243 entire period of the provider's contract with the coalition.

244 ~~(q)-(p)~~ Notwithstanding paragraph (n) ~~(m)~~, for a provider
245 that is a state agency or a subdivision thereof, as defined in
246 s. 768.28(2), agree to notify the coalition of any additional
247 liability coverage maintained by the provider in addition to
248 that otherwise established under s. 768.28. The provider shall
249 indemnify the coalition to the extent permitted by s. 768.28.

250 Notwithstanding paragraph (n) ~~(m)~~, for a child development
251 program that is accredited by a national accrediting body and
252 operates on a military installation that is certified by the
253 United States Department of Defense, the provider may
254 demonstrate liability coverage by affirming that it is subject
255 to the Federal Tort Claims Act, 28 U.S.C. ss. 2671 et seq.

256 Section 9. Subsection (4) of section 1002.89, Florida
257 Statutes, is amended to read:

258 1002.89 School readiness program; funding.—

259 (4) COST REQUIREMENTS.—Costs shall be kept to the minimum
260 necessary for the efficient and effective administration of the
261 school readiness program with the highest priority of
262 expenditure being direct services for eligible children.

263 However, no more than 5 percent of the funds allocated in
264 paragraph (1)(a) may be used for administrative costs and no

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Published On: 2/20/2024 5:51:34 PM

Amendment No. 1

265 more than 22 percent of the funds allocated in paragraph (1) (a)
266 may be used in any fiscal year for any combination of
267 administrative costs, quality activities, and nondirect services
268 as follows:

269 (a) Administrative costs as described in 45 C.F.R. s.
270 98.54, which shall include monitoring providers using the
271 standard methodology adopted under s. 1002.82 to improve
272 compliance with state and federal regulations and law pursuant
273 to the requirements of the statewide provider contract adopted
274 under s. 1002.82(2) (m).

275 (b) Activities to improve the quality of child care as
276 described in 45 C.F.R. s. 98.53, which shall be limited to the
277 following:

278 1. Developing, establishing, expanding, operating, and
279 coordinating resource and referral programs specifically related
280 to the provision of comprehensive consumer education to parents
281 and the public to promote informed child care choices specified
282 in 45 C.F.R. s. 98.33.

283 2. Awarding grants and providing financial support to
284 school readiness program providers and their staff to assist
285 them in meeting applicable state requirements for the program
286 assessment required under s. 1002.82(2) (n), child care
287 performance standards, implementing developmentally appropriate
288 curriculum under s. 1002.82(2) (1) ~~curricula~~ and related
289 classroom resources that support parent engagement ~~curricula~~,

772925 - h1353-strike.docx

Published On: 2/20/2024 5:51:34 PM

Amendment No. 1

290 ~~providing~~ literacy supports, ~~and~~ providing continued
291 professional development and training through the Teacher
292 Education and Compensation Helps (TEACH) Scholarship Program
293 under s. 1002.95, and reimbursement for background screenings.
294 Any grants awarded pursuant to this subparagraph must ~~shall~~
295 comply with ss. 215.971 and 287.058.

296 3. Providing training, technical assistance, and financial
297 support to school readiness program providers, staff, and
298 parents on standards, child screenings, child assessments, the
299 ~~child development research and best practices,~~ developmentally
300 appropriate curriculum under s. 1002.82(2)(1), executive
301 functioning curricula, ~~character development,~~ teacher-child
302 interactions, age-appropriate discipline practices, health and
303 safety, nutrition, first aid, in person cardiopulmonary
304 resuscitation, the recognition of communicable diseases, and
305 child abuse detection, prevention, and reporting.

306 4. Providing, from among the funds provided for the
307 activities described in subparagraphs 1.-3., adequate funding
308 for infants and toddlers as necessary to meet federal
309 requirements related to expenditures for quality activities for
310 infant and toddler care.

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

314 6. Responding to Warm-Line requests by providers and

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Published On: 2/20/2024 5:51:34 PM

Amendment No. 1

315 parents, including providing developmental and health screenings
316 to school readiness program children.

317

318 By July 1, 2026, all training and professional development
319 provided by an early learning coalition under this paragraph
320 must be aligned with the early learning professional development
321 standards and career pathways under s. 1002.995.

322 (c) Nondirect services as described in applicable Office
323 of Management and Budget instructions are those services not
324 defined as administrative, direct, or quality services that are
325 required to administer the school readiness program. Such
326 services include, but are not limited to:

327 1. Assisting families to complete the required application
328 and eligibility documentation.

329 2. Determining child and family eligibility.

330 3. Recruiting eligible child care providers.

331 4. Processing and tracking attendance records.

332 5. Developing and maintaining a statewide child care
333 information system.

334

335 As used in this paragraph, the term "nondirect services" does
336 not include payments to school readiness program providers for
337 direct services provided to children who are eligible under s.
338 1002.87, administrative costs as described in paragraph (a), or
339 quality activities as described in paragraph (b).

772925 - h1353-strike.docx

Published On: 2/20/2024 5:51:34 PM

Amendment No. 1

340 Section 10. This act shall take effect July 1, 2024.

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342 -----

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

344 Remove everything before the enacting clause and insert:

345 A bill to be entitled

346 An act relating to early learning; amending s.
347 402.305, F.S.; requiring that at least one staff
348 person receive in-person cardiopulmonary resuscitation
349 training; amending s. 1002.61, F.S.; revising
350 requirements for prekindergarten instructors; amending
351 s. 1002.67, F.S.; providing that private
352 prekindergarten provider or public school curricula
353 may not use a certain coordinated screening and
354 progress monitoring program or other specified methods
355 for direct student instruction; providing a limitation
356 for which a private prekindergarten provider or public
357 school may allow students to view an electronic
358 screen; defining the term "screen"; requiring that
359 such time involve certain activities; providing that
360 the limitation does not include the required
361 administration of the screening and monitoring system;
362 amending s. 1002.68, F.S.; revising circumstances
363 under which a good cause exemption may not be granted;
364 revising requirements with respect to performance

772925 - h1353-strike.docx

Published On: 2/20/2024 5:51:34 PM

Amendment No. 1

365 metric methodology and the assignment of designations
366 under the Voluntary Prekindergarten Education Program;
367 republishing reverted provisions of law pursuant to
368 ch. 2023-240, Laws of Florida; amending s. 1002.82,
369 F.S.; revising the performance standards adopted by
370 the Department of Education relating to the Voluntary
371 Prekindergarten Education Program; amending s.
372 1002.83, F.S.; authorizing an early learning coalition
373 to appoint a certain additional board member; amending
374 s. 1002.88, F.S.; requiring a school readiness program
375 provider to prohibit certain students from viewing
376 electronic screens; authorizing certain students to
377 view electronic screens for a specified amount of
378 time; defining the term "screen"; amending s. 1002.89,
379 F.S.; revising school readiness program expenditures
380 that are subject to certain cost requirements;
381 requiring that certain training be provided by a
382 specified date; providing an effective date.