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# Full Appropriations Council on Education & Economic Development and General Government & Health Care

Monday, April 19, 2010  
10:15 AM – 12:00 PM  
212 Knott Building

## Council Action Packet

**Larry Cretul**  
Speaker

**David Rivera**  
Chair

**COUNCIL MEETING REPORT**  
**Full Appropriations Council on Education & Economic Development**

**4/19/2010 10:15:00AM**

**Location:** Webster Hall (212 Knott)

**Summary:**

**Full Appropriations Council on Education & Economic Development**

*Monday April 19, 2010 10:15 am*

CS/HB 265	Favorable	Yeas: 16	Nays: 0
Amendment 1	Withdrawn		
Amendment 2	Withdrawn		
CS/CS/CS/HB 663	Favorable With Council Substitute	Yeas: 17	Nays: 0
Amendment 1	Adopted Without Objection		
Amendment 2	Adopted Without Objection		
Amendment 3	Adopted Without Objection		
Amendment 4	Adopted Without Objection		
Amendment 5	Adopted Without Objection		
Amendment 6	Adopted Without Objection		
CS/HB 773	Favorable With Council Substitute	Yeas: 17	Nays: 0
Amendment 1	Adopted as Amended		
Amendment 1a	Adopted Without Objection		
CS/HB 1071	Favorable With Council Substitute	Yeas: 17	Nays: 0
Amendment 1	Adopted Without Objection		
Amendment 2	Adopted Without Objection		
Amendment 3	Adopted Without Objection		
Amendment 4	Adopted as Amended		
Amendment 4a	Adopted Without Objection		
CS/HB 1203	Favorable With Council Substitute	Yeas: 17	Nays: 0
Amendment 1	Adopted as Amended		
Amendment 1a	Adopted Without Objection		
CS/HB 1407	Favorable With Council Substitute	Yeas: 15	Nays: 1
Amendment 1	Adopted Without Objection		
Amendment 2	Adopted Without Objection		
HM 1583	Favorable With Council Substitute	Yeas: 12	Nays: 5
Amendment 1	Adopted Without Objection		
HB 7207	Favorable	Yeas: 17	Nays: 0
HB 7229	Favorable With Council Substitute	Yeas: 17	Nays: 0
Amendment 1	Adopted Without Objection		
Amendment 2	Adopted Without Objection		
Amendment 3	Adopted Without Objection		
HB 7233	Favorable	Yeas: 17	Nays: 0

Committee meeting was reported out: Monday, April 19, 2010 5:05:40PM

**COUNCIL MEETING REPORT**  
**Full Appropriations Council on Education & Economic Development**

**4/19/2010 10:15:00AM**

**Location:** Webster Hall (212 Knott)

**Attendance:**

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
David Rivera (Chair)	X		
Sandra Adams	X		
Ellyn Setnor Bogdanoff	X		
Ronald Brisé	X		
Charles Chestnut IV	X		
Anitere Flores	X		
Bill Galvano	X		
Joseph Gibbons	X		
Richard Glorioso	X		
Denise Grimsley	X		
D. Alan Hays	X		
Ralph Poppell	X		
William Proctor	X		
Ron Reagan	X		
Ron Saunders	X		
Kelly Skidmore	X		
Geraldine Thompson	X		
Will Weatherford	X		
<b>Totals:</b>	<b>18</b>	<b>0</b>	<b>0</b>

Committee meeting was reported out: Monday, April 19, 2010 5:05:40PM

**COUNCIL MEETING REPORT**  
**Full Appropriations Council on Education & Economic Development**

**4/19/2010 10:15:00AM**

**Location:** Webster Hall (212 Knott)

**CS/HB 265 : Property Taxation**

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Sandra Adams	X				
Ellyn Setnor Bogdanoff	X				
Ronald Brisé	X				
Charles Chestnut IV	X				
Anitere Flores	X				
Bill Galvano				X	
Joseph Gibbons	X				
Richard Glorioso	X				
Denise Grimsley	X				
D. Alan Hays	X				
Ralph Poppell	X				
William Proctor	X				
Ron Reagan	X				
Ron Saunders	X				
Kelly Skidmore	X				
Geraldine Thompson	X				
Will Weatherford	X				
David Rivera (Chair)				X	
<b>Total Yeas: 16</b>					
<b>Total Nays: 0</b>					

**CS/HB 265 Amendments**

**Amendment 1**

Withdrawn

**Amendment 2**

Withdrawn

**Appearances:**

CS/HB 265--Property Taxation

Loren Levy, General Counsel (Lobbyist) - Opponent

Property Appraisers Association of Florida

1828 Riggins Lane

Tallahassee FL 32308

Phone: (850) 219-0220

Committee meeting was reported out: Monday, April 19, 2010 5:05:40PM

Amendment No. 1

COUNCIL/COMMITTEE ACTION

ADOPTED                    \_\_\_ (Y/N)  
ADOPTED AS AMENDED       \_\_\_ (Y/N)  
ADOPTED W/O OBJECTION   \_\_\_ (Y/N)  
FAILED TO ADOPT           \_\_\_ (Y/N)  
WITHDRAWN                 ✓ (Y/N)  
OTHER                      \_\_\_\_\_

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1 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative Ambler offered the following:

4  
5       **Amendment (with title amendment)**

6       Between lines 145 and 146, insert:

7       Section 3. Subsections (3) and (5) of section 194.171,  
8 Florida Statutes, are amended to read:

9       194.171 Circuit court to have original jurisdiction in tax  
10 cases.-

11       (3) Before an action to contest a tax assessment may be  
12 brought, the taxpayer shall pay to the collector not less than  
13 75 percent of the current bill for property taxes with respect  
14 to property that is the subject of a petition before the value  
15 adjustment board ~~the amount of the tax which the taxpayer admits~~  
16 ~~in good faith to be owing~~. The collector shall issue a receipt  
17 for the payment, and the receipt shall be filed with the  
18 complaint. Notwithstanding the provisions of chapter 197,  
19 payment of the taxes the taxpayer admits to be due and owing or

Amendment No. 1

20 | the payment of 75 percent of the current bill, whichever is  
21 | greater, and the timely filing of an action pursuant to this  
22 | section shall suspend all procedures for the collection of taxes  
23 | prior to final disposition of the action.

24 | (5) An ~~No~~ action to contest a tax assessment may not be  
25 | maintained, and any such action shall be dismissed, unless all  
26 | taxes on the property assessed in years after the action is  
27 | brought, ~~which the taxpayer in good faith admits to be owing,~~  
28 | are paid before they become delinquent or unless a timely  
29 | petition and action to contest the delinquent taxes are filed,  
30 | in which case the provisions of subsection (3) apply to such  
31 | delinquent taxes.

32 |  
33 |  
34 | -----  
35 | **T I T L E A M E N D M E N T**

36 | Remove line 8 and insert:

37 | certificateholder; amending s. 194.171, F.S.; imposing certain  
38 | payment requirements before bringing certain tax assessment  
39 | contest actions; providing an additional criterion for  
40 | suspending certain tax collection procedures; providing an  
41 | additional exception to a prohibition against maintaining an  
42 | action to contest a tax assessment and a requirement that the  
43 | action be dismissed; amending s. 196.1995, F.S.; providing

Amendment No. 2

COUNCIL/COMMITTEE ACTION

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

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1 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative Ambler offered the following:

4  
5       **Amendment (with title amendment)**

6       Between lines 1201 and 1202, insert:

7       Section 29. Subsection (3) is added to section 197.323,  
8 Florida Statutes, to read:

9       197.323 Extension of roll during adjustment board  
10 hearings.-

11       (3) Notwithstanding any other provision of law, at least  
12 75 percent of the current bill for property taxes with respect  
13 to property that is the subject of a petition before the value  
14 adjustment board shall be paid without regard to the fact the  
15 value adjustment board has not taken final action on the  
16 petition. If final action results in an amount due that is less  
17 than the 75-percent amount originally paid, a credit for the  
18 difference between the amount due and the amount paid shall be  
19 due and payable to the petitioner.

Amendment No. 2

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**T I T L E   A M E N D M E N T**

Between lines 13 and 14, insert:

197.323,



**COUNCIL MEETING REPORT**  
**Full Appropriations Council on Education & Economic Development**

**4/19/2010 10:15:00AM**

**Location:** Webster Hall (212 Knott)

**CS/CS/CS/HB 663 : Building Safety**

Favorable With Council Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Sandra Adams	X				
Ellyn Setnor Bogdanoff	X				
Ronald Brisé	X				
Charles Chestnut IV	X				
Anitere Flores	X				
Bill Galvano	X				
Joseph Gibbons	X				
Richard Glorioso	X				
Denise Grimsley	X				
D. Alan Hays	X				
Ralph Poppell	X				
William Proctor	X				
Ron Reagan	X				
Ron Saunders	X				
Kelly Skidmore	X				
Geraldine Thompson	X				
Will Weatherford	X				
David Rivera (Chair)					X
<b>Total Yeas: 17</b>		<b>Total Nays: 0</b>			

**CS/CS/CS/HB 663 Amendments**

**Amendment 1**

Adopted Without Objection

**Amendment 2**

Adopted Without Objection

**Amendment 3**

Adopted Without Objection

**Amendment 4**

Adopted Without Objection

**Amendment 5**

Adopted Without Objection

Committee meeting was reported out: Monday, April 19, 2010 5:05:40PM

**COUNCIL MEETING REPORT**  
**Full Appropriations Council on Education & Economic Development**

**4/19/2010 10:15:00AM**

**Location:** Webster Hall (212 Knott)

**Amendment 6**

*Adopted Without Objection*

**Appearances:**

CS/CS/CS/HB 663--Building Safety

Jose L. Gonzalez, VP Government Affairs (Lobbyist) - Proponent

Associated Industries of Florida (AIF)

576 West Adams Street

Tallahassee FL 32301

Phone: (850) 224-7173

CS/CS/CS/HB 663--Building Safety

Kari Hebrank (Lobbyist) - Proponent

Florida Building Material Assoc, Florida Swimming Pool Assoc

7711 Deerwood Trail

Tallahassee FL 32317

Phone: (850) 681-3290

CS/CS/CS/HB 663--Building Safety (Section 45)

Nick Iarossi (Lobbyist) - Opponent

American Insurance Association

101 East College Avenue

Tallahassee FL 32311

Phone: (850) 222-9075

Committee meeting was reported out: Monday, April 19, 2010 5:05:40PM

Amendment No. 1

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Aubuchon offered the following:

4  
5 **Amendment**

6 Remove lines 377-401 and insert:

7 1.5 percent of all permit fees associated with enforcement of  
8 the Florida Building Code as defined by the uniform account  
9 criteria and specifically the uniform account code for "building  
10 permits" adopted for local government financial reporting  
11 pursuant to s. 218.32 ~~one-half cent per square foot of under-~~  
12 roof floor space permitted, including new construction,  
13 renovations, alterations, and additions. The minimum amount  
14 collected on any permit issued shall be \$2. The unit of  
15 government responsible for collecting permit fees pursuant to s.  
16 125.56(4) or s. 166.201 shall collect such surcharge and shall  
17 remit the funds to the department on a quarterly calendar basis  
18 beginning not later than December 31, 2010 ~~1993~~, for the  
19 preceding quarter, and continuing each third month thereafter;

COUNCIL/COMMITTEE AMENDMENT

Bill No. CS/CS/CS/HB 663 (2010)

Amendment No. 1

20 and such unit of government shall ~~may~~ retain ~~an amount up to~~ 10  
21 percent of the surcharge collected to fund the participation of  
22 building departments in the national and state building code  
23 promulgation processes and to provide education related to  
24 enforcement of the Florida Building Code ~~projects and activities~~  
25 ~~intended to improve the quality of building code enforcement.~~  
26 There is created within the Professional Regulation Trust Fund a  
27 separate account to be known as the Building Code Administrators  
28 and Inspectors Fund, which shall deposit and disburse funds as  
29 necessary for the implementation of this part. The proceeds from  
30 this surcharge shall be allocated equally to fund the Florida  
31 Homeowners' Construction Recovery Fund established by s. 489.140  
32 and the functions of the Building Code Administrators and  
33 Inspectors Board. ~~The~~

Amendment No. 2

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Aubuchon offered the following:

4  
5 **Amendment (with title amendment)**

6 Remove lines 982-1180 and insert:

7 Section 31. Subsection (1) of section 553.512, Florida  
8 Statutes, is amended to read:

9 553.512 Modifications and waivers; advisory council.—

10 (1) The Florida Building Commission shall provide by  
11 regulation criteria for granting individual modifications of, or  
12 exceptions from, the literal requirements of this part upon a  
13 determination of unnecessary, unreasonable, or extreme hardship,  
14 provided such waivers shall not violate federal accessibility  
15 laws and regulations and shall be reviewed by the Accessibility  
16 Advisory Council. The commission shall establish by rule a fee  
17 to be paid upon submitting a request for a waiver as provided in  
18 this section. Notwithstanding any other provision of this  
19 subsection, if an applicant for a waiver demonstrates economic

COUNCIL/COMMITTEE AMENDMENT  
Bill No. CS/CS/CS/HB 663 (2010)

Amendment No. 2

20 hardship in accordance with 28 C.F.R. s. 36.403(f)(1), a waiver  
21 shall be granted. The commission may not consider waiving any of  
22 the requirements of s. 553.5041 unless the applicant first  
23 demonstrates that she or he has applied for and been denied  
24 waiver or variance from all local government zoning, subdivision  
25 regulations, or other ordinances that prevent compliance  
26 therewith. Further, the commission may not waive the requirement  
27 of s. 553.5041(5)(a) and (c)1. governing the minimum width of  
28 accessible routes and minimum width of accessible parking  
29 spaces.

30 Section 31. Section 553.721, Florida Statutes, is amended  
31 to read:

32 553.721 Surcharge.—

33 (1) In order for the Department of Community Affairs to  
34 administer and carry out the purposes of this part and related  
35 activities, there is hereby created a surcharge, to be assessed  
36 at the rate of 1.5 percent of all permit fees associated with  
37 enforcement of the Florida Building Code as defined by the  
38 uniform account criteria and specifically the uniform account  
39 code for "building permits" adopted for local government  
40 financial reporting pursuant to s. 218.32. The minimum amount  
41 collected on any permit issued shall be \$2 ~~one-half cent per~~  
42 ~~square foot under roof floor space permitted pursuant to s.~~  
43 ~~125.56(4) or s. 166.201. However, for additions, alterations, or~~  
44 ~~renovations to existing buildings, the surcharge shall be~~  
45 ~~computed on the basis of the square footage being added,~~  
46 ~~altered, or renovated.~~ The unit of government responsible for  
47 collecting a permit fee pursuant to s. 125.56(4) or s. 166.201

COUNCIL/COMMITTEE AMENDMENT

Bill No. CS/CS/CS/HB 663 (2010)

Amendment No. 2

48 shall collect such surcharge and electronically remit the funds  
49 collected to the department on a quarterly calendar basis  
50 beginning not later than December 31, 2010, for the preceding  
51 quarter, and continuing each third month thereafter, and such  
52 unit of government shall ~~may~~ retain 10 ~~an amount up to 5~~ percent  
53 of the surcharge collected to fund the participation of building  
54 departments in the national and state building code adoption  
55 processes and to provide education related to enforcement of the  
56 Florida Building Code ~~cover costs associated with the collection~~  
57 ~~and remittance of such surcharge.~~ All funds remitted to the  
58 department pursuant to this subsection shall be deposited in the  
59 Operating Trust Fund. Funds collected from such surcharge shall  
60 not be used to fund research on techniques for mitigation of  
61 radon in existing buildings. Funds used by the department as  
62 well as funds to be transferred to the Department of Health  
63 shall be as prescribed in the annual General Appropriations Act.  
64 The department shall adopt rules governing the collection and  
65 remittance of surcharges in accordance with chapter 120.

66 ~~—— (2) Notwithstanding subsection (1), and for the 2008-2009~~  
67 ~~fiscal year only, the amount transferred from the Operating~~  
68 ~~Trust Fund to the Grants and Donations Trust Fund of the~~  
69 ~~Department of Community Affairs pursuant to the General~~  
70 ~~Appropriations Act for the 2008-2009 fiscal year shall be used~~  
71 ~~for the regional planning councils, civil legal assistance, and~~  
72 ~~the Front Porch Florida Initiative.~~

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Amendment No. 2

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**T I T L E   A M E N D M E N T**

Remove lines 103-117 and insert:  
relocation; amending s. 553.512, F.S.; requiring the Florida  
Building Commission to establish by rule a fee for certain  
waiver requests; amending s. 553.721, F.S.; revising the amount  
of a surcharge and imposing the surcharge on certain building  
permits; requiring the unit of government collecting the  
surcharge to electronically remit the funds to the Department of  
Community Affairs; requiring the unit of government collecting  
the surcharge to retain a portion of the funds to fund certain  
activities of building departments;



Amendment No. 3

COUNCIL/COMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Aubuchon offered the following:

4  
5 **Amendment**

6 Remove line 1865 and insert:  
7 exposed mechanical equipment or appliances fastened to a roof or  
8 installed on the ground in

Amendment No. 4

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Aubuchon offered the following:

4  
5 **Amendment**

6 Remove lines 2158-2173 and insert:

7 Section 49. Subsection (11) is added to section 633.025,  
8 Florida Statutes, to read:

9 633.025 Minimum firesafety standards.—

10 (11) Notwithstanding the provisions of subsection (9), a  
11 property owner shall not be required to install fire sprinklers  
12 in any residential property based on the use of such property as  
13 a rental property or any change in or reclassification of the  
14 property's primary use to a rental property.

Amendment No. 5

COUNCIL/COMMITTEE 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>	

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1 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Aubuchon offered the following:

**Amendment (with title amendment)**

Between lines 2801 and 2802, insert:

7 Section 60. (1) The Department of Management Services  
8 shall consider the energy efficiency of all materials used in  
9 the construction, alteration, repair, or rebuilding of a  
10 building or facility owned or operated by a state agency.  
11 Whenever feasible, the department shall lease a building or  
12 facility that has high-efficiency lighting.

13 (2) The Department of Management Services shall adopt  
14 rules requiring a state agency to install high-efficiency lamps  
15 when replacing an existing lamp or installing a new lamp in a  
16 building owned by the state agency.

17 -----  
18  
19 **T I T L E A M E N D M E N T**

COUNCIL/COMMITTEE AMENDMENT  
Bill No. CS/CS/CS/HB 663 (2010)

Amendment No. 5

20        Remove line 271 and insert:  
21        elevators; requiring the Department of Management Services to  
22        adopt rules requiring state agencies to install high-efficiency  
23        lamps when replacing an existing lamp or installing a new lamp  
24        in a building owned by a state agency; providing an effective  
25        date.

Amendment No. 6

COUNCIL/COMMITTEE 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 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Aubuchon offered the following:

**Amendment (with title amendment)**

4  
5  
6 Remove lines 341-346 and insert:  
7 the uniform lock shall be issued in accordance with subsection  
8 (3). The Division of State Fire Marshal of the Department of  
9 Financial Services shall enforce this subsection.

10  
11  
12  
13 -----  
14 **T I T L E   A M E N D M E N T**

15 Remove lines 16-18 and insert:  
16 with enforcement authority; creating s. 455.2122, F.S.;  
17 authorizing distance

**COUNCIL MEETING REPORT**  
**Full Appropriations Council on Education & Economic Development**

**4/19/2010 10:15:00AM**

**Location:** Webster Hall (212 Knott)

**CS/HB 773 : Expedited Permitting**

*Favorable With Council Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Sandra Adams	X				
Ellyn Setnor Bogdanoff	X				
Ronald Brisé	X				
Charles Chestnut IV	X				
Anitere Flores	X				
Bill Galvano	X				
Joseph Gibbons	X				
Richard Glorioso	X				
Denise Grimsley	X				
D. Alan Hays	X				
Ralph Poppell	X				
William Proctor	X				
Ron Reagan	X				
Ron Saunders	X				
Kelly Skidmore	X				
Geraldine Thompson	X				
Will Weatherford	X				
David Rivera (Chair)				X	
<b>Total Yeas: 17</b>		<b>Total Nays: 0</b>			

**CS/HB 773 Amendments**

**Amendment 1**

*Adopted as Amended*

**Amendment 1a**

*Adopted Without Objection*

Committee meeting was reported out: Monday, April 19, 2010 5:05:40PM

Amendment No. 1

CHAMBER ACTION

Senate

House

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**ADOPTED**  
*as amended*

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1 Representative Poppell offered the following:

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

4 Between lines 365 and 366, insert:

5 Section 2. Paragraph (1) is added to subsection (1) of  
6 section 220.1845, Florida Statutes, to read:

7 220.1845 Contaminated site rehabilitation tax credit.--

8 (1) AUTHORIZATION FOR TAX CREDIT; LIMITATIONS. A site  
9 rehabilitation application must be received by the Division of  
10 Waste Management of the Department of Environmental Protection  
11 by January 31 of the year after the calendar year for which site  
12 rehabilitation costs are being claimed in a tax credit  
13 application. All site rehabilitation costs claimed must have  
14 been for work conducted between January 1 and December 31 of the  
15 year for which the application is being submitted. All payment  
16 requests must have been received and all costs must have been

Amendment No. 1

17 paid prior to submittal of the tax credit application, but no  
18 later than January 31 of the year after the calendar year for  
19 which site rehabilitation costs are being claimed.

20 Section 3. Subsections (5) and (6) of section 376.30781,  
21 Florida Statutes, are amended to read:

22 376.30781 Tax credits for rehabilitation of drycleaning  
23 solvent-contaminated sites and brownfield sites in designated  
24 brownfield areas; application process; rulemaking authority;  
25 revocation authority.--

26 (5) To claim the credit for site rehabilitation or solid  
27 waste removal, each tax credit applicant must apply to the  
28 Department of Environmental Protection for an allocation of the  
29 \$2 million annual credit by filing a tax credit application with  
30 the Division of Waste Management on a form developed by the  
31 Department of Environmental Protection in cooperation with the  
32 Department of Revenue. The form shall include an affidavit from  
33 each tax credit applicant certifying that all information  
34 contained in the application, including all records of costs  
35 incurred and claimed in the tax credit application, are true and  
36 correct. If the application is submitted pursuant to  
37 subparagraph (3)(a)2., the form must include an affidavit signed  
38 by the real property owner stating that it is not, and has never  
39 been, the owner or operator of the drycleaning facility where  
40 the contamination exists. Approval of tax credits must be  
41 accomplished on a first-come, first-served basis based upon the  
42 date and time complete applications are received by the Division  
43 of Waste Management, subject to the limitations of subsection



Amendment No. 1

44 (14). To be eligible for a tax credit, the tax credit applicant  
45 must:

46 (a) For site rehabilitation tax credits, have entered into a  
47 voluntary cleanup agreement with the Department of Environmental  
48 Protection for a drycleaning-solvent-contaminated site or a  
49 Brownfield Site Rehabilitation Agreement, as applicable, and  
50 have paid all deductibles pursuant to s. 376.3078(3)(e) for  
51 eligible drycleaning-solvent-cleanup program sites, as  
52 applicable. A site rehabilitation tax credit applicant must  
53 submit only a single completed application per site for each  
54 calendar years site rehabilitation costs. A site rehabilitation  
55 application must be received by the Division of Waste Management  
56 of the Department of Environmental Protection by January 31 of  
57 the year after the calendar year for which site rehabilitation  
58 costs are being claimed in a tax credit application. All site  
59 rehabilitation costs claimed must have been for work conducted  
60 between January 1 and December 31 of the year for which the  
61 application is being submitted. All payment requests must have  
62 been received and all costs must have been paid prior to  
63 submittal of the tax credit application, but no later than  
64 January 31 of the year after the calendar year for which site  
65 rehabilitation costs are being claimed.

66 (b) For solid waste removal tax credits, have entered into a  
67 brownfield site rehabilitation agreement with the Department of  
68 Environmental Protection. A solid waste removal tax credit  
69 applicant must submit only a single complete application per  
70 brownfield site, as defined in the brownfield site  
71 rehabilitation agreement, for solid waste removal costs. A solid

Amendment No. 1

72 waste removal tax credit application must be received by the  
73 Division of Waste Management of the Department of Environmental  
74 Protection subsequent to the completion of the requirements  
75 listed in paragraph (3)(e).

76 (6) To obtain the tax credit certificate, the tax credit  
77 applicant must provide all pertinent information requested on  
78 the tax credit application form, including, at a minimum, the  
79 name and address of the tax credit applicant and the address and  
80 tracking identification number of the eligible site. Along with  
81 the tax credit application form, the tax credit applicant must  
82 submit the following:

83 (a) A nonrefundable review fee of \$250 made payable to the  
84 Water Quality Assurance Trust Fund to cover the administrative  
85 costs associated with the departments review of the tax credit  
86 application;

87 (b) Copies of documents that describe the goods or services  
88 and associated costs being claimed that were integral to site  
89 rehabilitation as defined in s. 376.301 or s. 376.79 or were for  
90 solid waste removal as defined in this section during the time  
91 period covered by the application. Such documents must include  
92 contractual records that describe the scope of work performed,  
93 payment requests that describe the goods or services provided,  
94 and payment records involving actual costs incurred and paid.  
95 Such documentation must be sufficient to demonstrate a link  
96 between the contractual records, the payment requests, and the  
97 payment records for the time period covered by the application;

98 (c) Proof that the documentation submitted pursuant to  
99 paragraph (b) has been reviewed and verified by an independent

Amendment No. 1

100 certified public accountant in accordance with standards  
101 established by the American Institute of Certified Public  
102 Accountants. Specifically, a certified public accountants report  
103 must be submitted and the certified public accountant must  
104 attest to the accuracy and validity of the costs claimed in the  
105 application incurred and paid during the time period covered in  
106 the application by conducting an independent review of the data  
107 presented by the tax credit applicant. Accuracy and validity of  
108 costs incurred and paid shall be determined after the level of  
109 effort is certified by an appropriate professional registered in  
110 this state in each contributing technical discipline. The  
111 certified public accountants report must also attest that the  
112 costs included in the application form are not duplicated within  
113 the application, all payment requests were received and all  
114 costs were paid prior to submittal of the tax credit application  
115 and that, for site rehabilitation tax credits, costs claimed are  
116 for work conducted between January 1 and December 31 of the year  
117 for which the application is being submitted. A copy of the  
118 accountants report shall be submitted to the Department of  
119 Environmental Protection in addition to the accountants  
120 certification form in the tax credit application; and

121 (d) A certification form stating that activities associated  
122 with the documentation submitted pursuant to paragraph (b) have  
123 been conducted under the observation of, and related technical  
124 documents have been signed and sealed by, an appropriate  
125 professional registered in this state in each contributing  
126 technical discipline. The certification form shall be signed and  
127 sealed by the appropriate registered professionals stating that

Amendment No. 1

128 the costs incurred were integral, necessary, and required for  
129 site rehabilitation, as that term is defined in ss. 376.301 and  
130 376.79. If the scope of solid waste removal activities does not  
131 require oversight by a registered technical professional in this  
132 state, such certification form is not required as part of the  
133 tax credit application.

134 Section 4. Section 376.85, Florida Statutes, is amended to  
135 read:

136 376.85 Annual report.-- The Department of Environmental  
137 Protection shall prepare and submit an annual report to the  
138 President of the Senate and the Speaker of the House of  
139 Representatives by August 1 of each year a report that  
140 ~~Legislature, beginning in December 1998, which~~ shall include,  
141 but is not ~~be~~ limited to, the number, size, and locations of  
142 brownfield sites: that have been remediated under the provisions  
143 of this act,; that are currently under rehabilitation pursuant  
144 to a negotiated site rehabilitation agreement with the  
145 department or a delegated local program,; where alternative  
146 cleanup target levels have been established pursuant to s.  
147 376.81(1)(g)3. ; and, where engineering and institutional  
148 control strategies are being employed as conditions of a "no  
149 further action order" to maintain the protections provided in s.  
150 376.81(1)(g)1. and 2. Based upon such information, the report  
151 shall also include recommendations or items for potential  
152 improvements to the brownfield program established under ss.  
153 376.77-376.86 in order to achieve the legislative intent and  
154 goals and objectives set forth in s. 376.78.

155 Section 5. Subsection (7) of section 403.1835, Florida

Amendment No. 1

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**T I T L E   A M E N D M E N T**

Between lines 33 and 34, insert:

amending s.220.1845, F.S.; providing requirements for claiming  
certain site rehabilitation costs in an application for a  
contaminated site rehabilitation tax credit; amending s.  
376.30781, F.S.; providing requirements for claiming certain  
site rehabilitation costs in an application for a contaminated  
site rehabilitation tax credit; amending s. 376.85, F.S.;  
specifying additional requirements for the Department of  
Environmental Protection in its annual report to the Legislature  
regarding site rehabilitation; providing an effective date.

COUNCIL/COMMITTEE AMENDMENT

Bill No. CS/HB 773 (2010)

Amendment No.1a

COUNCIL/COMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

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1 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Poppell offered the following:

4  
5 **Amendment to Amendment (1) by Representative Poppell**

6 Remove lines 150-154 and insert:

7 376.81(1(g)1. and 2.

**COUNCIL MEETING REPORT**  
**Full Appropriations Council on Education & Economic Development**

**4/19/2010 10:15:00AM**

**Location:** Webster Hall (212 Knott)

**CS/HB 1071 : Sale of Ephedrine or Related Compounds**

*Favorable With Council Substitute*

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Sandra Adams	X				
Ellyn Setnor Bogdanoff	X				
Ronald Brisé	X				
Charles Chestnut IV	X				
Anitere Flores	X				
Bill Galvano	X				
Joseph Gibbons	X				
Richard Glorioso	X				
Denise Grimsley	X				
D. Alan Hays	X				
Ralph Poppell	X				
William Proctor	X				
Ron Reagan	X				
Ron Saunders	X				
Kelly Skidmore	X				
Geraldine Thompson	X				
Will Weatherford	X				
David Rivera (Chair)				X	
<b>Total Yeas: 17</b>	<b>Total Nays: 0</b>				

**CS/HB 1071 Amendments**

**Amendment 1**

*Adopted Without Objection*

**Amendment 2**

*Adopted Without Objection*

**Amendment 3**

*Adopted Without Objection*

**Amendment 4**

*Adopted as Amended*

**Amendment 4a**

*Adopted Without Objection*

Committee meeting was reported out: Monday, April 19, 2010 5:05:40PM

**COUNCIL MEETING REPORT**  
**Full Appropriations Council on Education & Economic Development**

**4/19/2010 10:15:00AM**

**Location:** Webster Hall (212 Knott)

**Appearances:**

CS/HB 1071--Sale of Ephedrine or Related Compounds  
Frank McKeithen, Sheriff (General Public) - Proponent  
Bay County  
Panama City FL

CS/HB 1071--Sale of Ephedrine or Related Compounds  
Jeff Beasley, Inspector (State Employee) - Information Only  
Florida Department of Law Enforcement  
2331 Phillips Road  
Tallahassee FL  
Phone: (850) 410-7000

Committee meeting was reported out: Monday, April 19, 2010 5:05:40PM



Amendment No. 1

COUNCIL/COMMITTEE 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 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Hays offered the following:

4  
5 **Amendment**

6 Remove line 85 and insert:

7 identification number or an alternative form of identification  
8 acceptable under federal regulation 8 C.F.R. s.  
9 274a.2(b)(1)(v)(A) and (B).

Amendment No. 2

COUNCIL/COMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Hays offered the following:

4  
5 **Amendment**

6 Remove line 122 and insert:  
7 Enforcement. This subsection does not apply if the pharmacy or  
8 retailer has received an exemption from the Department of Law  
9 Enforcement under paragraph (5) (b).

Amendment No. 3

COUNCIL/COMMITTEE 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 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Hays offered the following:  
4

5 **Amendment (with title amendment)**

6 Remove lines 168-172 and insert:  
7 by state or federal law. Any retailer or entity that collects  
8 information on behalf of a retailer as required by the Combat  
9 Methamphetamine Epidemic Act of 2005 and this section may not  
10 access or use that information, except for law enforcement  
11 purposes pursuant to state or federal law or to facilitate a  
12 product recall for public health and safety.

13 (13) A person who sells any product containing ephedrine  
14 or related compounds who in good faith releases information  
15 under this section to federal, state, or local law enforcement  
16 officers, or any person acting on behalf of such an officer, is  
17 immune from civil liability for the release unless the release  
18 constitutes gross negligence or intentional, wanton, or willful  
19 misconduct.

Amendment No. 3

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**T I T L E   A M E N D M E N T**

Remove line 22 and insert:

entities; prohibiting any retailer or entity that collects  
information on behalf of a retailer from accessing or using the  
information, except for law enforcement purposes or to  
facilitate a product recall for public health and safety;  
providing limited civil immunity for the release of information  
to law enforcement officers; conforming provisions concerning  
criminal penalties for

Amendment No. 4

COUNCIL/COMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input checked="" type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Hays offered the following:

4  
5 **Amendment**

6 Remove line 173 and insert:  
7 (14) The Department of Law Enforcement shall contract or  
8 enter into a memorandum of understanding, as applicable,

Amendment No. 4a

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Hays offered the following:

4  
5 **Amendment to Amendment (4) by Representative Hays**

6 Remove line 8 and insert:

7 enter into a memorandum of understanding, as applicable with

# COUNCIL MEETING REPORT

## Full Appropriations Council on Education & Economic Development

4/19/2010 10:15:00AM

**Location:** Webster Hall (212 Knott)

**CS/HB 1203 : Early Learning**

*Favorable With Council Substitute*

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Sandra Adams	X				
Ellyn Setnor Bogdanoff	X				
Ronald Brisé	X				
Charles Chestnut IV	X				
Anitere Flores	X				
Bill Galvano	X				
Joseph Gibbons	X				
Richard Glorioso	X				
Denise Grimsley	X				
D. Alan Hays	X				
Ralph Poppell	X				
William Proctor	X				
Ron Reagan	X				
Ron Saunders	X				
Kelly Skidmore				X	
Geraldine Thompson	X				
Will Weatherford	X				
David Rivera (Chair)	X				
<b>Total Yeas: 17</b>					
<b>Total Nays: 0</b>					

**CS/HB 1203 Amendments**

**Amendment 1**

*Adopted as Amended*

**Amendment 1a**

*Adopted Without Objection*

Committee meeting was reported out: Monday, April 19, 2010 5:05:40PM

Amendment No. 1

COUNCIL/COMMITTEE 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 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative Nelson offered the following:  
4

5        **Amendment (with title amendment)**

6        Remove everything after the enacting clause and insert:  
7        Section 1. Subsection (7) of section 39.0121, Florida  
8 Statutes, is amended to read:

9        39.0121 Specific rulemaking authority.—Pursuant to the  
10 requirements of s. 120.536, the department is specifically  
11 authorized to adopt, amend, and repeal administrative rules  
12 which implement or interpret law or policy, or describe the  
13 procedure and practice requirements necessary to implement this  
14 chapter, including, but not limited to, the following:

15        (7) Federal funding requirements and procedures; foster  
16 care and adoption subsidies; and subsidized independent living  
17 ~~and subsidized child care.~~

18        Section 2. Paragraph (a) of subsection (2) of section  
19 39.202, Florida Statutes, is amended to read:



Amendment No. 1

20 39.202 Confidentiality of reports and records in cases of  
21 child abuse or neglect.-

22 (2) Except as provided in subsection (4), access to such  
23 records, excluding the name of the reporter which shall be  
24 released only as provided in subsection (5), shall be granted  
25 only to the following persons, officials, and agencies:

26 (a) Employees, authorized agents, or contract providers of  
27 the department, the Department of Health, the Agency for Persons  
28 with Disabilities, or county agencies responsible for carrying  
29 out:

- 30 1. Child or adult protective investigations;
- 31 2. Ongoing child or adult protective services;
- 32 3. Early intervention and prevention services;
- 33 4. Healthy Start services;
- 34 5. Licensure or approval of adoptive homes, foster homes,  
35 child care facilities, facilities licensed under chapter 393, or  
36 family day care homes or informal child care providers who  
37 receive school readiness ~~subsidized child care~~ funding, or other  
38 homes used to provide for the care and welfare of children; or
- 39 6. Services for victims of domestic violence when provided  
40 by certified domestic violence centers working at the  
41 department's request as case consultants or with shared clients.

42  
43 Also, employees or agents of the Department of Juvenile Justice  
44 responsible for the provision of services to children, pursuant  
45 to chapters 984 and 985.

46 Section 3. Paragraph (f) of subsection (2) of section  
47 39.5085, Florida Statutes, is amended to read:

Amendment No. 1

48 39.5085 Relative Caregiver Program.—

49 (2)

50 (f) Within available funding, the Relative Caregiver  
51 Program shall provide relative caregivers with family support  
52 and preservation services, flexible funds in accordance with s.  
53 409.165, school readiness ~~subsidized child care~~, and other  
54 available services in order to support the child's safety,  
55 growth, and healthy development. Children living with relative  
56 caregivers who are receiving assistance under this section shall  
57 be eligible for Medicaid coverage.

58 Section 4. Paragraph (b) of subsection (1) and subsection  
59 (2) of section 383.14, Florida Statutes, are amended to read:

60 383.14 Screening for metabolic disorders, other hereditary  
61 and congenital disorders, and environmental risk factors.—

62 (1) SCREENING REQUIREMENTS.—To help ensure access to the  
63 maternal and child health care system, the Department of Health  
64 shall promote the screening of all newborns born in Florida for  
65 metabolic, hereditary, and congenital disorders known to result  
66 in significant impairment of health or intellect, as screening  
67 programs accepted by current medical practice become available  
68 and practical in the judgment of the department. The department  
69 shall also promote the identification and screening of all  
70 newborns in this state and their families for environmental risk  
71 factors such as low income, poor education, maternal and family  
72 stress, emotional instability, substance abuse, and other high-  
73 risk conditions associated with increased risk of infant  
74 mortality and morbidity to provide early intervention,  
75 remediation, and prevention services, including, but not limited

Amendment No. 1

76 to, parent support and training programs, home visitation, and  
77 case management. Identification, perinatal screening, and  
78 intervention efforts shall begin prior to and immediately  
79 following the birth of the child by the attending health care  
80 provider. Such efforts shall be conducted in hospitals,  
81 perinatal centers, county health departments, school health  
82 programs that provide prenatal care, and birthing centers, and  
83 reported to the Office of Vital Statistics.

84 (b) Postnatal screening.—A risk factor analysis using the  
85 department's designated risk assessment instrument shall also be  
86 conducted as part of the medical screening process upon the  
87 birth of a child and submitted to the department's Office of  
88 Vital Statistics for recording and other purposes provided for  
89 in this chapter. The department's screening process for risk  
90 assessment shall include a scoring mechanism and procedures that  
91 establish thresholds for notification, further assessment,  
92 referral, and eligibility for services by professionals or  
93 paraprofessionals consistent with the level of risk. Procedures  
94 for developing and using the screening instrument, notification,  
95 referral, and care coordination services, reporting  
96 requirements, management information, and maintenance of a  
97 computer-driven registry in the Office of Vital Statistics which  
98 ensures privacy safeguards must be consistent with the  
99 provisions and plans established under chapter 411, Pub. L. No.  
100 99-457, and this chapter. Procedures established for reporting  
101 information and maintaining a confidential registry must include  
102 a mechanism for a centralized information depository at the  
103 state and county levels. The department shall coordinate with

Amendment No. 1

104 existing risk assessment systems and information registries. The  
105 department must ensure, to the maximum extent possible, that the  
106 screening information registry is integrated with the  
107 department's automated data systems, including the Florida On-  
108 line Recipient Integrated Data Access (FLORIDA) system. Tests  
109 and screenings must be performed by the State Public Health  
110 Laboratory, in coordination with Children's Medical Services, at  
111 such times and in such manner as is prescribed by the department  
112 after consultation with the Genetics and Infant Screening  
113 Advisory Council and the Agency for Workforce Innovation State  
114 ~~Coordinating Council for School Readiness Programs.~~

115 (2) RULES.—After consultation with the Genetics and  
116 Newborn Screening Advisory Council, the department shall adopt  
117 and enforce rules requiring that every newborn in this state  
118 shall, prior to becoming 1 week of age, be subjected to a test  
119 for phenylketonuria and, at the appropriate age, be tested for  
120 such other metabolic diseases and hereditary or congenital  
121 disorders as the department may deem necessary from time to  
122 time. After consultation with the Agency for Workforce  
123 Innovation State Coordinating Council for School Readiness  
124 ~~Programs~~, the department shall also adopt and enforce rules  
125 requiring every newborn in this state to be screened for  
126 environmental risk factors that place children and their  
127 families at risk for increased morbidity, mortality, and other  
128 negative outcomes. The department shall adopt such additional  
129 rules as are found necessary for the administration of this  
130 section and s. 383.145, including rules providing definitions of  
131 terms, rules relating to the methods used and time or times for

Amendment No. 1

132 testing as accepted medical practice indicates, rules relating  
133 to charging and collecting fees for the administration of the  
134 newborn screening program authorized by this section, rules for  
135 processing requests and releasing test and screening results,  
136 and rules requiring mandatory reporting of the results of tests  
137 and screenings for these conditions to the department.

138 Section 5. Section 402.25, Florida Statutes, is  
139 transferred, renumbered as section 411.0106, Florida Statutes,  
140 and amended to read:

141 411.0106 ~~402.25~~ Infants and toddlers in state-funded  
142 education and care programs; brain development activities.—Each  
143 state-funded education and care program for children from birth  
144 to 5 years of age must provide activities to foster brain  
145 development in infants and toddlers. A program must provide an  
146 environment that helps children attain the performance standards  
147 adopted by the Agency for Workforce Innovation under s.  
148 411.01(4)(d)8. and must be rich in language and music and filled  
149 with objects of various colors, shapes, textures, and sizes to  
150 stimulate visual, tactile, auditory, and linguistic senses in  
151 the children and must include classical music and at least 30  
152 minutes of reading to the children each day. A program may be  
153 offered through an existing early childhood program such as  
154 Healthy Start, the Title I program, the school readiness program  
155 ~~contracted or directly operated subsidized child care, the~~  
156 ~~prekindergarten early intervention program, Florida First Start,~~  
157 the Head Start program, or a private child care program. A  
158 program must provide training for the infants' and toddlers'  
159 parents including direct dialogue and interaction between

Amendment No. 1

160 teachers and parents demonstrating the urgency of brain  
161 development in the first year of a child's life. Family day care  
162 centers are encouraged, but not required, to comply with this  
163 section.

164 Section 6. Subsection (5) of section 402.26, Florida  
165 Statutes, is amended to read:

166 402.26 Child care; legislative intent.—

167 (5) It is the further intent of the Legislature to provide  
168 and make accessible child care opportunities for children at  
169 risk, economically disadvantaged children, and other children  
170 traditionally disenfranchised from society. In achieving this  
171 intent, the Legislature shall develop a school readiness program  
172 ~~subsidized child care system~~, a range of child care options,  
173 support services, and linkages with other programs to fully meet  
174 the child care needs of this population.

175 Section 7. Section 402.281, Florida Statutes, is amended  
176 to read:

177 402.281 Gold Seal Quality Care program.—

178 (1) (a) There is established within the department the Gold  
179 Seal Quality Care Program.

180 (b) A child care facility facilities, large family child  
181 care home homes, or family day care home homes that is are  
182 accredited by a nationally recognized accrediting association  
183 approved by the department under subsection (3) and meets all  
184 other requirements, upon application to the department, shall  
185 receive a separate "Gold Seal Quality Care" designation.

186 (2) The department shall adopt rules establishing Gold  
187 Seal Quality Care accreditation standards based on the

Amendment No. 1

188 applicable accrediting standards of ~~whose standards~~  
189 ~~substantially meet or exceed~~ the National Association for the  
190 Education of Young Children (NAEYC), the National Association of  
191 Family Child Care, and the National Early Childhood Program  
192 Accreditation Commission ~~shall receive a separate "Gold Seal~~  
193 ~~Quality Care" designation to operate as a gold seal child care~~  
194 ~~facility, large family child care home, or family day care home.~~

195 (3)-(2) In order to be approved by the department for  
196 participation in the Gold Seal Quality Care program, an  
197 accrediting association must apply to the department and  
198 demonstrate that it:

199 1. Is a nationally recognized accrediting association.  
200 2. Has accrediting standards that substantially meet or  
201 exceed the Gold Seal Quality Care standards adopted by the  
202 department under subsection (2).

203 (b) In approving accrediting associations ~~developing the~~  
204 ~~Gold Seal Quality Care program standards,~~ the department shall  
205 consult with the Department of Education, the Agency for  
206 Workforce Innovation, the Florida Head Start Directors  
207 Association, the Florida Association for ~~of~~ Child Care  
208 Management, the Florida Family Day Care Association, the Florida  
209 Children's Forum, ~~the State Coordinating Council for School~~  
210 ~~Readiness Programs,~~ the Early Childhood Association of Florida,  
211 the ~~National Association for~~ Child Development Education  
212 Alliance, providers receiving exemptions under s. 402.316, and  
213 parents, ~~for the purpose of approving the accrediting~~  
214 associations.

Amendment No. 1

215        ~~(4)-(3)~~ In order to obtain and maintain a designation as a  
216 Gold Seal Quality Care provider, a child care facility, large  
217 family child care home, or family day care home must meet the  
218 following additional criteria:

219        (a) The child care provider must not have had any class I  
220 violations, as defined by rule, within the 2 years preceding its  
221 application for designation as a Gold Seal Quality Care  
222 provider. Commission of a class I violation shall be grounds for  
223 termination of the designation as a Gold Seal Quality Care  
224 provider until the provider has no class I violations for a  
225 period of 2 years.

226        (b) The child care provider must not have had three or  
227 more class II violations, as defined by rule, within the 2 years  
228 preceding its application for designation as a Gold Seal Quality  
229 Care provider. Commission of three or more class II violations  
230 within a 2-year period shall be grounds for termination of the  
231 designation as a Gold Seal Quality Care provider until the  
232 provider has no class II violations for a period of 1 year.

233        (c) The child care provider must not have been cited for  
234 the same class III violation, as defined by rule, three or more  
235 times within the 2 years preceding its application for  
236 designation as a Gold Seal Quality Care provider. Commission of  
237 the same class III violation three or more times during a 2-year  
238 period shall be grounds for termination of the designation as a  
239 Gold Seal Quality Care provider until the provider has no class  
240 III violations for a period of 1 year.

241        ~~(5)-(4)~~ The Department of Children and Family Services  
242 shall adopt rules under ss. 120.536(1) and 120.54 which provide



Amendment No. 1

243 criteria and procedures for reviewing and approving accrediting  
244 associations for participation in the Gold Seal Quality Care  
245 program, conferring and revoking designations of Gold Seal  
246 Quality Care providers, and classifying violations.

247 Section 8. Section 402.3016, Florida Statutes, is  
248 transferred and renumbered as section 411.0104, Florida  
249 Statutes.

250 Section 9. Section 402.3018, Florida Statutes, is  
251 transferred, renumbered as section 411.01015, Florida Statutes,  
252 and amended to read:

253 411.01015 ~~402.3018~~ Consultation to child care centers and  
254 family day care homes regarding health, developmental,  
255 disability, and special needs issues.—

256 (1) Contingent upon specific appropriations, the Agency  
257 for Workforce Innovation shall administer ~~department is directed~~  
258 ~~to contract with the statewide resource information and referral~~  
259 ~~agency for~~ a statewide toll-free Warm-Line for the purpose of  
260 providing assistance and consultation to child care centers and  
261 family day care homes regarding health, developmental,  
262 disability, and special needs issues of the children they are  
263 serving, particularly children with disabilities and other  
264 special needs.

265 (2) The purpose of the Warm-Line is to provide advice to  
266 child care personnel concerning strategies, curriculum, and  
267 environmental adaptations that allow a child with a disability  
268 or special need to derive maximum benefit from ~~the~~ child care  
269 services ~~experience~~.

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270 (3) The Agency for Workforce Innovation ~~department~~ shall  
271 annually inform child care centers and family day care homes of  
272 the availability of this service through the child care resource  
273 and referral network under s. 411.0101, ~~on an annual basis.~~

274 (4) Contingent upon specific appropriations, the Agency  
275 for Workforce Innovation ~~department~~ shall expand, or contract  
276 for the expansion of, the Warm-Line to maintain at least one  
277 Warm-Line site in each early learning coalition service area  
278 ~~from one statewide site to one Warm Line site in each child care~~  
279 ~~resource and referral agency region.~~

280 (5) Each regional Warm-Line shall provide assistance and  
281 consultation to child care centers and family day care homes  
282 regarding health, developmental, disability, and special needs  
283 issues of the children they are serving, particularly children  
284 with disabilities and other special needs. Regional Warm-Line  
285 staff shall provide onsite technical assistance, when requested,  
286 to assist child care centers and family day care homes with  
287 inquiries relative to the strategies, curriculum, and  
288 environmental adaptations the child care centers and family day  
289 care homes may need as they serve children with disabilities and  
290 other special needs.

291 Section 10. Section 402.3051, Florida Statutes, is  
292 transferred, renumbered as section 411.01013, Florida Statutes,  
293 and amended to read:

294 (Substantial rewording of section. See  
295 s. 402.3051, F.S., for present text.)  
296 411.01013 Prevailing market rate schedule.-

297 (1) As used in this section, the term:

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298 (a) "Market rate" means the price that a child care  
299 provider charges for daily, weekly, or monthly child care  
300 services.

301 (b) "Prevailing market rate" means the annually determined  
302 75th percentile of a reasonable frequency distribution of the  
303 market rate in a predetermined geographic market at which child  
304 care providers charge a person for child care services.

305 (2) The Agency for Workforce Innovation shall establish  
306 procedures for the adoption of a prevailing market rate  
307 schedule. The schedule must include, at a minimum, county-by-  
308 county rates:

309 (a) At the prevailing market rate, plus the maximum rate,  
310 for child care providers that hold a Gold Seal Quality Care  
311 designation under s. 402.281.

312 (b) At the prevailing market rate for child care providers  
313 that do not hold a Gold Seal Quality Care designation.

314 (3) The prevailing market rate schedule, at a minimum,  
315 must:

316 (a) Differentiate rates by type, including, but not  
317 limited to, a child care provider that holds a Gold Seal Quality  
318 Care designation under s. 402.281, a child care facility  
319 licensed under s. 402.305, a public or nonpublic school exempt  
320 from licensure under s. 402.3025, a faith-based child care  
321 facility exempt from licensure under s. 402.316 that does not  
322 hold a Gold Seal Quality Care designation, a large family child  
323 care home licensed under s. 402.3131, a family day care home  
324 licensed or registered under s. 402.313, or an after-school

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325 program that is not defined as child care under rules adopted  
326 pursuant to s. 402.3045.

327 (b) Differentiate rates by the type of child care services  
328 provided for children with special needs or risk categories,  
329 infants, toddlers, preschool-age children, and school-age  
330 children.

331 (c) Differentiate rates between full-time and part-time  
332 child care services.

333 (d) Consider discounted rates for child care services for  
334 multiple children in a single family.

335 (4) The prevailing market rate schedule must be based  
336 exclusively on the prices charged for child care services. If a  
337 conflict exists between this subsection and federal  
338 requirements, the federal requirements shall control.

339 (5) An early learning coalition must consider the  
340 prevailing market rate in the adoption of its payment schedule  
341 in accordance with s. 411.01(5)(e)2.

342 (6) The Agency for Workforce Innovation may contract with  
343 one or more qualified entities to administer this section and  
344 provide support and technical assistance for child care  
345 providers.

346 (7) The Agency for Workforce Innovation may adopt rules  
347 pursuant to ss. 120.536(1) and 120.54 to establish procedures  
348 for the collection of the market rate from child care providers,  
349 calculation of a reasonable frequency distribution of the market  
350 rate, and publication of the prevailing market rate schedule.

351 Section 11. Subsection (1) of section 402.313, Florida  
352 Statutes, is amended to read:

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353 402.313 Family day care homes.-

354 (1) Family day care homes shall be licensed under this act  
355 if they are presently being licensed under an existing county  
356 licensing ordinance, ~~if they are participating in the subsidized~~  
357 ~~child care program,~~ or if the board of county commissioners  
358 passes a resolution that family day care homes be licensed. ~~If~~  
359 ~~no county authority exists for the licensing of a family day~~  
360 ~~care home, the department shall have the authority to license~~  
361 ~~family day care homes under contract for the purchase of service~~  
362 ~~system in the subsidized child care program.~~

363 (a) If not subject to license, family day care homes shall  
364 register annually with the department, providing the following  
365 information:

- 366 1. The name and address of the home.
- 367 2. The name of the operator.
- 368 3. The number of children served.
- 369 4. Proof of a written plan to provide at least one other  
370 competent adult to be available to substitute for the operator  
371 in an emergency. This plan shall include the name, address, and  
372 telephone number of the designated substitute.
- 373 5. Proof of screening and background checks.
- 374 6. Proof of successful completion of the 30-hour training  
375 course, as evidenced by passage of a competency examination,  
376 which shall include:
  - 377 a. State and local rules and regulations that govern child  
378 care.
  - 379 b. Health, safety, and nutrition.
  - 380 c. Identifying and reporting child abuse and neglect.

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381 d. Child development, including typical and atypical  
382 language development; and cognitive, motor, social, and self-  
383 help skills development.

384 e. Observation of developmental behaviors, including using  
385 a checklist or other similar observation tools and techniques to  
386 determine a child's developmental level.

387 f. Specialized areas, including early literacy and  
388 language development of children from birth to 5 years of age,  
389 as determined by the department, for owner-operators of family  
390 day care homes.

391 7. Proof that immunization records are kept current.

392 8. Proof of completion of the required continuing  
393 education units or clock hours.

394 (b) A family day care home ~~not participating in the~~  
395 ~~subsidized child care program~~ may volunteer to be licensed under  
396 ~~the provisions of~~ this act.

397 (c) The department may provide technical assistance to  
398 counties and family day care home providers to enable counties  
399 and family day care providers to achieve compliance with family  
400 day care homes standards.

401 Section 12. Section 402.3135, Florida Statutes, is  
402 repealed.

403 Section 13. Section 402.3145, Florida Statutes, is  
404 transferred, renumbered as section 411.01014, Florida Statutes,  
405 and amended to read:

406 411.01014 402.3145 School readiness ~~Subsidized child care~~  
407 ~~transportation~~ services ~~program.~~-

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408 (1) The Agency for Workforce Innovation department,  
409 pursuant to chapter 427, may authorize an early learning  
410 coalition to shall establish school readiness ~~a subsidized child~~  
411 ~~care transportation~~ services ~~system~~ for children at risk of  
412 abuse or neglect participating in the school readiness  
413 ~~subsidized child care~~ program. The early learning coalitions may  
414 ~~state community child care coordination agencies~~ shall contract  
415 for the provision of transportation services as required by this  
416 section.

417 (2) The transportation servicers ~~may only~~ ~~system~~ shall  
418 provide transportation to each child participating in the school  
419 readiness program to the extent that such ~~subsidized child care~~  
420 ~~when, and only when,~~ transportation is necessary to provide  
421 child care opportunities that ~~which~~ otherwise would not be  
422 available to a child whose home is more than a reasonable  
423 walking distance from the nearest child care facility or family  
424 day care home.

425 Section 14. Subsection (3) of section 402.315, Florida  
426 Statutes, is amended to read:

427 402.315 Funding; license fees.—

428 (3) The department shall collect a fee for any license it  
429 issues for a child care facility, family day care home, or large  
430 family child care home pursuant to ss. 402.305, 402.313, and  
431 402.3131 ~~s. 402.308~~.

432 (a) For a child care facility licensed pursuant to s.  
433 402.305, such fee shall be \$1 per child based on the licensed  
434 capacity of the facility, except that the minimum fee shall be

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435 \$25 per facility center and the maximum fee shall be \$100 per  
436 facility center.

437 (b) For a family day care home registered pursuant to s.  
438 402.313, such fee shall be \$25.

439 (c) For a family day care home licensed pursuant to s.  
440 402.313, such fee shall be \$50.

441 (d) For a large family child care home licensed pursuant  
442 to s. 402.3131, such fee shall be \$60.

443 Section 15. Subsection (6) of section 402.45, Florida  
444 Statutes, is amended to read:

445 402.45 Community resource mother or father program.—

446 (6) Individuals under contract to provide community  
447 resource mother or father services shall participate in  
448 preservice and ongoing training as determined by the Department  
449 of Health in consultation with the Agency for Workforce  
450 Innovation State Coordinating Council for School Readiness  
451 Programs. A community resource mother or father shall not be  
452 assigned a client caseload until all preservice training  
453 requirements are completed.

454 Section 16. Paragraph (c) of subsection (5) of section  
455 409.1671, Florida Statutes, is amended to read:

456 409.1671 Foster care and related services; outsourcing.—

457 (5)

458 (c) A foster home dually licensed home under s. 409.175  
459 may this section shall be dually licensed as a family day care  
460 home or large family child care home under chapter 402 and may  
461 eligible to receive a foster care maintenance both an out-of-  
462 home care payment and, to the extent permitted under federal



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463 law, school readiness funding ~~a subsidized child care payment~~  
464 ~~for the same child pursuant to federal law.~~ The department may  
465 adopt ~~administrative~~ rules necessary to administer this  
466 paragraph.

467 Section 17. Paragraphs (a), (d), (e), (f), (g), and (h) of  
468 subsection (2) and subsections (4) through (11) of section  
469 411.01, Florida Statutes, are amended to read:

470 411.01 School readiness programs; early learning  
471 coalitions.—

472 (2) LEGISLATIVE INTENT.—

473 (a) The Legislature recognizes that school readiness  
474 programs increase children's chances of achieving future  
475 educational success and becoming productive members of society.  
476 It is the intent of the Legislature that the programs be  
477 developmentally appropriate, research-based, involve the parent  
478 ~~parents~~ as a ~~their~~ child's first teacher, serve as preventive  
479 measures for children at risk of future school failure, enhance  
480 the educational readiness of eligible children, and support  
481 family education. Each school readiness program shall provide  
482 the elements necessary to prepare at-risk children for school,  
483 including health screening and referral and an appropriate  
484 educational program.

485 (d) It is the intent of the Legislature that the  
486 administrative staff ~~at the state level~~ for school readiness  
487 programs be kept to the minimum necessary to administer the  
488 duties of the Agency for Workforce Innovation and early learning  
489 coalitions. The Agency for Workforce Innovation shall adopt  
490 system support services at the state level to build a

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491 comprehensive early learning system. Each early learning  
492 coalition shall implement and maintain direct enhancement  
493 services at the local level, as approved in its school readiness  
494 plan by the Agency for Workforce Innovation, and ensure access  
495 to such services in each county, ~~as the school readiness~~  
496 ~~programs are to be regionally designed, operated, and managed,~~  
497 ~~with the Agency for Workforce Innovation developing school~~  
498 ~~readiness program performance standards and outcome measures and~~  
499 ~~approving and reviewing early learning coalitions and school~~  
500 ~~readiness plans.~~

501 ~~(e) It is the intent of the Legislature that~~  
502 ~~appropriations for combined school readiness programs shall not~~  
503 ~~be less than the programs would receive in any fiscal year on an~~  
504 ~~uncombined basis.~~

505 (e)-(f) It is the intent of the Legislature that the school  
506 readiness program coordinate and operate in conjunction with the  
507 district school systems. However, it is also the intent of the  
508 Legislature that the school readiness program not be construed  
509 as part of the system of free public schools but rather as a  
510 separate program for children under the age of kindergarten  
511 eligibility, funded separately from the system of free public  
512 schools, utilizing a mandatory sliding fee scale, and providing  
513 an integrated and seamless system of school readiness services  
514 for the state's birth-to-kindergarten population.

515 ~~(g) It is the intent of the Legislature that the federal~~  
516 ~~child care income tax credit be preserved for school readiness~~  
517 ~~programs.~~

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518 ~~(f)(h)~~ It is the intent of the Legislature that school  
519 readiness services ~~shall~~ be an integrated and seamless program  
520 ~~system~~ of services with a developmentally appropriate education  
521 component for the state's eligible birth-to-kindergarten  
522 population described in subsection (6) and ~~shall~~ not be  
523 construed as part of the seamless K-20 education system.

524 (4) AGENCY FOR WORKFORCE INNOVATION.—

525 (a) The Agency for Workforce Innovation shall administer  
526 school readiness programs at the state level and shall  
527 coordinate with the early learning coalitions in providing  
528 school readiness services on a full-day, full-year, full-choice  
529 basis to the extent possible in order to enable parents to work  
530 and be financially self-sufficient.

531 (b) The Agency for Workforce Innovation shall:

532 1. Coordinate the birth-to-kindergarten services for  
533 children who are eligible under subsection (6) and the  
534 programmatic, administrative, and fiscal standards under this  
535 section for all public providers of school readiness programs.

536 ~~2. Continue to provide unified leadership for school~~  
537 ~~readiness through early learning coalitions.~~

538 ~~2.3.~~ Focus on improving the educational quality of all  
539 program providers participating in publicly funded school  
540 readiness programs.

541 (c) The Governor shall designate the Agency for Workforce  
542 Innovation as the lead agency for purposes of administration of  
543 the federal Child Care and Development Fund, 45 C.F.R. parts 98  
544 and 99, and the agency for ~~Workforce Innovation may be~~  
545 ~~designated by the Governor as the lead agency and, if so~~

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546 ~~designated,~~ shall comply with the lead agency responsibilities  
547 under federal law.

548 (d) The Agency for Workforce Innovation shall:

549 1. Be responsible for the prudent use of all public and  
550 private funds in accordance with all legal and contractual  
551 requirements.

552 2. Provide final approval and every 2 years ~~periodic~~  
553 review of early learning coalitions and school readiness plans.

554 3. ~~Establish Provide leadership for the enhancement of~~  
555 ~~school readiness in this state by aggressively establishing a~~  
556 unified approach to the state's efforts toward enhancement of  
557 school readiness. In support of this effort, the Agency for  
558 Workforce Innovation shall adopt ~~may develop and implement~~  
559 specific system support services ~~strategies~~ that address the  
560 state's school readiness programs. An early learning coalition  
561 shall amend its school readiness plan to conform to the specific  
562 system support services adopted by the Agency for Workforce  
563 Innovation. System support services shall include, but are not  
564 limited to:

565 a. Child care resource and referral services;

566 b. Warm-Line services;

567 c. Eligibility determinations;

568 d. Child performance standards;

569 e. Child screening and assessment;

570 f. Developmentally appropriate curricula;

571 g. Health and safety requirements;

572 h. Statewide data system requirements; and

573 i. Rating and improvement systems.

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574 4. Safeguard the effective use of federal, state, local,  
575 and private resources to achieve the highest possible level of  
576 school readiness for the children in this state.

577 5. Adopt a rule establishing criteria for the expenditure  
578 of funds designated for the purpose of funding activities to  
579 improve the quality of child care within the state in accordance  
580 with s. 658G of the federal Child Care and Development Block  
581 Grant Act.

582 ~~6.5.~~ Provide technical assistance to early learning  
583 coalitions in a manner determined by the Agency for Workforce  
584 Innovation based upon information obtained by the agency from  
585 various sources, including, but not limited to, public input,  
586 government reports, private interest group reports, agency  
587 monitoring visits, and coalition requests for service.

588 7. In cooperation with the Department of Education and  
589 early learning coalitions, coordinate with the Child Care  
590 Services Program Office of the Department of Children and Family  
591 Services to minimize duplicating interagency activities, health  
592 and safety monitoring, and acquiring and composing data  
593 pertaining to child care training and credentialing.

594 ~~6. Assess gaps in service.~~

595 ~~7. Provide technical assistance to counties that form a~~  
596 ~~multicounty region served by an early learning coalition.~~

597 8. Develop and adopt performance standards and outcome  
598 measures for school readiness programs. The performance  
599 standards must address the age-appropriate progress of children  
600 in the development of the school readiness skills ~~required under~~  
601 ~~paragraph (j).~~ The performance standards for children from birth

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602 to 5 3 years of age in school readiness programs must be  
603 integrated with the performance standards adopted by the  
604 Department of Education for children in the Voluntary  
605 Prekindergarten Education Program under s. 1002.67.

606 9. Adopt a standard contract that must be used by the  
607 coalitions when contracting with school readiness providers.

608 (e) The Agency for Workforce Innovation may adopt rules  
609 under ss. 120.536(1) and 120.54 to administer the provisions of  
610 law conferring duties upon the agency, including, but not  
611 limited to, rules governing the administration of system support  
612 services ~~preparation and implementation of the school readiness~~  
613 ~~programs~~ system, the collection of data, the approval of early  
614 learning coalitions and school readiness plans, the provision of  
615 a method whereby an early learning coalition may serve two or  
616 more counties, the award of incentives to early learning  
617 coalitions, child performance standards, child outcome measures,  
618 ~~and the issuance of waivers,~~ and the implementation of the  
619 state's Child Care and Development Fund Plan as approved by the  
620 federal Administration for Children and Families.

621 (f) The Agency for Workforce Innovation shall have all  
622 powers necessary to administer this section, including, but not  
623 limited to, the power to receive and accept grants, loans, or  
624 advances of funds from any public or private agency and to  
625 receive and accept from any source contributions of money,  
626 property, labor, or any other thing of value, to be held, used,  
627 and applied for purposes of this section.

628 (g) Except as provided by law, the Agency for Workforce  
629 Innovation may not impose requirements on a child care or early

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630 childhood education provider that does not deliver services  
631 under the a school readiness programs ~~program~~ or receive state  
632 or federal funds under this section.

633 (h) The Agency for Workforce Innovation shall have a  
634 budget for ~~the~~ school readiness programs ~~system~~, which shall be  
635 financed through an annual appropriation made for purposes of  
636 this section in the General Appropriations Act.

637 (i) The Agency for Workforce Innovation shall coordinate  
638 the efforts toward school readiness in this state and provide  
639 independent policy analyses, data analyses, and recommendations  
640 to the Governor, the State Board of Education, and the  
641 Legislature.

642 (j) The Agency for Workforce Innovation shall require that  
643 ~~each early learning coalition's~~ school readiness programs  
644 ~~program must~~, at a minimum, enhance the age-appropriate progress  
645 of each child in attaining the performance standards adopted  
646 under subparagraph (d)8. and in the development of the following  
647 school readiness skills:

- 648 1. Compliance with rules, limitations, and routines.
- 649 2. Ability to perform tasks.
- 650 3. Interactions with adults.
- 651 4. Interactions with peers.
- 652 5. Ability to cope with challenges.
- 653 6. Self-help skills.
- 654 7. Ability to express the child's needs.
- 655 8. Verbal communication skills.
- 656 9. Problem-solving skills.
- 657 10. Following of verbal directions.

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- 658 11. Demonstration of curiosity, persistence, and  
659 exploratory behavior.
- 660 12. Interest in books and other printed materials.
- 661 13. Paying attention to stories.
- 662 14. Participation in art and music activities.
- 663 15. Ability to identify colors, geometric shapes, letters  
664 of the alphabet, numbers, and spatial and temporal  
665 relationships.

666

667 Within 30 days after enrollment ~~The Agency for Workforce~~  
668 ~~Innovation shall also require that, before a child is enrolled~~  
669 ~~in the an early learning coalition's~~ school readiness program,  
670 the early learning coalition must ensure that the program  
671 provider obtains information ~~is obtained by the coalition or the~~  
672 ~~school readiness provider~~ regarding the child's immunizations,  
673 physical development, and other health requirements as  
674 necessary, including appropriate vision and hearing screening  
675 and examinations. For a program provider licensed by the  
676 Department of Children and Family Services, the provider's  
677 compliance with s. 402.305(9), as verified pursuant to s.  
678 402.311, shall satisfy this requirement.

679 (k) The Agency for Workforce Innovation shall conduct  
680 studies and planning activities related to the overall  
681 improvement and effectiveness of the outcome measures adopted by  
682 the agency for school readiness programs and the specific system  
683 support service strategies to address the state's school  
684 readiness programs adopted by the Agency for Workforce  
685 Innovation in accordance with subparagraph (d)3.



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686 (1) The Agency for Workforce Innovation shall monitor and  
687 evaluate the performance of each early learning coalition in  
688 administering the school readiness program, implementing the  
689 coalition's school readiness plan, and administering the  
690 Voluntary Prekindergarten Education Program. These monitoring  
691 and performance evaluations must include, at a minimum, onsite  
692 monitoring of each coalition's finances, management, operations,  
693 and programs.

694 ~~(m) The Agency for Workforce Innovation shall identify~~  
695 ~~best practices of early learning coalitions in order to improve~~  
696 ~~the outcomes of school readiness programs.~~

697 (m) ~~(n)~~ The Agency for Workforce Innovation shall submit an  
698 annual report of its activities conducted under this section to  
699 the Governor, ~~the executive director of the Florida Healthy Kids~~  
700 ~~Corporation,~~ the President of the Senate, the Speaker of the  
701 House of Representatives, and the minority leaders of both  
702 houses of the Legislature. In addition, the Agency for Workforce  
703 Innovation's reports and recommendations shall be made available  
704 to ~~the State Board of Education,~~ the Florida Early Learning  
705 Advisory Council and, other appropriate state agencies and  
706 entities, ~~district school boards, central agencies, and county~~  
707 ~~health departments.~~ The annual report must provide an analysis  
708 of school readiness activities across the state, including the  
709 number of children who were served in the programs.

710 (n) ~~(e)~~ The Agency for Workforce Innovation shall work with  
711 the early learning coalitions to ensure availability of training  
712 and support for parental ~~increase parents' training for and~~

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713 involvement in ~~their~~ children's early preschool education and to  
714 provide family literacy activities and services programs.

715 (5) CREATION OF EARLY LEARNING COALITIONS.-

716 (a) Early learning coalitions.-

717 1. Each early learning coalition shall maintain direct  
718 enhancement services at the local level and ensure access to  
719 such services in each county.

720 2.1. The Agency for Workforce Innovation shall establish  
721 the minimum number of children to be served by each early  
722 learning coalition through the coalition's school readiness  
723 program. The Agency for Workforce Innovation may only approve  
724 school readiness plans in accordance with this minimum number.  
725 The minimum number must be uniform for every early learning  
726 coalition and must:

727 a. Permit 31 ~~30~~ or fewer coalitions to be established; and  
728 b. Require each coalition to serve at least 2,000 children  
729 based upon the average number of all children served per month  
730 through the coalition's school readiness program during the  
731 previous 12 months.

732

733 ~~The Agency for Workforce Innovation shall adopt procedures for~~  
734 ~~merging early learning coalitions, including procedures for the~~  
735 ~~consolidation of merging coalitions, and for the early~~  
736 ~~termination of the terms of coalition members which are~~  
737 ~~necessary to accomplish the mergers. Each early learning~~  
738 ~~coalition must comply with the merger procedures and shall be~~  
739 ~~organized in accordance with this subparagraph by April 1, 2005.~~  
740 ~~By June 30, 2005, each coalition must complete the transfer of~~

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741 ~~powers, duties, functions, rules, records, personnel, property,~~  
742 ~~and unexpended balances of appropriations, allocations, and~~  
743 ~~other funds to the successor coalition, if applicable.~~

744 ~~3.2.~~ If an early learning coalition would serve fewer  
745 children than the minimum number established under subparagraph  
746 ~~2. 1.~~, the coalition must merge with another county to form a  
747 multicounty coalition. The Agency for Workforce Innovation shall  
748 adopt procedures for merging early learning coalitions,  
749 including procedures for the consolidation of merging  
750 coalitions, and for the early termination of the terms of  
751 coalition members which are necessary to accomplish the mergers.

752 However, the Agency for Workforce Innovation shall ~~may~~ authorize  
753 an early learning coalition to serve fewer children than the  
754 minimum number established under subparagraph 1., if:

755 ~~a. The coalition demonstrates to the Agency for Workforce~~  
756 ~~Innovation that merging with another county or multicounty~~  
757 ~~region contiguous to the coalition would cause an extreme~~  
758 ~~hardship on the coalition;~~

759 ~~a.b.~~ The Agency for Workforce Innovation has determined  
760 during the most recent ~~annual~~ review of the coalition's school  
761 readiness plan, or through monitoring and performance  
762 evaluations conducted under paragraph (4)(1), that the coalition  
763 has substantially implemented its plan ~~and substantially met the~~  
764 ~~performance standards and outcome measures adopted by the~~  
765 ~~agency; and~~

766 c. The coalition demonstrates to the Agency for Workforce  
767 Innovation the coalition's ability to effectively and

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768 efficiently implement the Voluntary Prekindergarten Education  
769 Program and perform its other duties as provided by law.

770

771 If an early learning coalition fails or refuses to merge as  
772 required by this subparagraph, the Agency for Workforce  
773 Innovation may dissolve the coalition and temporarily contract  
774 with a qualified entity to continue school readiness and  
775 prekindergarten services in the coalition's county or  
776 multicounty region until the agency reestablishes the coalition  
777 and a new is reestablished through resubmission of a school  
778 readiness plan is approved and approval by the agency.

779 ~~3. Notwithstanding the provisions of subparagraphs 1. and~~  
780 ~~2., the early learning coalitions in Sarasota, Osceola, and~~  
781 ~~Santa Rosa Counties which were in operation on January 1, 2005,~~  
782 ~~are established and authorized to continue operation as~~  
783 ~~independent coalitions, and shall not be counted within the~~  
784 ~~limit of 30 coalitions established in subparagraph 1.~~

785 4. Each early learning coalition shall be composed of at  
786 least 15 ~~18~~ members but not more than 30 ~~35~~ members. The Agency  
787 for Workforce Innovation shall adopt standards establishing  
788 within this range the minimum and maximum number of members that  
789 may be appointed to an early learning coalition and procedures  
790 for identifying which members have voting privileges under  
791 subparagraph 6. These standards must include variations for a  
792 coalition serving a multicounty region. Each early learning  
793 coalition must comply with these standards.

794 5. The Governor shall appoint the chair and two other  
795 members of each early learning coalition, who must each meet the

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796 same qualifications as private sector business members appointed  
797 by the coalition under subparagraph 7.

798 6. Each early learning coalition must include the  
799 following member positions; however, in a multicounty coalition,  
800 each ex officio member position may be filled by multiple  
801 nonvoting members but no more than one voting member shall be  
802 seated per member position. If an early learning coalition has  
803 more than one member representing the same entity, only one of  
804 such members may serve as a voting member ~~members:~~

805 a. A Department of Children and Family Services circuit  
806 ~~district~~ administrator or his or her designee who is authorized  
807 to make decisions on behalf of the department.

808 b. A district superintendent of schools or his or her  
809 designee who is authorized to make decisions on behalf of the  
810 district, ~~who shall be a nonvoting member.~~

811 c. A regional workforce board executive director or his or  
812 her designee.

813 d. A county health department director or his or her  
814 designee.

815 e. A children's services council or juvenile welfare board  
816 chair or executive director, if applicable, ~~who shall be a~~  
817 ~~nonvoting member if the council or board is the fiscal agent of~~  
818 ~~the coalition or if the council or board contracts with and~~  
819 ~~receives funds from the coalition for any purpose other than~~  
820 ~~rent.~~

821 f. An agency head of a local licensing agency as defined  
822 in s. 402.302, where applicable.

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823 g. A president of a community college or his or her  
824 designee.

825 h. One member appointed by a board of county commissioners  
826 or the governing board of a municipality.

827 ~~i. A central agency administrator, where applicable, who~~  
828 ~~shall be a nonvoting member.~~

829 ~~i.j. A Head Start director, who shall be a nonvoting~~  
830 ~~member.~~

831 ~~j.k. A representative of private for-profit child care~~  
832 ~~providers, including private for-profit family day care homes,~~  
833 ~~who shall be a nonvoting member.~~

834 ~~k.l. A representative of faith-based child care providers,~~  
835 ~~who shall be a nonvoting member.~~

836 ~~l.m. A representative of programs for children with~~  
837 ~~disabilities under the federal Individuals with Disabilities~~  
838 ~~Education Act, who shall be a nonvoting member.~~

839 7. Including the members appointed by the Governor under  
840 subparagraph 5., more than one-third of the members of each  
841 early learning coalition must be private sector business members  
842 who do not have, and none of whose relatives as defined in s.  
843 112.3143 has, a substantial financial interest in the design or  
844 delivery of the Voluntary Prekindergarten Education Program  
845 created under part V of chapter 1002 or the coalition's school  
846 readiness program. To meet this requirement an early learning  
847 coalition must appoint additional members ~~from a list of~~  
848 ~~nominees submitted to the coalition by a chamber of commerce or~~  
849 ~~economic development council within the geographic region served~~  
850 ~~by the coalition.~~ The Agency for Workforce Innovation shall

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851 establish criteria for appointing private sector business  
852 members. These criteria must include standards for determining  
853 whether a member or relative has a substantial financial  
854 interest in the design or delivery of the Voluntary  
855 Prekindergarten Education Program or the coalition's school  
856 readiness program.

857 8. A majority of the voting membership of an early  
858 learning coalition constitutes a quorum required to conduct the  
859 business of the coalition. An early learning coalition board may  
860 use any method of telecommunications to conduct meetings,  
861 including establishing a quorum through telecommunications,  
862 provided that the public is given proper notice of a  
863 telecommunications meeting and reasonable access to observe and,  
864 when appropriate, participate.

865 9. A voting member of an early learning coalition may not  
866 appoint a designee to act in his or her place, except as  
867 otherwise provided in this paragraph. A voting member may send a  
868 representative to coalition meetings, but that representative  
869 does not have voting privileges. When a district administrator  
870 for the Department of Children and Family Services appoints a  
871 designee to an early learning coalition, the designee is the  
872 voting member of the coalition, and any individual attending in  
873 the designee's place, including the district administrator, does  
874 not have voting privileges.

875 10. Each member of an early learning coalition is subject  
876 to ss. 112.313, 112.3135, and 112.3143. For purposes of s.  
877 112.3143(3)(a), each voting member is a local public officer who  
878 must abstain from voting when a voting conflict exists.

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879 11. For purposes of tort liability, each member or  
880 employee of an early learning coalition shall be governed by s.  
881 768.28.

882 12. An early learning coalition serving a multicounty  
883 region must include representation from each county.

884 13. Each early learning coalition shall establish terms  
885 for all appointed members of the coalition. The terms must be  
886 staggered and must be a uniform length that does not exceed 4  
887 years per term. Coalition chairs shall be appointed for 4 years  
888 in conjunction with their membership on the Early Learning  
889 Advisory Council under s. 20.052. Appointed members may serve a  
890 maximum of two consecutive terms. When a vacancy occurs in an  
891 appointed position, the coalition must advertise the vacancy.

892 (b) Limitation.—Except as provided by law, the early  
893 learning coalitions may not impose requirements on a child care  
894 or early childhood education provider that does not deliver  
895 services under the school readiness programs or receive state,  
896 federal, required maintenance of effort, or matching funds under  
897 this section.

898 ~~(b) Program participation. The school readiness program~~  
899 ~~shall be established for children from birth to the beginning of~~  
900 ~~the school year for which a child is eligible for admission to~~  
901 ~~kindergarten in a public school under s. 1003.21(1)(a)2. The~~  
902 ~~program shall be administered by the early learning coalition.~~  
903 ~~Within funding limitations, the early learning coalition, along~~  
904 ~~with all providers, shall make reasonable efforts to accommodate~~  
905 ~~the needs of children for extended day and extended year~~  
906 ~~services without compromising the quality of the program.~~



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907 (c) Program expectations.--

908 1. The school readiness program must meet the following  
909 expectations:

910 a. The program must, at a minimum, enhance the age-  
911 appropriate progress of each child in attaining the development  
912 ~~of the school readiness skills required under paragraph (4)(j),~~  
913 ~~as measured by~~ the performance standards and outcome measures  
914 adopted by the Agency for Workforce Innovation.

915 b. The program must provide extended-day and extended-year  
916 services to the maximum extent possible without compromising the  
917 quality of the program to meet the needs of parents who work.

918 c. The program There must provide a ~~be~~ coordinated  
919 professional staff development system that supports the  
920 achievement and maintenance of core competencies by school  
921 readiness instructors in helping children attain the performance  
922 standards and outcome measures adopted by the Agency for  
923 Workforce Innovation ~~and teaching opportunities.~~

924 d. There must be expanded access to community services and  
925 resources for families to help achieve economic self-  
926 sufficiency.

927 e. There must be a single point of entry and unified  
928 waiting list. As used in this sub-subparagraph, the term "single  
929 point of entry" means an integrated information system that  
930 allows a parent to enroll his or her child in the school  
931 readiness program at various locations throughout a ~~the~~ county  
932 ~~or multicounty region served by an early learning coalition,~~  
933 that may allow a parent to enroll his or her child by telephone  
934 or through an Internet website, and that uses a unified waiting

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935 list to track eligible children waiting for enrollment in the  
936 school readiness program. The Agency for Workforce Innovation  
937 shall establish through technology a single statewide  
938 information system that each coalition must use for the purposes  
939 of managing the ~~integrates each early learning coalition's~~  
940 single point of entry, tracking children's progress,  
941 coordinating services among stakeholders, determining  
942 eligibility, tracking child attendance, and streamlining  
943 administrative processes for providers and early learning  
944 coalitions and ~~each coalition must use the statewide system.~~

945 f. The Agency for Workforce Innovation must consider the  
946 access of eligible children to the school readiness program, as  
947 demonstrated in part by waiting lists, before approving a  
948 proposed increase in payment rates submitted by an early  
949 learning coalition. In addition, early learning coalitions shall  
950 use school readiness funds made available due to enrollment  
951 shifts from school readiness programs to the Voluntary  
952 Prekindergarten Education Program for increasing the number of  
953 children served in school readiness programs before increasing  
954 payment rates.

955 ~~g. There must be a community plan to address the needs of~~  
956 ~~all eligible children.~~

957 ~~g.h.~~ The program must meet all state licensing guidelines,  
958 where applicable.

959 h. The program must ensure that minimum standards for  
960 child discipline practices are age-appropriate. Such standards  
961 must provide that children not be subjected to discipline that  
962 is severe, humiliating, or frightening or discipline that is

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963 associated with food, rest, or toileting. Spanking or any other  
964 form of physical punishment is prohibited.

965 2. Each ~~The~~ early learning coalition must implement a  
966 comprehensive program of school readiness services in accordance  
967 with the rules adopted by the agency which ~~that~~ enhance the  
968 cognitive, social, and physical development of children to  
969 achieve the performance standards and outcome measures ~~adopted~~  
970 ~~by the agency for Workforce Innovation~~. At a minimum, these  
971 programs must contain the following system support service  
972 elements:

973 a. Developmentally appropriate curriculum designed to  
974 enhance the age-appropriate progress of children in attaining  
975 the performance standards adopted by the Agency for Workforce  
976 Innovation under subparagraph (4) (d) 8.

977 b. A character development program to develop basic  
978 values.

979 c. An age-appropriate screening ~~assessment~~ of each child's  
980 development.

981 d. An age-appropriate assessment ~~A pretest~~ administered to  
982 children when they enter a program and an age-appropriate  
983 assessment ~~a posttest~~ administered to children when they leave  
984 the program.

985 e. An appropriate staff-to-children ratio, pursuant to s.  
986 402.305(4) or s. 402.302(7) or (8), as applicable, and as  
987 verified pursuant to s. 402.311.

988 f. A healthy and safe environment pursuant to s.  
989 401.305(5), (6), and (7), as applicable, and as verified  
990 pursuant to s. 402.311.

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991 g. A resource and referral network established under s.  
992 411.0101 to assist parents in making an informed choice and a  
993 regional Warm-Line under s. 411.01015.

994  
995 The Agency for Workforce Innovation, the Department of  
996 Education, and early learning coalitions shall coordinate with  
997 the Child Care Services Program Office of the Department of  
998 Children and Family Services to minimize duplicating interagency  
999 activities pertaining to acquiring and composing data for child  
1000 care training and credentialing.

1001 (d) Implementation.—

1002 1. An early learning coalition may not implement the  
1003 school readiness program until the coalition is authorized  
1004 through approval of the coalition's school readiness plan by the  
1005 Agency for Workforce Innovation.

1006 2. Each early learning coalition shall coordinate with one  
1007 another to implement a comprehensive program of school readiness  
1008 services which enhances the cognitive, social, physical, and  
1009 moral character of the children to achieve the performance  
1010 standards and outcome measures and which helps families achieve  
1011 economic self-sufficiency. Such program must contain, at a  
1012 minimum, the following elements: ~~develop a plan for implementing~~

1013 a. Implement the school readiness program to meet the  
1014 requirements of this section and the system support services,  
1015 performance standards, and outcome measures adopted by the  
1016 Agency for Workforce Innovation.

1017 b. ~~The plan must~~ Demonstrate how the program will ensure  
1018 that each ~~3-year-old and 4-year-old~~ child from birth through 5

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1019 years of age in a publicly funded school readiness program  
1020 receives scheduled activities and instruction designed to  
1021 enhance the age-appropriate progress of the children in  
1022 attaining the performance standards adopted by the Agency for  
1023 Workforce Innovation under subparagraph (4) (d) 8.

1024 c. Ensure that the coalition has solicited and considered  
1025 comments regarding the proposed school readiness plan from the  
1026 local community.

1027  
1028 Before implementing the school readiness program, the early  
1029 learning coalition must submit the plan to the Agency for  
1030 Workforce Innovation for approval. The Agency for Workforce  
1031 Innovation may approve the plan, reject the plan, or approve the  
1032 plan with conditions. The Agency for Workforce Innovation shall  
1033 review school readiness plans at least every 2 years annually.

1034 3. If the Agency for Workforce Innovation determines  
1035 during the ~~annual~~ review of school readiness plans, or through  
1036 monitoring and performance evaluations conducted under paragraph  
1037 (4) (1), that an early learning coalition has not substantially  
1038 implemented its plan, has not substantially met the performance  
1039 standards and outcome measures adopted by the agency, or has not  
1040 effectively administered the school readiness program or  
1041 Voluntary Prekindergarten Education Program, the Agency for  
1042 Workforce Innovation may dissolve the coalition and temporarily  
1043 contract with a qualified entity to continue school readiness  
1044 and prekindergarten services in the coalition's county or  
1045 multicounty region until the agency reestablishes the coalition  
1046 and a new the coalition is reestablished through resubmission of

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1047 a school readiness plan is approved in accordance with the rules  
1048 adopted and approval by the agency.

1049 4. The Agency for Workforce Innovation shall adopt rules  
1050 establishing criteria for the approval of school readiness  
1051 plans. The criteria must be consistent with the system support  
1052 services, performance standards, and outcome measures adopted by  
1053 the agency and must require each approved plan to include the  
1054 following minimum standards and provisions for the school  
1055 readiness program:

1056 a. A community plan that addresses the needs of all  
1057 children and providers within the coalition's county or  
1058 multicounty region.

1059 ~~b.a.~~ A sliding fee scale establishing a copayment for  
1060 parents based upon their ability to pay, which is the same for  
1061 all program providers, ~~to be implemented and reflected in each~~  
1062 ~~program's budget.~~

1063 ~~c.b.~~ A choice of settings and locations in licensed,  
1064 registered, religious-exempt, or school-based programs to be  
1065 provided to parents.

1066 ~~e.~~ ~~Instructional staff who have completed the training~~  
1067 ~~course as required in s. 402.305(2) (d)1., as well as staff who~~  
1068 ~~have additional training or credentials as required by the~~  
1069 ~~Agency for Workforce Innovation. The plan must provide a method~~  
1070 ~~for assuring the qualifications of all personnel in all program~~  
1071 ~~settings.~~

1072 d. Specific eligibility priorities for children ~~within the~~  
1073 ~~early learning coalition's county or multicounty region in~~  
1074 accordance with subsection (6).

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1075 e. Performance standards and outcome measures adopted by  
1076 the Agency for Workforce Innovation.

1077 f. Payment rates adopted by the early learning coalitions  
1078 ~~coalition~~ and approved by the Agency for Workforce Innovation.  
1079 Payment rates may not have the effect of limiting parental  
1080 choice or creating standards or levels of services that have not  
1081 been expressly established ~~authorized~~ by the Legislature, unless  
1082 the creation of such standards or levels of service, which must  
1083 be uniform throughout the state, is approved by the Federal  
1084 Government and results in the state being eligible to receive  
1085 additional federal funds available for early learning on a  
1086 statewide basis.

1087 ~~g. Systems support services, including a central agency,~~  
1088 ~~child care resource and referral, eligibility determinations,~~  
1089 ~~training of providers, and parent support and involvement.~~

1090 g.h. Direct enhancement services for ~~to~~ families and  
1091 children. System support and direct enhancement services shall  
1092 be in addition to payments for the placement of children in  
1093 school readiness programs. Direct enhancement services for  
1094 families may include parent training and involvement activities  
1095 and strategies to meet the needs of unique populations and local  
1096 eligibility priorities. Enhancement services for children may  
1097 include provider supports and professional development approved  
1098 in the plan by the Agency for Workforce Innovation.

1099 ~~h.i.~~ The business organization of the early learning  
1100 coalition, which must include the coalition's articles of  
1101 incorporation and bylaws if the coalition is organized as a  
1102 corporation. If the coalition is not organized as a corporation

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1103 or other business entity, the plan must include the contract  
1104 with a fiscal agent. An early learning coalition may contract  
1105 with other coalitions to achieve efficiency in multicounty  
1106 services, and these contracts may be part of the coalition's  
1107 school readiness plan.

1108 i. The implementation of locally developed quality  
1109 programs in accordance with the requirements adopted by the  
1110 agency under subparagraph (4) (d) 5.

1111 ~~j. Strategies to meet the needs of unique populations,~~  
1112 ~~such as migrant workers.~~

1113

1114 ~~As part of the school readiness plan, The Agency for Workforce~~  
1115 ~~Innovation early learning coalition may request the Governor to~~  
1116 ~~apply for a waiver to allow the coalition to administer the Head~~  
1117 ~~Start Program to accomplish the purposes of the school readiness~~  
1118 ~~program. If a school readiness plan demonstrates that specific~~  
1119 ~~statutory goals can be achieved more effectively by using~~  
1120 ~~procedures that require modification of existing rules,~~  
1121 ~~policies, or procedures, a request for a waiver to the Agency~~  
1122 ~~for Workforce Innovation may be submitted as part of the plan.~~  
1123 ~~Upon review, the Agency for Workforce Innovation may grant the~~  
1124 ~~proposed modification.~~

1125 5. Persons with an early childhood teaching certificate  
1126 may provide support and supervision to other staff in the school  
1127 readiness program.

1128 6. An early learning coalition may not implement its  
1129 school readiness plan until it submits the plan to and receives  
1130 approval from the Agency for Workforce Innovation. Once the plan



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1131 is approved, the plan and the services provided under the plan  
1132 shall be controlled by the early learning coalition. The plan  
1133 shall be reviewed and revised as necessary, but at least  
1134 biennially. An early learning coalition may not implement the  
1135 revisions until the coalition submits the revised plan to and  
1136 receives approval from the Agency for Workforce Innovation. If  
1137 the Agency for Workforce Innovation rejects a revised plan, the  
1138 coalition must continue to operate under its prior approved  
1139 plan.

1140 7. Sections 125.901(2)(a)3., 411.221, and 411.232 do not  
1141 apply to ~~an early learning coalition with an approved school~~  
1142 ~~readiness programs plan.~~ The Agency for Workforce Innovation ~~To~~  
1143 ~~facilitate innovative practices and to allow the regional~~  
1144 ~~establishment of school readiness programs, an early learning~~  
1145 ~~coalition~~ may apply to the Governor and Cabinet for a waiver of,  
1146 and the Governor and Cabinet may waive, any of the provisions of  
1147 ss. 411.223, 411.232, and 1003.54, if the waiver is necessary  
1148 for implementation of ~~the coalition's~~ school readiness programs  
1149 ~~plan.~~

1150 8. Two or more early learning coalitions ~~counties~~ may join  
1151 for purposes of planning and implementing a school readiness  
1152 program.

1153 9. ~~An early learning coalition may, subject to approval by~~  
1154 ~~The Agency for Workforce Innovation as part of the coalition's~~  
1155 ~~school readiness plan, receive subsidized child care funds for~~  
1156 ~~all children eligible for any federal subsidized child care~~  
1157 ~~program.~~

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1158 ~~10. An early learning coalition may enter into multiparty~~  
1159 ~~contracts with multicounty service providers in order to meet~~  
1160 ~~the needs of unique populations such as migrant workers.~~

1161 (e) Requests for proposals; payment schedule.-

1162 1. Each early learning coalition must comply with the  
1163 procurement and expenditure procedures adopted by the Agency for  
1164 Workforce Innovation, including, but not limited to, applying  
1165 the procurement and expenditure procedures required by federal  
1166 law for the expenditure of federal funds s. 287.057 for the  
1167 ~~procurement of commodities or contractual services from the~~  
1168 ~~funds described in paragraph (9)(d). The period of a contract~~  
1169 ~~for purchase of these commodities or contractual services,~~  
1170 ~~together with any renewal of the original contract, may not~~  
1171 ~~exceed 3 years.~~

1172 2. Each early learning coalition shall adopt a payment  
1173 schedule that encompasses all programs funded by the coalition  
1174 under this section. The payment schedule must take into  
1175 consideration the prevailing relevant market rate, must include  
1176 the projected number of children to be served, and must be  
1177 submitted for approval by the Agency for Workforce Innovation.  
1178 Informal child care arrangements shall be reimbursed at not more  
1179 than 50 percent of the rate adopted ~~developed~~ for a family day  
1180 care home.

1181 ~~(f) Requirements relating to fiscal agents. If an early~~  
1182 ~~learning coalition is not legally organized as a corporation or~~  
1183 ~~other business entity, the coalition must designate a fiscal~~  
1184 ~~agent, which may be a public entity, a private nonprofit~~  
1185 ~~organization, or a certified public accountant who holds a~~

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1186 ~~license under chapter 473. The fiscal agent must provide~~  
1187 ~~financial and administrative services under a contract with the~~  
1188 ~~early learning coalition. The fiscal agent may not provide~~  
1189 ~~direct early childhood education or child care services;~~  
1190 ~~however, a fiscal agent may provide those services upon written~~  
1191 ~~request of the early learning coalition to the Agency for~~  
1192 ~~Workforce Innovation and upon the approval of the request by the~~  
1193 ~~agency. The cost of the financial and administrative services~~  
1194 ~~shall be negotiated between the fiscal agent and the early~~  
1195 ~~learning coalition. If the fiscal agent is a provider of early~~  
1196 ~~childhood education and child care programs, the contract must~~  
1197 ~~specify that the fiscal agent shall act on policy direction from~~  
1198 ~~the early learning coalition and must not receive policy~~  
1199 ~~direction from its own corporate board regarding disbursement of~~  
1200 ~~the coalition's funds. The fiscal agent shall disburse funds in~~  
1201 ~~accordance with the early learning coalition's approved school~~  
1202 ~~readiness plan and based on billing and disbursement procedures~~  
1203 ~~approved by the Agency for Workforce Innovation. The fiscal~~  
1204 ~~agent must conform to all data reporting requirements~~  
1205 ~~established by the Agency for Workforce Innovation.~~

1206 ~~(f)(g)~~ Evaluation and annual report.—Each early learning  
1207 coalition shall conduct an evaluation of its implementation the  
1208 ~~effectiveness~~ of the school readiness program, including system  
1209 support services, performance standards, and outcome measures,  
1210 and shall provide an annual report and fiscal statement to the  
1211 Agency for Workforce Innovation. This report must also include  
1212 an evaluation of the effectiveness of its direct enhancement  
1213 services and conform to the content and format specifications

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1214 adopted ~~set~~ by the Agency for Workforce Innovation. The Agency  
1215 for Workforce Innovation must include an analysis of the early  
1216 learning coalitions' reports in the agency's annual report.

1217 (6) PROGRAM ELIGIBILITY.—~~The Each~~ early learning  
1218 ~~coalition's~~ school readiness program is ~~shall be~~ established for  
1219 children from birth to the beginning of the school year for  
1220 which a child is eligible for admission to kindergarten in a  
1221 public school under s. 1003.21(1)(a)2. or who are eligible for  
1222 any federal subsidized child care program. Each early learning  
1223 coalition shall give priority for participation in the school  
1224 readiness program as follows:

1225 (a) Priority shall be given first to a child from a family  
1226 in which there is an adult receiving temporary cash assistance  
1227 who is subject to federal work requirements.

1228 (b) Priority shall be given next to a child who is  
1229 eligible for a school readiness program but who has not yet  
1230 entered children age 3 years to school, entry who is are served  
1231 by the Family Safety Program Office of the Department of  
1232 Children and Family Services or a community-based lead agency  
1233 under chapter 39 or chapter 409, and for whom child care is  
1234 needed to minimize risk of further abuse, neglect, or  
1235 abandonment.

1236 (c) Subsequent priority shall be given to a child ~~Other~~  
1237 ~~eligible populations include children who~~ meets ~~meet~~ one or more  
1238 of the following criteria:

1239 1. ~~(a)~~ A child who is younger than ~~Children under~~ the age  
1240 of kindergarten eligibility and ~~who are:~~

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1241 ~~1. Children determined to be at risk of abuse, neglect, or~~  
1242 ~~exploitation who are currently clients of the Family Safety~~  
1243 ~~Program Office of the Department of Children and Family~~  
1244 ~~Services, but who are not otherwise given priority under this~~  
1245 ~~subsection.~~

1246 a.2. Is Children at risk of welfare dependency, including  
1247 an economically disadvantaged child ~~children~~, a child ~~children~~  
1248 of a participant ~~participants~~ in the welfare transition program,  
1249 a child of a migratory agricultural worker ~~children of migrant~~  
1250 ~~farmworkers~~, or a child ~~and children~~ of a teen parent ~~parents~~.

1251 b.3. Is a member Children of a working family that is  
1252 economically disadvantaged families ~~whose family income does not~~  
1253 ~~exceed 150 percent of the federal poverty level.~~

1254 c.4. Children For whom financial assistance is provided  
1255 through the state is paying a Relative Caregiver Program ~~payment~~  
1256 ~~under s. 39.5085.~~

1257 2.(b) A 3-year-old child or ~~Three year old children~~ and 4-  
1258 year-old child ~~children~~ who may not be economically  
1259 disadvantaged but who has a disability; ~~has have disabilities,~~  
1260 ~~have been served in a specific part-time exceptional education~~  
1261 program or a combination of part-time exceptional education  
1262 programs with required special services, aids, or equipment; ~~it~~  
1263 ~~and was were~~ previously reported for funding part time under  
1264 ~~with~~ the Florida Education Finance Program as an exceptional  
1265 student ~~students~~.

1266 3.(e) An economically disadvantaged child ~~children~~, a  
1267 child ~~children~~ with a disability ~~disabilities~~, or a child ~~and~~  
1268 ~~children~~ at risk of future school failure, from birth to 4 years

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1269 of age, who is ~~are~~ served at home through a home visitor program  
1270 ~~programs~~ and an intensive parent education program ~~programs~~.

1271 4.(d) A child ~~Children~~ who meets ~~meet~~ federal and state  
1272 eligibility requirements for the migrant preschool program but  
1273 who is ~~do~~ not ~~meet the criteria of~~ economically disadvantaged.  
1274

1275 As used in this paragraph subsection, the term "economically  
1276 disadvantaged" ~~child~~ means having a child whose family income  
1277 that does not exceed 150 percent of the federal poverty level.  
1278 Notwithstanding any change in a family's economic status, but  
1279 subject to additional family contributions in accordance with  
1280 the sliding fee scale, a child who meets the eligibility  
1281 requirements upon initial registration for the program remains  
1282 eligible until the beginning of the school year for which the  
1283 child is eligible for admission to kindergarten in a public  
1284 school under s. 1003.21(1)(a)2.

1285 (7) PARENTAL CHOICE.—

1286 (a) Parental choice of child care providers shall be  
1287 established, to the maximum extent practicable, in accordance  
1288 with 45 C.F.R. s. 98.30.

1289 (b) As used in this subsection, the term "payment  
1290 certificate" means a child care certificate as defined in 45  
1291 C.F.R. s. 98.2.

1292 (c) The school readiness program shall, in accordance with  
1293 45 C.F.R. s. 98.30, provide parental choice through a payment  
1294 certificate ~~purchase service order~~ that ensures, to the maximum  
1295 extent possible, flexibility in the school readiness program  
1296 ~~programs~~ and payment arrangements. ~~According to federal~~

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1297 ~~regulations requiring parental choice, a parent may choose an~~  
1298 ~~informal child care arrangement.~~ The payment certificate  
1299 ~~purchase order~~ must bear the names name of the beneficiary and  
1300 the program provider and, when redeemed, must bear the  
1301 signatures ~~signature~~ of both the beneficiary and an authorized  
1302 representative of the provider.

1303 (d) ~~(b)~~ If it is determined that a provider has given  
1304 ~~provided~~ any cash to the beneficiary in return for receiving a  
1305 payment certificate ~~the purchase order~~, the early learning  
1306 coalition or its fiscal agent shall refer the matter to the  
1307 Division of Public Assistance Fraud for investigation.

1308 (e) ~~(e)~~ The office of the Chief Financial Officer shall  
1309 establish an electronic transfer system for the disbursement of  
1310 funds in accordance with this subsection. Each early learning  
1311 coalition shall fully implement the electronic funds transfer  
1312 system within 2 years after approval of the coalition's school  
1313 readiness plan, unless a waiver is obtained from the Agency for  
1314 Workforce Innovation.

1315 (8) STANDARDS; OUTCOME MEASURES.—A program provider  
1316 participating in the All school readiness program ~~programs~~ must  
1317 meet the performance standards and outcome measures adopted by  
1318 the Agency for Workforce Innovation.

1319 (9) FUNDING; SCHOOL READINESS PROGRAM.—

1320 (a) It is the intent of this section to establish an  
1321 integrated and quality seamless service delivery system for all  
1322 publicly funded early childhood education and child care  
1323 programs operating in this state.

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1324 (b)1. The Agency for Workforce Innovation shall administer  
1325 school readiness funds, plans, and policies and shall prepare  
1326 and submit a unified budget request for the school readiness  
1327 system in accordance with chapter 216.

1328 2. All instructions to early learning coalitions for  
1329 administering this section shall emanate from the Agency for  
1330 Workforce Innovation in accordance with the policies of the  
1331 Legislature.

1332 (c) The Agency for Workforce Innovation, subject to  
1333 legislative notice and review under s. 216.177, shall establish  
1334 ~~recommend~~ a formula for the allocation ~~among the early learning~~  
1335 ~~coalitions~~ of all state and federal school readiness funds  
1336 provided for children participating in the public or private  
1337 school readiness program, whether served by a public or private  
1338 provider, programs based upon equity for each county and  
1339 performance. The allocation formula must be submitted to the  
1340 Governor, the chair of the Senate Ways and Means Committee or  
1341 its successor, and the chair of the House of Representatives  
1342 Fiscal Council or its successor no later than January 1 of each  
1343 year. If the Legislature specifies shall specify in the annual  
1344 ~~General Appropriations Act any changes to from~~ the allocation  
1345 formula, methodology for the prior fiscal year which must be  
1346 ~~used by~~ the Agency for Workforce Innovation shall allocate funds  
1347 as specified in allocating the appropriations provided in the  
1348 General Appropriations Act.

1349 (d) All state, federal, and required local maintenance-of-  
1350 effort, or matching funds provided to an early learning  
1351 ~~coalition for purposes of this section shall be used by the~~



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1352 ~~coalition~~ for implementation of its approved school readiness  
1353 plan, including the hiring of staff to effectively operate the  
1354 coalition's school readiness program. As part of plan approval  
1355 and periodic plan review, The Agency for Workforce Innovation  
1356 shall require that administrative costs be kept to the minimum  
1357 necessary for efficient and effective administration of the  
1358 school readiness plan, but total administrative expenditures  
1359 must not exceed 5 percent unless specifically waived by the  
1360 Agency for Workforce Innovation. The Agency for Workforce  
1361 Innovation shall annually report to the Legislature any problems  
1362 relating to administrative costs.

1363 (e) The Agency for Workforce Innovation shall annually  
1364 distribute, to a maximum extent practicable, all eligible funds  
1365 provided under this section as block grants to the early  
1366 learning coalitions in accordance with the terms and conditions  
1367 specified by the agency.

1368 (f) State funds appropriated for the school readiness  
1369 program may not be used for the construction of new facilities  
1370 or the purchase of buses. ~~The Agency for Workforce Innovation~~  
1371 ~~shall present to the Legislature recommendations for providing~~  
1372 ~~necessary transportation services for school readiness programs.~~

1373 (g) All cost savings and all revenues received through a  
1374 mandatory sliding fee scale shall be used to help fund each  
1375 early learning coalition's school readiness program.

1376 (10) CONFLICTING PROVISIONS.—If ~~In the event of~~ a conflict  
1377 exists between this section and federal requirements, the  
1378 federal requirements ~~shall~~ control.

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1379 ~~(11) PLACEMENTS. Notwithstanding any other provision of~~  
1380 ~~this section to the contrary, the first children to be placed in~~  
1381 ~~the school readiness program shall be those from families~~  
1382 ~~receiving temporary cash assistance and subject to federal work~~  
1383 ~~requirements. Subsequent placements shall be made in accordance~~  
1384 ~~with subsection (6).~~

1385 Section 18. Section 411.0101, Florida Statutes, is amended  
1386 to read:

1387 411.0101 Child care and early childhood resource and  
1388 referral.-

1389 (1) As a part of the school readiness programs, the Agency  
1390 for Workforce Innovation shall establish a statewide child care  
1391 resource and referral network that is unbiased and provides  
1392 referrals to families for child care. Preference shall be given  
1393 to using the already established early learning coalitions as  
1394 the child care resource and referral agencies agency. If an  
1395 early learning coalition cannot comply with the requirements to  
1396 offer the resource information component or does not want to  
1397 offer that service, the early learning coalition shall select  
1398 the resource and referral information agency for its county or  
1399 multicounty region based upon a request for proposal pursuant to  
1400 s. 411.01(5)(e)1.

1401 (2) At least one child care resource and referral agency  
1402 must be established in each early learning coalition's county or  
1403 multicounty region. The Agency for Workforce Innovation shall  
1404 adopt rules regarding accessibility of child care resource and  
1405 referral services offered through child care resource and  
1406 referral agencies in each county or multicounty region which

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1407 include, at a minimum, required hours of operation, methods by  
1408 which parents may request services, and child care resource and  
1409 referral staff training requirements.

1410 (3) Child care resource and referral agencies shall  
1411 provide the following services:

1412 (a) ~~(1)~~ Identification of existing public and private child  
1413 care and early childhood education services, including child  
1414 care services by public and private employers, and the  
1415 development of a resource file of those services through the  
1416 single statewide information system developed by the Agency for  
1417 Workforce Innovation under s. 411.01(5)(c)1.e. These services  
1418 may include family day care, public and private child care  
1419 programs, the Voluntary Prekindergarten Education Program, Head  
1420 Start, the school readiness program ~~prekindergarten-early~~  
1421 ~~intervention programs,~~ special education programs for  
1422 prekindergarten ~~handicapped~~ children with disabilities, services  
1423 for children with developmental disabilities, full-time and  
1424 part-time programs, before-school and after-school programs,  
1425 vacation care programs, parent education, the WAGES Program, and  
1426 related family support services. The resource file shall  
1427 include, but not be limited to:

- 1428 1. ~~(a)~~ Type of program.  
1429 2. ~~(b)~~ Hours of service.  
1430 3. ~~(c)~~ Ages of children served.  
1431 4. ~~(d)~~ Number of children served.  
1432 5. ~~(e)~~ Significant program information.  
1433 6. ~~(f)~~ Fees and eligibility for services.  
1434 7. ~~(g)~~ Availability of transportation.

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1435        ~~(b)(2)~~ The establishment of a referral process that ~~which~~  
1436 responds to parental need for information and that ~~which~~ is  
1437 provided with full recognition of the confidentiality rights of  
1438 parents. The resource and referral network programs shall make  
1439 referrals to legally operating licensed child care facilities.  
1440 Referrals may not ~~shall~~ be made to a ~~an~~ unlicensed child care  
1441 facility that is operating illegally or arrangement only if  
1442 ~~there is no requirement that the facility or arrangement be~~  
1443 ~~licensed.~~

1444        ~~(c)(3)~~ Maintenance of ongoing documentation of requests  
1445 for service tabulated through the internal referral process  
1446 through the single statewide information system. The following  
1447 documentation of requests for service shall be maintained by the  
1448 ~~all~~ child care resource and referral network agencies:

1449        1.(a) Number of calls and contacts to the child care  
1450 resource information and referral network agency component by  
1451 type of service requested.

1452        2.(b) Ages of children for whom service was requested.

1453        3.(e) Time category of child care requests for each child.

1454        4.(d) Special time category, such as nights, weekends, and  
1455 swing shift.

1456        5.(e) Reason that the child care is needed.

1457        6.(f) Name of the employer and primary focus of the  
1458 business.

1459        ~~(d)(4)~~ Provision of technical assistance to existing and  
1460 potential providers of child care services. This assistance may  
1461 include:

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1462        1.~~(a)~~ Information on initiating new child care services,  
1463 zoning, and program and budget development and assistance in  
1464 finding such information from other sources.

1465        2.~~(b)~~ Information and resources which help existing child  
1466 care services providers to maximize their ability to serve  
1467 children and parents in their community.

1468        3.~~(c)~~ Information and incentives that may ~~which could~~ help  
1469 existing or planned child care services offered by public or  
1470 private employers seeking to maximize their ability to serve the  
1471 children of their working parent employees in their community,  
1472 through contractual or other funding arrangements with  
1473 businesses.

1474        ~~(e)~~(5) Assistance to families and employers in applying  
1475 for various sources of subsidy including, but not limited to,  
1476 the Voluntary Prekindergarten Education Program, the school  
1477 readiness program ~~subsidized child care~~, Head Start,  
1478 ~~prekindergarten early intervention programs~~, Project  
1479 Independence, private scholarships, and the federal child and  
1480 dependent care tax credit.

1481        ~~(6)~~ ~~Assistance to state agencies in determining the market~~  
1482 ~~rate for child care.~~

1483        ~~(f)~~(7) Assistance in negotiating discounts or other  
1484 special arrangements with child care providers.

1485        ~~(8)~~ ~~Information and assistance to local interagency~~  
1486 ~~councils coordinating services for prekindergarten handicapped~~  
1487 ~~children.~~

1488        (g)~~(9)~~ Assistance to families in identifying summer  
1489 recreation camp and summer day camp programs, ~~and in~~ evaluating

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1490 the health and safety qualities of summer recreation camp and  
1491 summer day camp programs, and ~~in~~ evaluating the health and  
1492 safety qualities of summer camp programs. Contingent upon  
1493 specific appropriation, a checklist of important health and  
1494 safety qualities that parents can use to choose their summer  
1495 camp programs shall be developed and distributed in a manner  
1496 that will reach parents interested in such programs for their  
1497 children.

1498 ~~(h)-(10)~~ A child care facility licensed under s. 402.305  
1499 and licensed and registered family day care homes must provide  
1500 the statewide child care and resource and referral network  
1501 ~~agencies~~ with the following information annually:

- 1502 1.~~(a)~~ Type of program.  
1503 2.~~(b)~~ Hours of service.  
1504 3.~~(c)~~ Ages of children served.  
1505 4.~~(d)~~ Fees and eligibility for services.

1506 ~~(4)-(11)~~ The Agency for Workforce Innovation shall adopt  
1507 any rules necessary for the implementation and administration of  
1508 this section.

1509 Section 19. Subsection (3), paragraph (b) of subsection  
1510 (4), and paragraphs (c) and (d) of subsection (5) of section  
1511 411.0102, Florida Statutes, are amended to read:

1512 411.0102 Child Care Executive Partnership Act; findings  
1513 and intent; grant; limitation; rules.—

1514 (3) There is created a body politic and corporate known as  
1515 the Child Care Executive Partnership which shall establish and  
1516 govern the Child Care Executive Partnership Program. The purpose  
1517 of the Child Care Executive Partnership Program is to utilize

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1518 state and federal funds as incentives for matching local funds  
1519 derived from local governments, employers, charitable  
1520 foundations, and other sources, so that Florida communities may  
1521 create local flexible partnerships with employers. The Child  
1522 Care Executive Partnership Program funds shall be used at the  
1523 discretion of local communities to meet the needs of working  
1524 parents. A child care purchasing pool shall be developed with  
1525 the state, federal, and local funds to provide subsidies to low-  
1526 income working parents whose family income does not exceed the  
1527 allowable income for any federally subsidized child care program  
1528 ~~who are eligible for subsidized child care~~ with a dollar-for-  
1529 dollar match from employers, local government, and other  
1530 matching contributions. The funds used from the child care  
1531 purchasing pool must be used to supplement or extend the use of  
1532 existing public or private funds.

1533 (4) The Child Care Executive Partnership, staffed by the  
1534 Agency for Workforce Innovation, shall consist of a  
1535 representative of the Executive Office of the Governor and nine  
1536 members of the corporate or child care community, appointed by  
1537 the Governor.

1538 (b) The Child Care Executive Partnership shall be chaired  
1539 by a member chosen by a majority vote and shall meet at least  
1540 quarterly and at other times upon the call of the chair. The  
1541 Child Care Executive Partnership may use any method of  
1542 telecommunications to conduct meetings, including establishing a  
1543 quorum through telecommunications, only if the public is given  
1544 proper notice of a telecommunications meeting and reasonable  
1545 access to observe and, when appropriate, participate.

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1546 (5)

1547 (c) The Agency for Workforce Innovation, in conjunction  
1548 with the Child Care Executive Partnership, shall develop  
1549 procedures for disbursement of funds through the child care  
1550 purchasing pools. In order to be considered for funding, an  
1551 early learning coalition or the Agency for Workforce Innovation  
1552 must commit to:

1553 1. Matching the state purchasing pool funds on a dollar-  
1554 for-dollar basis; and

1555 2. Expending only those public funds which are matched by  
1556 employers, local government, and other matching contributors who  
1557 contribute to the purchasing pool. Parents shall also pay a fee,  
1558 which may not ~~shall~~ be ~~not~~ less than the amount identified in  
1559 the early learning coalition's school readiness program  
1560 ~~subsidized child care~~ sliding fee scale.

1561 (d) Each early learning coalition board ~~shall be required~~  
1562 ~~to establish a community child care task force for each child~~  
1563 ~~care purchasing pool. The task force must be composed of~~  
1564 ~~employers, parents, private child care providers, and one~~  
1565 ~~representative from the local children's services council, if~~  
1566 ~~one exists in the area of the purchasing pool. The early~~  
1567 ~~learning coalition is expected to recruit the task force members~~  
1568 ~~from existing child care councils, commissions, or task forces~~  
1569 ~~already operating in the area of a purchasing pool. A majority~~  
1570 ~~of the task force shall consist of employers. Each task force~~  
1571 ~~shall~~ develop a plan for the use of child care purchasing pool  
1572 funds. The plan must show how many children will be served by  
1573 the purchasing pool, how many will be new to receiving child



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1574 care services, and how the early learning coalition intends to  
1575 attract new employers and their employees to the program.

1576 Section 20. Paragraph (b) of subsection (8) of section  
1577 411.203, Florida Statutes, is amended to read:

1578 411.203 Continuum of comprehensive services.—The  
1579 Department of Education and the Department of Health and  
1580 Rehabilitative Services shall utilize the continuum of  
1581 prevention and early assistance services for high-risk pregnant  
1582 women and for high-risk and handicapped children and their  
1583 families, as outlined in this section, as a basis for the  
1584 intraagency and interagency program coordination, monitoring,  
1585 and analysis required in this chapter. The continuum shall be  
1586 the guide for the comprehensive statewide approach for services  
1587 for high-risk pregnant women and for high-risk and handicapped  
1588 children and their families, and may be expanded or reduced as  
1589 necessary for the enhancement of those services. Expansion or  
1590 reduction of the continuum shall be determined by intraagency or  
1591 interagency findings and agreement, whichever is applicable.  
1592 Implementation of the continuum shall be based upon applicable  
1593 eligibility criteria, availability of resources, and interagency  
1594 prioritization when programs impact both agencies, or upon  
1595 single agency prioritization when programs impact only one  
1596 agency. The continuum shall include, but not be limited to:

1597 (8) SUPPORT SERVICES FOR ALL EXPECTANT PARENTS AND PARENTS  
1598 OF HIGH-RISK CHILDREN.—

1599 (b) Child care and early childhood programs, including,  
1600 but not limited to, ~~subsidized child care~~, licensed  
1601 ~~nonsubsidized~~ child care facilities, family day care homes,

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1602 therapeutic child care, Head Start, and preschool programs in  
1603 public and private schools.

1604 Section 21. Subsection (2) of section 411.221, Florida  
1605 Statutes, is amended to read:

1606 411.221 Prevention and early assistance strategic plan;  
1607 agency responsibilities.—

1608 (2) The strategic plan and subsequent plan revisions shall  
1609 incorporate and otherwise utilize, to the fullest extent  
1610 possible, the evaluation findings and recommendations from  
1611 intraagency, independent third-party, field projects, and  
1612 reports issued by the Auditor General or the Office of Program  
1613 Policy Analysis and Government Accountability, as well as the  
1614 recommendations of the Agency for Workforce Innovation State  
1615 ~~Coordinating Council for School Readiness Programs.~~

1616 Section 22. Paragraph (c) of subsection (4) of section  
1617 445.024, Florida Statutes, is amended to read:

1618 445.024 Work requirements.—

1619 (4) PRIORITIZATION OF WORK REQUIREMENTS.—Regional  
1620 workforce boards shall require participation in work activities  
1621 to the maximum extent possible, subject to federal and state  
1622 funding. If funds are projected to be insufficient to allow  
1623 full-time work activities by all program participants who are  
1624 required to participate in work activities, regional workforce  
1625 boards shall screen participants and assign priority based on  
1626 the following:

1627 (c) A participant who has access to ~~subsidized or~~  
1628 ~~unsubsidized~~ child care services may be assigned priority for  
1629 work activities.

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1630

1631 Regional workforce boards may limit a participant's weekly work  
1632 requirement to the minimum required to meet federal work  
1633 activity requirements. Regional workforce boards may develop  
1634 screening and prioritization procedures based on the allocation  
1635 of resources, the availability of community resources, the  
1636 provision of supportive services, or the work activity needs of  
1637 the service area.

1638 Section 23. Subsection (2) of section 445.030, Florida  
1639 Statutes, is amended to read:

1640 445.030 Transitional education and training.—In order to  
1641 assist former recipients of temporary cash assistance who are  
1642 working or actively seeking employment in continuing their  
1643 training and upgrading their skills, education, or training,  
1644 support services may be provided for up to 2 years after the  
1645 family is no longer receiving temporary cash assistance. This  
1646 section does not constitute an entitlement to transitional  
1647 education and training. If funds are not sufficient to provide  
1648 services under this section, the board of directors of Workforce  
1649 Florida, Inc., may limit or otherwise prioritize transitional  
1650 education and training.

1651 (2) Regional workforce boards may authorize child care or  
1652 other support services in addition to services provided in  
1653 conjunction with employment. For example, a participant who is  
1654 employed full time may receive ~~subsidized~~ child care services  
1655 related to that employment and may also receive additional  
1656 ~~subsidized~~ child care services in conjunction with training to  
1657 upgrade the participant's skills.

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1658 Section 24. Paragraph (a) of subsection (2) of section  
1659 490.014, Florida Statutes, is amended to read:

1660 490.014 Exemptions.—

1661 (2) No person shall be required to be licensed or  
1662 provisionally licensed under this chapter who:

1663 (a) Is a salaried employee of a government agency; a  
1664 developmental disability facility or program; a, mental health,  
1665 alcohol, or drug abuse facility operating under chapter 393,  
1666 chapter 394, or chapter 397; the statewide subsidized child care  
1667 program, subsidized child care case management program, or child  
1668 care resource and referral network program operating under s.  
1669 411.0101 pursuant to chapter 402; a child-placing or child-  
1670 caring agency licensed pursuant to chapter 409; a domestic  
1671 violence center certified pursuant to chapter 39; an accredited  
1672 academic institution; or a research institution, if such  
1673 employee is performing duties for which he or she was trained  
1674 and hired solely within the confines of such agency, facility,  
1675 or institution, so long as the employee is not held out to the  
1676 public as a psychologist pursuant to s. 490.012(1)(a).

1677 Section 25. Paragraph (a) of subsection (4) of section  
1678 491.014, Florida Statutes, is amended to read:

1679 491.014 Exemptions.—

1680 (4) No person shall be required to be licensed,  
1681 provisionally licensed, registered, or certified under this  
1682 chapter who:

1683 (a) Is a salaried employee of a government agency; a  
1684 developmental disability facility or program; a, mental health,  
1685 alcohol, or drug abuse facility operating under chapter 393,

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1686 chapter 394, or chapter 397; the statewide subsidized child care  
1687 program, subsidized child care case management program, or child  
1688 care resource and referral network program operating under s.  
1689 411.0101 pursuant to chapter 402; a child-placing or child-  
1690 caring agency licensed pursuant to chapter 409; a domestic  
1691 violence center certified pursuant to chapter 39; an accredited  
1692 academic institution; or a research institution, if such  
1693 employee is performing duties for which he or she was trained  
1694 and hired solely within the confines of such agency, facility,  
1695 or institution, so long as the employee is not held out to the  
1696 public as a clinical social worker, mental health counselor, or  
1697 marriage and family therapist.

1698 Section 26. Subsection (5) of section 1002.53, Florida  
1699 Statutes, is amended to read:

1700 1002.53 Voluntary Prekindergarten Education Program;  
1701 eligibility and enrollment.—

1702 (5) The early learning coalition shall provide each parent  
1703 enrolling a child in the Voluntary Prekindergarten Education  
1704 Program with a profile of every private prekindergarten provider  
1705 and public school delivering the program within the ~~coalition's~~  
1706 county where the child is being enrolled ~~or multicounty region.~~  
1707 The profiles shall be provided to parents in a format prescribed  
1708 by the Agency for Workforce Innovation. The profiles must  
1709 include, at a minimum, the following information about each  
1710 provider and school:

1711 (a) The provider's or school's services, curriculum,  
1712 instructor credentials, and instructor-to-student ratio; and

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1713 (b) The provider's or school's kindergarten readiness rate  
1714 calculated in accordance with s. 1002.69, based upon the most  
1715 recent available results of the statewide kindergarten  
1716 screening.

1717 Section 27. Paragraph (b) of subsection (3) of section  
1718 1002.55, Florida Statutes, is amended, and subsection (5) is  
1719 added to that section, to read:

1720 1002.55 School-year prekindergarten program delivered by  
1721 private prekindergarten providers.—

1722 (3) To be eligible to deliver the prekindergarten program,  
1723 a private prekindergarten provider must meet each of the  
1724 following requirements:

1725 (b) The private prekindergarten provider must:

1726 1. Be accredited by the Southern Association of Colleges  
1727 and Schools, the Middle States Association of Colleges and  
1728 Schools, the New England Association of Colleges and Schools,  
1729 the North Central Association of Colleges and Schools, or the  
1730 Western Association of Colleges and Schools, or by an  
1731 accrediting association that is a member of the National Council  
1732 for Private School Accreditation, ~~the Commission on~~  
1733 ~~International and Trans-Regional Accreditation,~~ or the Florida  
1734 Association of Academic Nonpublic Schools, and have written  
1735 accrediting ~~accreditation~~ standards that meet or exceed the  
1736 state's licensing requirements under s. 402.305, s. 402.313, or  
1737 s. 402.3131 and require at least one onsite visit to the  
1738 provider or school before accreditation is granted;

1739 2. Hold a current Gold Seal Quality Care designation under  
1740 s. 402.281; or

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1741 3. Be licensed under s. 402.305, s. 402.313, or s.  
1742 402.3131 and demonstrate, before delivering the Voluntary  
1743 Prekindergarten Education Program, as verified by the early  
1744 learning coalition, that the provider meets each of the  
1745 requirements of the program under this part, including, but not  
1746 limited to, the requirements for credentials and background  
1747 screenings of prekindergarten instructors under paragraphs (c)  
1748 and (d), minimum and maximum class sizes under paragraph (f),  
1749 prekindergarten director credentials under paragraph (g), and a  
1750 developmentally appropriate curriculum under s. 1002.67(2)(b).

1751 (5) Notwithstanding paragraph (3)(b), a private  
1752 prekindergarten provider may not participate in the Voluntary  
1753 Prekindergarten Education Program if the provider has child  
1754 disciplinary policies that do not prohibit children from being  
1755 subjected to discipline that is severe, humiliating,  
1756 frightening, or associated with food, rest, toileting, spanking,  
1757 or any other form of physical punishment as provided in s.  
1758 402.305(12).

1759 Section 28. Paragraph (c) of subsection (3) of section  
1760 1002.67, Florida Statutes, is amended to read:

1761 1002.67 Performance standards; curricula and  
1762 accountability.—

1763 (3)

1764 (c)1. If the kindergarten readiness rate of a private  
1765 prekindergarten provider or public school falls below the  
1766 minimum rate adopted by the State Board of Education as  
1767 satisfactory under s. 1002.69(6), the early learning coalition  
1768 or school district, as applicable, shall require the provider or

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1769 school to submit an improvement plan for approval by the  
1770 coalition or school district, as applicable, and to implement  
1771 the plan.

1772 2. If a private prekindergarten provider or public school  
1773 fails to meet the minimum rate adopted by the State Board of  
1774 Education as satisfactory under s. 1002.69(6) for 2 consecutive  
1775 years, the early learning coalition or school district, as  
1776 applicable, shall place the provider or school on probation and  
1777 must require the provider or school to take certain corrective  
1778 actions, including the use of a curriculum approved by the  
1779 department under paragraph (2)(c).

1780 3. A private prekindergarten provider or public school  
1781 that is placed on probation must continue the corrective actions  
1782 required under subparagraph 2., including the use of a  
1783 curriculum approved by the department, until the provider or  
1784 school meets the minimum rate adopted by the State Board of  
1785 Education as satisfactory under s. 1002.69(6).

1786 4. If a private prekindergarten provider or public school  
1787 remains on probation for 2 consecutive years and fails to meet  
1788 the minimum rate adopted by the State Board of Education as  
1789 satisfactory under s. 1002.69(6) and is not granted a good cause  
1790 exemption by the department pursuant to s. 1002.69(7), the  
1791 Agency for Workforce Innovation shall require the early learning  
1792 coalition or the Department of Education shall require the  
1793 school district, ~~as applicable,~~ to remove, as applicable, the  
1794 provider or school from eligibility to deliver the Voluntary  
1795 Prekindergarten Education Program and receive state funds for  
1796 the program.



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1797 Section 29. Subsection (7) is added to section 1002.69,  
1798 Florida Statutes, to read:

1799 1002.69 Statewide kindergarten screening; kindergarten  
1800 readiness rates.—

1801 (7) (a) Notwithstanding s. 1002.67(3)(c)4., the State Board  
1802 of Education, upon the request of a private prekindergarten  
1803 provider or public school that remains on probation for 2  
1804 consecutive years or more and subsequently fails to meet the  
1805 minimum rate adopted under subsection (6) and for good cause  
1806 shown, may grant to the provider or school an exemption from  
1807 being determined ineligible to deliver the Voluntary  
1808 Prekindergarten Education Program and receive state funds for  
1809 the program. Such a good cause exemption is valid for 1 year  
1810 and, upon the request of the private prekindergarten provider or  
1811 public school and for good cause shown, may be renewed.

1812 (b) A private prekindergarten provider's or public  
1813 school's request for a good cause exemption, or renewal of such  
1814 an exemption, must be submitted to the state board in the manner  
1815 and within the timeframes prescribed by the state board and must  
1816 include the following:

1817 1. Submission of data by the private prekindergarten  
1818 provider or public school that documents on a standardized  
1819 assessment the achievement and progress of the children served.

1820 2. Submission and review of data available from the  
1821 respective early learning coalition or district school board,  
1822 the Department of Children and Family Services, local licensing  
1823 authority, or an accrediting association, as applicable,  
1824 relating to the private prekindergarten provider's or public

Amendment No. 1

1825 school's compliance with state and local health and safety  
1826 standards.

1827 3. Submission and review of data available to the  
1828 department on the performance of the children served and the  
1829 calculation of the private prekindergarten provider's or public  
1830 school's kindergarten readiness rate.

1831 (c) The State Board of Education shall adopt criteria for  
1832 granting good cause exemptions. Such criteria shall include, but  
1833 are not limited to:

1834 1. Learning gains of children served in the Voluntary  
1835 Prekindergarten Education Program by the private prekindergarten  
1836 provider or public school.

1837 2. Verification that the private prekindergarten provider  
1838 or public school serves at least twice the statewide percentage  
1839 of children with disabilities as defined in s. 1003.01(3)(a) or  
1840 children identified as limited English proficient as defined in  
1841 s. 1003.56.

1842 3. Verification that local and state health and safety  
1843 requirements are met.

1844 (d) A good cause exemption may not be granted to any  
1845 private prekindergarten provider that has any class I violations  
1846 or two or more class II violations within the 2 years preceding  
1847 the provider's or school's request for the exemption. For  
1848 purposes of this paragraph, class I and class II violations have  
1849 the same meaning as provided in s. 402.281(3).

1850 (e) A private prekindergarten provider or public school  
1851 granted a good cause exemption shall continue to implement its  
1852 improvement plan and continue the corrective actions required

Amendment No. 1

1853 under s. 1002.67(3)(c)2., including the use of a curriculum  
1854 approved by the department, until the provider or school meets  
1855 the minimum rate adopted under subsection (6).

1856 (f) The State Board of Education shall notify the Agency  
1857 for Workforce Innovation of any good cause exemption granted to  
1858 a private prekindergarten provider under this subsection. If a  
1859 good cause exemption is granted to a private prekindergarten  
1860 provider who remains on probation for 2 consecutive years, the  
1861 Agency for Workforce Innovation shall notify the early learning  
1862 coalition of the good cause exemption and direct that the  
1863 coalition, notwithstanding s. 1002.67(3)(c)4., not remove the  
1864 provider either from eligibility to deliver the Voluntary  
1865 Prekindergarten Education Program or to receive state funds for  
1866 the program, if the provider meets all other applicable  
1867 requirements of this part.

1868 Section 30. Paragraph (b) of subsection (6) of section  
1869 1002.71, Florida Statutes, is amended to read:

1870 1002.71 Funding; financial and attendance reporting.—

1871 (6)

1872 (b)1. Each private prekindergarten provider's and district  
1873 school board's attendance policy must require the parent of each  
1874 student in the Voluntary Prekindergarten Education Program to  
1875 verify, each month, the student's attendance on the prior  
1876 month's certified student attendance.

1877 2. The parent must submit the verification of the  
1878 student's attendance to the private prekindergarten provider or  
1879 public school on forms prescribed by the Agency for Workforce  
1880 Innovation. The forms must include, in addition to the

Amendment No. 1

1881 verification of the student's attendance, a certification, in  
1882 substantially the following form, that the parent continues to  
1883 choose the private prekindergarten provider or public school in  
1884 accordance with s. 1002.53 and directs that payments for the  
1885 program be made to the provider or school:

1886

1887 VERIFICATION OF STUDENT'S ATTENDANCE

1888 AND CERTIFICATION OF PARENTAL CHOICE

1889

1890 I, ...(Name of Parent)..., swear (or affirm) that my  
1891 child,...(Name of Student)..., attended the Voluntary  
1892 Prekindergarten Education Program on the days listed above and  
1893 certify that I continue to choose ...(Name of Provider or  
1894 School)... to deliver the program for my child and direct that  
1895 program funds be paid to the provider or school for my child.

1896

1897 ...(Signature of Parent)...

1898 ...(Date)...

1899

1900 3. The private prekindergarten provider or public school  
1901 must keep each original signed form for at least 2 years. Each  
1902 private prekindergarten provider must permit the early learning  
1903 coalition, and each public school must permit the school  
1904 district, to inspect the original signed forms during normal  
1905 business hours. The Agency for Workforce Innovation shall adopt  
1906 procedures for early learning coalitions and school districts to  
1907 review the original signed forms against the certified student  
1908 attendance. The review procedures shall provide for the use of

Amendment No. 1

1909 selective inspection techniques, including, but not limited to,  
1910 random sampling. Each early learning coalition and the school  
1911 districts ~~district~~ must comply with the review procedures.

1912 Section 31. Paragraph (d) is added to subsection (2) of  
1913 section 1002.73, Florida Statutes, to read:

1914 1002.73 Department of Education; powers and duties;  
1915 accountability requirements.—

1916 (2) The department shall adopt procedures for the  
1917 department's:

1918 (d) Granting of good cause exemptions from private  
1919 prekindergarten providers' and public schools' being determined  
1920 ineligible to deliver the program and receive state funds for  
1921 the program.

1922 Section 32. Paragraph (b) of subsection (4) of section  
1923 1009.64, Florida Statutes, is amended to read:

1924 1009.64 Certified Education Paraprofessional Welfare  
1925 Transition Program.—

1926 (4) The agencies shall complete an implementation plan  
1927 that addresses at least the following recommended components of  
1928 the program:

1929 (b) A budget for use of incentive funding to provide  
1930 motivation to participants to succeed and excel. The budget for  
1931 incentive funding includes:

1932 1. Funds allocated by the Legislature directly for the  
1933 program.

1934 2. Funds that may be made available from the federal  
1935 Workforce Investment Act based on client eligibility or  
1936 requested waivers to make the clients eligible.

Amendment No. 1

1937 | 3. Funds made available by implementation strategies that  
1938 | would make maximum use of work supplementation funds authorized  
1939 | by federal law.

1940 | 4. Funds authorized by strategies to lengthen  
1941 | participants' eligibility for federal programs such as Medicaid,  
1942 | ~~subsidized~~ child care services, and transportation.

1943 |  
1944 | Incentives may include a stipend during periods of college  
1945 | classroom training, a bonus and recognition for a high grade-  
1946 | point average, child care and prekindergarten services for  
1947 | children of participants, and services to increase a  
1948 | participant's ability to advance to higher levels of employment.  
1949 | Nonfinancial incentives should include providing a mentor or  
1950 | tutor, and service incentives should continue and increase for  
1951 | any participant who plans to complete the baccalaureate degree  
1952 | and become a certified teacher. Services may be provided in  
1953 | accordance with family choice by community colleges and school  
1954 | district career centers, through family service centers and  
1955 | full-service schools, or under contract with providers through  
1956 | central agencies.

1957 | Section 33. This act shall take effect July 1, 2010.

1958 |

1959 | -----

1960 | **T I T L E A M E N D M E N T**

1961 | Remove the entire title and insert:

1962 | A bill to be entitled

1963 | An act relating to early learning; amending s.

1964 | 39.0121, F.S.; deleting an obsolete reference to the

COUNCIL/COMMITTEE AMENDMENT

Bill No. CS/HB 1203 (2010)

Amendment No. 1

1965 repealed subsidized child care program; amending s.  
1966 39.202, F.S.; replacing an obsolete reference to a  
1967 repealed program with an updated reference to the  
1968 school readiness program; authorizing county agencies  
1969 responsible for licensure or approval of child care  
1970 providers to be granted access to certain confidential  
1971 reports and records in cases of child abuse or  
1972 neglect; amending s. 39.5085, F.S.; deleting an  
1973 obsolete reference to a repealed program; amending s.  
1974 383.14, F.S.; replacing obsolete references to the  
1975 former State Coordinating Council for School Readiness  
1976 Programs with updated references to the Agency for  
1977 Workforce Innovation; transferring, renumbering, and  
1978 amending s. 402.25, F.S.; updating an obsolete  
1979 reference to a repealed program; deleting obsolete  
1980 references relating to the repealed prekindergarten  
1981 early intervention program and Florida First Start  
1982 Program; amending s. 402.26, F.S.; revising  
1983 legislative intent; updating an obsolete reference to  
1984 a repealed program; amending s. 402.281, F.S.;  
1985 establishing the Gold Seal Quality Care program within  
1986 the Department of Children and Family Services;  
1987 providing that child care facilities, large family  
1988 child care homes, and family day care homes may  
1989 receive a Gold Seal Quality Care designation if  
1990 accredited by a nationally recognized accrediting  
1991 association and meeting certain requirements;  
1992 requiring that the department adopt rules establishing

## Amendment No. 1

1993 accreditation standards; requiring that an accrediting  
1994 association apply to the department for participation  
1995 in the program; revising the entities with which the  
1996 department must consult regarding the approval of  
1997 accrediting associations; transferring and renumbering  
1998 s. 402.3016, F.S., relating to Early Head Start  
1999 collaboration grants; transferring, renumbering, and  
2000 amending s. 402.3018, F.S.; transferring  
2001 administration of the statewide toll-free Warm-Line  
2002 from the department to the agency; conforming  
2003 provisions; transferring, renumbering, and amending s.  
2004 402.3051, F.S.; revising procedures for child care  
2005 market rate reimbursement and child care grants;  
2006 transferring authority to establish the procedures  
2007 from the department to the agency; directing the  
2008 agency to adopt a prevailing market rate schedule for  
2009 child care services; revising definitions; authorizing  
2010 the agency to enter into contracts and adopt rules;  
2011 amending s. 402.313, F.S.; deleting obsolete  
2012 provisions authorizing the department to license  
2013 family day care homes participating in a repealed  
2014 program; repealing s. 402.3135, F.S., relating to the  
2015 subsidized child care program case management program;  
2016 transferring, renumbering, and amending s. 402.3145,  
2017 F.S.; transferring administration of certain  
2018 transportation services for children at risk of abuse  
2019 or neglect from the department to the agency; revising  
2020 requirements for the provision of such transportation



COUNCIL/COMMITTEE AMENDMENT

Bill No. CS/HB 1203 (2010)

Amendment No. 1

2021 services; amending s. 402.315, F.S.; revising  
2022 provisions relating to fees collected for child care  
2023 facilities; amending s. 402.45, F.S.; updating an  
2024 obsolete reference relating to a former council;  
2025 directing the Department of Health to consult with the  
2026 agency regarding certain training provided for  
2027 contractors of the community resource mother or father  
2028 program; amending s. 409.1671, F.S.; clarifying that a  
2029 licensed foster home may be dually licensed as a  
2030 family day care home or large family child care home  
2031 and receive certain payments for the same child;  
2032 deleting an obsolete reference to a repealed program;  
2033 amending s. 411.01, F.S.; revising provisions relating  
2034 to the School Readiness Act; revising legislative  
2035 intent; revising the duties and responsibilities of  
2036 the Agency for Workforce Innovation; revising  
2037 provisions for school readiness plans; specifying that  
2038 certain program providers' compliance with licensing  
2039 standards satisfies certain health screening  
2040 requirements; requiring early learning coalitions to  
2041 maintain certain direct enhancement services; deleting  
2042 obsolete provisions relating to the merger of early  
2043 learning coalitions; revising provisions for the  
2044 membership of early learning coalitions and the voting  
2045 privileges of such members; revising requirements for  
2046 parental choice; directing the agency to establish a  
2047 formula for allocating school readiness funds to each  
2048 county; providing for legislative notice and review of

## Amendment No. 1

2049 the formula; amending s. 411.0101, F.S.; revising  
2050 requirements for services provided by the statewide  
2051 child care resource and referral network; updating  
2052 obsolete references to repealed programs; amending s.  
2053 411.0102, F.S.; revising provisions relating to the  
2054 Child Care Executive Partnership Act; updating  
2055 obsolete references to repealed programs; deleting  
2056 provisions relating to the duties of each early  
2057 coalition board; amending s. 411.203, F.S.; deleting  
2058 an obsolete reference to a repealed program;  
2059 conforming provisions; amending s. 411.221, F.S.;  
2060 updating an obsolete reference to a former council;  
2061 amending ss. 445.024, 445.030, 490.014, and 491.014,  
2062 F.S.; deleting obsolete references to repealed  
2063 programs; conforming provisions to the repeal of the  
2064 subsidized child care case management program;  
2065 amending ss. 1002.53, 1002.55, 1002.67, and 1002.71,  
2066 F.S.; revising provisions relating to the eligibility  
2067 requirements for private prekindergarten providers;  
2068 conforming provisions to changes made by the act;  
2069 amending s. 1002.69, F.S.; authorizing the State Board  
2070 of Education to grant good cause exemptions from  
2071 private prekindergarten providers' and private  
2072 schools' ineligibility to deliver the Voluntary  
2073 Prekindergarten Education Program under certain  
2074 circumstances; amending s. 1002.73, F.S.; authorizing  
2075 the Department of Education to adopt procedures for  
2076 the granting of good cause exemptions; amending s.

COUNCIL/COMMITTEE AMENDMENT

Bill No. CS/HB 1203 (2010)

Amendment No. 1

2077 | 1009.64, F.S.; deleting an obsolete reference to a  
2078 | repealed program; providing an effective date.

Amendment No. 1a

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Hays offered the following:

4  
5 **Amendment to Amendment (1) by Representative Nelson**

6 Remove lines 752-769 and insert:

7 However, the Agency for Workforce Innovation shall grant a  
8 waiver to ~~may authorize~~ an early learning coalition to serve  
9 fewer children than the minimum number established under  
10 subparagraph 1., if:

11 ~~a. The coalition demonstrates to the Agency for Workforce~~  
12 ~~Innovation that merging with another county or multicounty~~  
13 ~~region contiguous to the coalition would cause an extreme~~  
14 ~~hardship on the coalition;~~

15 a.b. The Agency for Workforce Innovation has determined  
16 during the most recent ~~annual~~ review of the coalition's school  
17 readiness plan, or through monitoring and performance  
18 evaluations conducted under paragraph (4)(1), that the coalition  
19 has substantially implemented its plan ~~and substantially met the~~

Amendment No. 1a

20 ~~performance standards and outcome measures adopted by the~~  
21 ~~agency; and~~

22 b.e. The coalition demonstrates to the Agency for  
23 Workforce Innovation the coalition's ability to effectively and  
24 efficiently implement the Voluntary Prekindergarten Education  
25 Program; and

26 c. The coalition demonstrates to the Agency for Workforce  
27 Innovation that the coalition can perform its duties in  
28 accordance with law.

**COUNCIL MEETING REPORT**  
**Full Appropriations Council on Education & Economic Development**

**4/19/2010 10:15:00AM**

**Location:** Webster Hall (212 Knott)

**CS/HB 1407 : Water Management Districts**

*Favorable With Council Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Sandra Adams	X				
Ellyn Setnor Bogdanoff	X				
Ronald Brisé	X				
Charles Chestnut IV	X				
Anitere Flores	X				
Bill Galvano				X	
Joseph Gibbons	X				
Richard Glorioso	X				
Denise Grimsley	X				
D. Alan Hays	X				
Ralph Poppell	X				
William Proctor	X				
Ron Reagan	X				
Ron Saunders		X			
Kelly Skidmore	X				
Geraldine Thompson	X				
Will Weatherford	X				
David Rivera (Chair)				X	
<b>Total Yeas: 15</b>		<b>Total Nays: 1</b>			

**CS/HB 1407 Amendments**

**Amendment 1**

*Adopted Without Objection*

**Amendment 2**

*Adopted Without Objection*

**Appearances:**

CS/HB 1407, HB 1367, HB 1605--Water Management Districts  
 Cameron Cooper, Legislative Affairs Director (Lobbyist) (State Employee) - Opponent  
 Department of Environmental Protection  
 3900 Commonwealth Boulevard  
 Tallahassee FL 32399  
 Phone: (850) 251-3848

Committee meeting was reported out: Monday, April 19, 2010 5:05:40PM

Amendment No. 1

COUNCIL/COMMITTEE 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 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Hays offered the following:

4  
5 **Amendment**

6 Remove lines 300-308 and insert:  
7 (5) Notwithstanding s. 373.217, local governments may adopt  
8 ordinances that implement landscape irrigation restrictions set  
9 forth in water management district rules or orders. In  
10 evaluating water use applications from public water suppliers,  
11 water management districts shall consider whether the applicable  
12 local government has adopted ordinances for landscaping and  
13 irrigation systems consistent with the Florida-friendly  
14 landscaping provisions of s. 373.185.

Amendment No. 2

COUNCIL/COMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Hays offered the following: .

4  
5  
6  
7

**Amendment**

Remove lines 309-314



# COUNCIL MEETING REPORT

## Full Appropriations Council on Education & Economic Development

4/19/2010 10:15:00AM

**Location:** Webster Hall (212 Knott)

**HM 1583 : Federal Budget**

*Favorable With Council Substitute*

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Sandra Adams	X				
Ellyn Setnor Bogdanoff	X				
Ronald Brisé		X			
Charles Chestnut IV		X			
Anitere Flores	X				
Bill Galvano	X				
Joseph Gibbons		X			
Richard Glorioso	X				
Denise Grimsley	X				
D. Alan Hays	X				
Ralph Poppell	X				
William Proctor	X				
Ron Reagan	X				
Ron Saunders	X				
Kelly Skidmore		X			
Geraldine Thompson		X			
Will Weatherford	X				
David Rivera (Chair)				X	
<b>Total Yeas: 12</b>		<b>Total Nays: 5</b>			

**HM 1583 Amendments**

**Amendment 1**

*Adopted Without Objection*

Committee meeting was reported out: Monday, April 19, 2010 5:05:40PM

COUNCIL/COMMITTEE AMENDMENT

Bill No. HM 1583 (2010)

Amendment No. 1

COUNCIL/COMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Council/Committee hearing bill: Full Appropriations Council on  
2 General Government & Health Care  
3 Representative(s) Reagan offered the following:

4  
5 **Amendment**

6 Remove line 19 and insert:  
7 product of the United States of \$16.2 trillion by December of

# COUNCIL MEETING REPORT

## Full Appropriations Council on Education & Economic Development

4/19/2010 10:15:00AM

**Location:** Webster Hall (212 Knott)

**HB 7207 : Drinking Water**

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Sandra Adams	X				
Ellyn Setnor Bogdanoff	X				
Ronald Brisé	X				
Charles Chestnut IV	X				
Anitere Flores	X				
Bill Galvano	X				
Joseph Gibbons	X				
Richard Glorioso	X				
Denise Grimsley	X				
D. Alan Hays	X				
Ralph Poppell	X				
William Proctor	X				
Ron Reagan	X				
Ron Saunders	X				
Kelly Skidmore	X				
Geraldine Thompson	X				
Will Weatherford	X				
David Rivera (Chair)				X	
<b>Total Yeas: 17</b>					
<b>Total Nays: 0</b>					

Committee meeting was reported out: Monday, April 19, 2010 5:05:40PM

**COUNCIL MEETING REPORT**  
**Full Appropriations Council on Education & Economic Development**

**4/19/2010 10:15:00AM**

**Location:** Webster Hall (212 Knott)

**HB 7229 : Economic Incentives for Energy Initiatives**

*Favorable With Council Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Sandra Adams	X				
Ellyn Setnor Bogdanoff	X				
Ronald Brisé	X				
Charles Chestnut IV	X				
Anitere Flores	X				
Bill Galvano	X				
Joseph Gibbons	X				
Richard Glorioso	X				
Denise Grimsley	X				
D. Alan Hays	X				
Ralph Poppell	X				
William Proctor	X				
Ron Reagan	X				
Ron Saunders	X				
Kelly Skidmore	X				
Geraldine Thompson	X				
Will Weatherford	X				
David Rivera (Chair)				X	
<b>Total Yeas: 17</b>	<b>Total Nays: 0</b>				

**HB 7229 Amendments**

**Amendment 1**

*Adopted Without Objection*

**Amendment 2**

*Adopted Without Objection*

**Amendment 3**

*Adopted Without Objection*

**Appearances:**

HB 7229--Economic Incentives for Energy Initiatives  
 Chris Broome, General Manager (General Public) - Information Only  
 Smurfit-Stone  
 Panama City FL 32401

Committee meeting was reported out: Monday, April 19, 2010 5:05:40PM

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 7229 (2010)

Amendment No. 1

COUNCIL/COMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Precourt offered the following:

**Amendment (with title amendment)**

6 Remove lines 204-529

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

12 Remove lines 6-20 and insert:  
13 amending s. 366.02, F.S.; revising the definition.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 7229 (2010)

Amendment No. 2

COUNCIL/COMMITTEE 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 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Grimsley offered the following:

4  
5 **Amendment**

6 Remove line 1412 and insert:  
7 relating to any one capital project. Additionally, the  
8 corporation may use moneys deposited into the Energy,  
9 Technology, and Economic Development Guaranty Fund to satisfy  
10 requirements to obtain federal loan guarantees for capital  
11 projects authorized hereunder. ~~The guaranty may also be of~~

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 7229 (2010)

Amendment No. 3

COUNCIL/COMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

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1 Council/Committee hearing bill: Full Appropriations Council on  
2 Education & Economic Development  
3 Representative(s) Grimsley offered the following:

4  
5 **Amendment**

6 Remove line 1463 and insert:  
7 project. Additionally, the corporation may use moneys deposited  
8 into the Energy, Technology, and Economic Development Guaranty  
9 Fund to satisfy requirements to obtain federal loan guarantees  
10 for capital projects authorized hereunder. If the applicant  
11 defaults on debt service bond

# COUNCIL MEETING REPORT

## Full Appropriations Council on Education & Economic Development

4/19/2010 10:15:00AM

**Location:** Webster Hall (212 Knott)

**HB 7233 : Consumer Debt Collection**

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Sandra Adams	X				
Ellyn Setnor Bogdanoff	X				
Ronald Brisé	X				
Charles Chestnut IV	X				
Anitere Flores	X				
Bill Galvano	X				
Joseph Gibbons	X				
Richard Glorioso	X				
Denise Grimsley	X				
D. Alan Hays	X				
Ralph Poppell	X				
William Proctor	X				
Ron Reagan	X				
Ron Saunders	X				
Kelly Skidmore	X				
Geraldine Thompson	X				
Will Weatherford	X				
David Rivera (Chair)				X	
<b>Total Yeas: 17</b>		<b>Total Nays: 0</b>			

Committee meeting was reported out: Monday, April 19, 2010 5:05:40PM