

PreK-12 Quality Subcommittee

January 23, 2018 102 HOB

Action Packet

PreK-12 Quality Subcommittee 1/23/2018 1:00PM

Location: Reed Hall (102 HOB)

Summary:

PCS for HB323

PreK-12 Quality Subcommittee

Amendment 142905

Tuesday January 23, 2018 01:00 pm

Favorable

HB 951 Favorable With Committee Substitute

Amendment 239373 Adopted Without Objection

HB 1091 Favorable With Committee Substitute

Adopted Without Objection

Yeas: 13 Nays: 0

Yeas: 14 Nays: 0

Yeas: 14 Nays: 0

PreK-12 Quality Subcommittee 1/23/2018 1:00PM

Location: Reed Hall (102 HOB)

Attendance:

	Present	Absent	Excused
Jake Raburn (Chair)	X		
Bruce Antone	X		
Kamia Brown	X		
Colleen Burton	X		
Tracie Davis	X		
Byron Donalds	×		
Erin Grall	x		
Gayle Harrell	X		
Shevrin Jones	Х		
Mike La Rosa	X		
Lawrence McClure	×		
Robert Olszewski	X	:	
Rene Plasencia	. X		· ·
Rick Roth	X		# .
Matt Willhite	Х		
Totals:	15	0	0

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PreK-12 Quality Subcommittee

1/23/2018 1:00PM

Location: Reed Hall (102 HOB)

PCS for HB323: High School Graduation Requirements

X Favorable

		Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Bruce Antone		X				
Kamia Brown		X				
Colleen Burton		Х				
Tracie Davis		Х	:			
Byron Donalds		Х				·
Erin Grall		X				
Gayle Harrell		X				•
Sheyrin Jones		X				
Mike La Rosa		Х				
Lawrence McClure	. •	X				
Robert Olszewski		X				
Rene Plasencia				X	•	
Rick Roth		X				
Matt Willhite				X		
Jake Raburn (Chair)		X				
	Total Yeas:	: 13	Total Nays: 0			

Appearances:

Burroughs, Jordan (Lobbyist) - Waive In Opposition League of Southeastern Credit Unions & Affiliates 3692 Coolidge Ct Tallahassee FL

Phone: (810) 841-7247

Nave, Bob (General Public) - Waive In Support Florida TaxWatch VP, Research 106 N Bronough St Tallahassee FL 32301 Phone: 850-222-5052

PCS for HB 323

Carr, Marsan (Lobbyist) - Waive In Support Florida Association for Career and Technical Education 9210 SW 68th Dr Lake Butler FL

Phone: (813) 220-1578

PCS for HB 323
Anderson, Mark (Lobbyist) - Opponent
Florida Council on Economic Education
106 S Monroe St SUITE B
Tallahassee FL 32301
Phone: (813) 205-0658

PreK-12 Quality Subcommittee

1/23/2018 1:00PM

Location: Reed Hall (102 HOB)

PCS for HB 323 : High School Graduation Requirements (continued)

Appearances: (continued)

PCS for HB 323
Rasmussen, Karl (Lobbyist) - Waive In Support
Nationwide Insurance
300 S Duval St Suite 410
Tallahassee FL 32301
Phone: (850) 425-4000

PCS for HB 323
Lawther, Nancy (General Public) - Waive In Support
Miami Dade County Council PTA/PTSA
VP of Advocacy and Legislation
9140 SW 59 Ave.
Miami FL 33156
Phone: (305) 665-6324

Choy, Erin (State Employee) - Waive In Support Junior Leagues of Florida 404 E. Sixth Avenue Tallahassee FL 32303 Phone: 5616354168

DiMarco, Anthony (Lobbyist) - Opponent Florida Bankers Association 1001 Thomasville Rd Ste 201 Tallahassee FL 32303 Phone: (850) 224-2265

Stafford, Sean (Lobbyist) - Information Only Florida Securities Dealers Association, Inc 115 E Park Ave Ste 100 Tallahassee FL 32303 Phone: (850) 727-5000

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PreK-12 Quality Subcommittee

1/23/2018 1:00PM

Location: Reed Hall (102 HOB)

HB 951 : Education

K Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Bruce Antone	. X				
Kamia Brown	X T		:		
Colleer Burton	х				
Tracie Davis	X				•
Byron Donalds	X				
Erin Grall	X				
Gayle Harrell	X				
Shevrin Jones	X				
Mike La Rosa	X				
Lawrence McClure	. X			-	
Robert Olszewski	X				
Rene Plasencia	X		-		
Rick Roth	X				
Matt Willhite			X		
Jake Raburn (Chair)	X	-			
	Total Yeas: 14	Total Nays: ()		

HB 951 Amendments

Amendment 239373

X Adopted Without Objection

Appearances:

Goff, Shan (Lobbyist) - Proponent Foundation for Florida's Future FL Policy Director 215 S Monroe Street Tallahassee FL 32301 Phone: 850-544-6138

Lawther, Nancy (General Public) - Waive In Support Miami Dade County Council PTA/PTSA VP of Advocacy and Legislation 9140 SW 59 Ave. Miami FL 33156 Phone: (305) 665-6324



COMMITTEE/SUBCOMMITTEE AMENDMENT Bill No. HB 951

Amendment No. 1

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	COMMITTEE/SUBCOMMITTEE ACTION ADOPTED (Y/N) ADOPTED AS AMENDED (Y/N) ADOPTED W/O OBJECTION (Y/N) FAILED TO ADOPT (Y/N) WITHDRAWN (Y/N)
-	ADOPTED (Y/N)
	ADOPTED AS AMENDED (Y/N)
	ADOPTED W/O OBJECTION (Y/N)
	FAILED TO ADOPT (Y/N)
	WITHDRAWN (Y/N)
	OTHER
1	Committee/Subcommittee hearing bill: PreK-12 Quality
2	Subcommittee
3	Representative Raburn offered the following:
4	
5	Amendment (with title amendment)
6	Remove line 25 and insert:
7	school prekindergarten provider shall provide the results of the
8	pre- and post-assessment
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11	TITLE AMENDMENT
12	Remove line 2 and insert:
13	An act relating to Voluntary Prekindergarten Education; amending
14	s. 1002.67,

239373 - h0951-line 25.docx

Published On: 1/23/2018 1:28:08 PM

PreK-12 Quality Subcommittee

1/23/2018 1:00PM

Location: Reed Hall (102 HOB) **HB 1091**: Early Learning

X Favorable With Committee Substitute

	. Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Bruce Antone	. X	 "			
Kamia Brown	X				
Colleen Burton	X			-	
Tracie Davis	X				
Byron Donalds	X				
Erin Grall	X				
Gayle Harrell	- X				
Shevrin Jones	. X				
Mike La Rosa	X				
Lawrence McClure	X				
Robert Oszewski	X				<u></u>
Rene Plasencia	X				
Rick Roth	X				
Matt Willhite			X		
Jake Raburn (Chair)	X				
	Total Yeas: 14	Total Nays: 0)		

HB 1091 Amendments

Amendment 142905

X Adopted Without Objection

Appearances:

Kalifeh, Phyllis (Lobbyist) - Waive In Support Children's Forum 2807 Remington Green Cir Tallahassee FL 32308-3752 Phone: (850) 322-8053

Deola, Elizabeth (General Public) - Waive In Support Early Learning Coalition of Marion County

Chief Program Officer

13418 SW 42nd Circle Ocala FL

Phone: 352-286-8164

Granger, Ted (Lobbyist) - Waive In Support

United Way of FI 307 E. 7th Avenue Tallahassee FI 32303 Phone: 850-488-8276

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PreK-12 Quality Subcommittee 1/23/2018 1:00PM

Location: Reed Hall (102 HOB)

HB 1091 : Early Learning (continued)

Appearances: (continued)

Birken, Brittany (Lobbyist) - Waive In Support Florida Children's Council 111 N Gadsden St Ste 300 Tallaha ssee FL 32301

Phone: (850) 921-4494 x301

Goff, Shan (Lobbyist) - Waive In Support Foundation for Florida's Future FL Policy Director 215 S Monroe Street Tallaha ssee FL 32301 Phone: 850-544-6138

Reid, Tara (Lobbyist) - Waive In Support Children's Movement of Florida 200 W College Ave, Suite 202 Tallahassee FL 32301 Phone: 386-530-0426

Lawther, Nancy (General Public) - Waive In Support Miami Dade County Council PTA/PTSA VP of Advocacy and Legislation 9140 SW 59 Ave. Miami FL 33156 Phone: (305) 665-6324

Scher, Jessica (Lobbyist) - Waive In Support United Way of Miami-Dade United Way of Miami-Dade 3250 SW 3rd Ave Miami FL 33129 Phone: (305) 646-7093



Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED __ (Y/N)

ADOPTED AS AMENDED __ (Y/N)

ADOPTED W/O OBJECTION __ (Y/N)

FAILED TO ADOPT __ (Y/N)

WITHDRAWN __ (Y/N)

OTHER

Committee/Subcommittee hearing bill: PreK-12 Quality

Subcommittee

Representative Grall offered the following:

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Amendment (with title amendment)

Remove everything after the enacting clause and insert: Section 1. Paragraph (e) of subsection (1) of section 1002.81, Florida Statutes, is amended to read:

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

- (1) "At-risk child" means:
- (e) A child in the custody of a parent who is <u>considered</u> a victim of domestic violence <u>and is receiving services through</u> residing in a certified domestic violence center.

Section 2. Paragraphs (n), (o), (p), (q), (r), (s), (t), (u), (v), (w), and (x) of subsection (2) of section 1002.82,

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Amendment No. 1

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Florida Statutes, are redesignated as paragraphs (p), (q), (r),
(s), (t), (u), (v), (w), (x), (y), and (z), respectively,
paragraphs (n) and (o) are added to that subsection, and
paragraph (a) of subsection (5) is amended to read:
1002.82 Office of Early Learning; powers and duties.

- (2) The office shall:
- Adopt by rule a standard statewide provider contract to be used with each school readiness program provider, with standardized attachments by provider type. The office shall publish a copy of the standard statewide provider contract on its website. The standard statewide contract shall include, at a minimum, contracted slots, if applicable, in accordance with the Child Care and Development Block Grant Act of 2014, 45 C.F.R. parts 98 and 99; quality improvement strategies, if applicable; program assessment requirements; and provisions for provider probation, termination for cause, and emergency termination for those actions or inactions of a provider that pose an immediate and serious danger to the health, safety, or welfare of the children. The standard statewide provider contract shall also include appropriate due process procedures. During the pendency of an appeal of a termination, the provider may not continue to offer its services. Any provision imposed upon a provider that is inconsistent with, or prohibited by, law is void and unenforceable. Provisions for termination for cause must include failure to meet the minimum quality measures established under

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Amendment No. 1

paragraph (n) for a period of up to 5 years, unless the coalition determines that the provider is essential to meeting capacity needs based on the assessment under s. 1002.85(2)(j) and the provider has an active improvement plan pursuant to paragraph (n).

- (n) Adopt a program assessment for school readiness program providers that measures the quality of teacher-child interactions including emotional and behavioral support, engaged support for learning, classroom organization, and instructional support. The program assessment must also include the adoption of quality measures, including a minimum threshold for contracting purposes; a process for program participation; exemptions; and improvement through the completion of an improvement plan.
- (o) Subject to appropriation, provide for a differential payment, based on the quality measures adopted by the office pursuant to paragraph (n), of up to 10 percent for each care level and unit of child care for a child care provider that has completed a program assessment and scored above the minimum threshold for contracting purposes.
- (5) By January 1 of each year, the office shall annually publish on its website a report of its activities conducted under this section. The report must include a summary of the coalitions' annual reports, a statewide summary, and the following:

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1091 (2018)

Amendment No. 1

	(a)	An	analysis	s of	early :	learning	ac	tivities	th:	rough	out
the	state	, iı	ncluding	the	school	readines	ss :	program	and	the	
Vol	ıntary	Pre	ekinderga	arter	ı Educa	tion Prog	gra	m.			

- 1. The total and average number of children served in the school readiness program, enumerated by age, eligibility priority category, and coalition, and the total number of children served in the Voluntary Prekindergarten Education Program.
- 2. A summary of expenditures by coalition, by fund source, including a breakdown by coalition of the percentage of expenditures for administrative activities, quality activities, nondirect services, and direct services for children.
- 3. A description of the office's and each coalition's expenditures by fund source for the quality and enhancement activities described in s. 1002.89(6)(b).
- 4. A summary of annual findings and collections related to provider fraud and parent fraud.
- 5. Data regarding the coalitions' delivery of early learning programs.
- 6. The total number of children disenrolled statewide and the reason for disenrollment.
 - 7. The total number of providers by provider type.
- 8. The number of school readiness program providers who have completed the program assessment required under paragraph
 (2) (n); the number of providers who have not met the minimum

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Amendment No. 1

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threshold	for contracting;	and the number of providers	that have
an active	improvement plan	based on the results of the	program
assessment	t under paragraph	(2)(n).	,

- 9.8. The total number of provider contracts revoked and the reasons for revocation.
- Section 3. Paragraphs (c) and (d) of subsection (2) of section 1002.85, Florida Statutes, are amended, and paragraph (j) is added to that subsection, to read:

1002.85 Early learning coalition plans.

- (2) Each early learning coalition must biennially submit a school readiness program plan to the office before the expenditure of funds. A coalition may not implement its school readiness program plan until it receives approval from the office. A coalition may not implement any revision to its school readiness program plan until the coalition submits the revised plan to and receives approval from the office. If the office rejects a plan or revision, the coalition must continue to operate under its previously approved plan. The plan must include, but is not limited to:
- (c) The coalition's procedures for implementing the requirements of this part, including:
 - 1. Single point of entry.
 - 2. Uniform waiting list.
- 3. Eligibility and enrollment processes <u>and local</u> <u>eligibility priorities for children pursuant to s. 1002.87</u>.

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Amendment No. 1

117	4. Parent access and choice.
118	5. Sliding fee scale and policies on applying the waiver
119	or reduction of fees in accordance with s. 1002.84(8).
120	6. Use of preassessments and postassessments, as
121	applicable.
122	7. Payment rate <u>schedule</u> .
123	8. Use of contracted slots, as applicable, based on the
124	results of the assessment required under paragraph (j).
125	(d) A detailed description of the coalition's quality
126	activities and services, including, but not limited to:
127	1. Resource and referral and school-age child care.
128	2. Infant and toddler early learning.
129	3. Inclusive early learning programs.
130	4. Quality improvement strategies that strengthen teaching
131	practices and increase child outcomes.
132	(j) An assessment of local priorities within the county or
133	multi-county region based on the needs of families and provider
134	capacity using available community data.
135	Section 4. Subsections (1), (2), (3), and (7) of section
136	1002.87, Florida Statutes, are amended to read:
137	1002.87 School readiness program; eligibility and
138	enrollment.—
139	(1) Each early learning coalition shall give priority for
140	participation in the school readiness program as follows:
141	(a) Priority shall be given first to a child younger than

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Amendment No. 1

13	years	of	age	from	a	famil	y that	incl	udes	a	pare	ent	who	is
rec	ceiving	g te	empo:	rary (cas	sh ass	istanc	e und	er cl	nar	oter	414	and	ī
sul	oject 1	to t	the :	federa	al	work	requir	ement	s.					

- (b) Priority shall be given next to an at-risk child younger than 9 years of age.
- (c) <u>Subsequent</u> priority shall be given, based on the early learning coalition's local priorities identified under s.

 1002.85(2)(j), to children who meet the following criteria: next
- 1. A child from birth to the beginning of the school year for which the child is eligible for admission to kindergarten in a public school under s. 1003.21(1)(a)2. who is from a working family that is economically disadvantaged, and may include such child's eligible siblings, beginning with the school year in which the sibling is eligible for admission to kindergarten in a public school under s. 1003.21(1)(a)2. until the beginning of the school year in which the sibling is eligible to begin 6th grade, provided that the first priority for funding an eligible sibling is local revenues available to the coalition for funding direct services.
- 2.(d) Priority shall be given next to A child of a parent who transitions from the work program into employment as described in s. 445.032 from birth to the beginning of the school year for which the child is eligible for admission to kindergarten in a public school under s. 1003.21(1)(a)2.

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Amendment No. 1

3.(e) Priority shall be given next to An at-risk child who
is at least 9 years of age but younger than 13 years of age. An
at-risk child whose sibling is enrolled in the school readiness
program within an eligibility priority category listed in
paragraphs (a) and (b) and subparagraph (c)1.—(e) shall be given
priority over other children who are eligible under this
paragraph.

- 4.(f) Priority shall be given next to A child who is younger than 13 years of age from a working family that is economically disadvantaged. A child who is eligible under this paragraph whose sibling is enrolled in the school readiness program under paragraph (c) shall be given priority over other children who are eligible under this paragraph.
- 5.(g) Priority shall be given next to A child of a parent who transitions from the work program into employment as described in s. 445.032 who is younger than 13 years of age.
- 6.(h) Priority shall be given next to A child who has special needs, has been determined eligible as a student with a disability, has a current individual education plan with a Florida school district, and is not younger than 3 years of age. A special needs child eligible under this paragraph remains eligible until the child is eligible for admission to kindergarten in a public school under s. 1003.21(1)(a)2.
- 7.(i) Notwithstanding paragraphs (a) (d), priority shall be given last to A child who otherwise meets one of the

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Amendment No. 1

eligibility criteria in paragraphs (a) and (b) and subparagraphs (c)1. and 2.—(d) but who is also enrolled concurrently in the federal Head Start Program and the Voluntary Prekindergarten Education Program.

- (2) A school readiness program provider may be paid only for authorized hours of care provided for a child in the school readiness program. A child enrolled in the Voluntary Prekindergarten Education Program may receive care from the school readiness program if the child is eligible according to the eligibility priorities and criteria established in subsection (1) this section.
- (3) Contingent upon the availability of funds, a coalition shall enroll eligible children, including those from its waiting list, according to the eligibility priorities <u>and criteria</u> established in subsection (1) this section.
- readiness program, the coalition must disensoll the children in reverse order of the eligibility priorities and criteria listed in subsection (1) beginning with children from families with the highest family incomes. A notice of disensollment must be sent to the parent and school readiness program provider at least 2 weeks before disensollment to provide adequate time for the parent to arrange alternative care for the child. However, an at-risk child may not be disensolled from the program without the written approval of the Child Welfare Program Office of the

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Amendment No. 1

Department	o£	Children	and	Families	or	the	community-based	lead
agency.								

Section 5. Paragraphs (h) through (q) of subsection (1) of section 1002.88, Florida Statutes, are redesignated as paragraphs (i) through (r), respectively, present paragraphs (m) and (o) of subsection (1) are amended, and new paragraph (h) is added to subsection (1) of that section, to read:

1002.88 School readiness program provider standards; eligibility to deliver the school readiness program.—

- (1) To be eligible to deliver the school readiness program, a school readiness program provider must:
- (h) Participate in the program assessment under s. 1002.82(2)(n).

(n) (m) For a provider that is an informal provider, comply with the provisions of paragraph (m) paragraph (l) or maintain homeowner's liability insurance and, if applicable, a business rider. If an informal provider chooses to maintain a homeowner's policy, the provider must obtain and retain a homeowner's insurance policy that provides a minimum of \$100,000 of coverage per occurrence and a minimum of \$300,000 general aggregate coverage. The office may authorize lower limits upon request, as appropriate. An informal provider must add the coalition as a named certificateholder and as an additional insured. An informal provider must provide the coalition with a minimum of 10 calendar days' advance written notice of cancellation of or

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Amendment No. 1

changes to coverage. The general liability insurance required by this paragraph must remain in full force and effect for the entire period of the provider's contract with the coalition.

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

Section 6. Paragraph (b) of subsection (6) of section 1002.89, Florida Statutes, is amended to read:

1002.89 School readiness program; funding.-

- (6) Costs shall be kept to the minimum necessary for the efficient and effective administration of the school readiness program with the highest priority of expenditure being direct services for eligible children. However, no more than 5 percent of the funds described in subsection (5) may be used for administrative costs and no more than 22 percent of the funds described in subsection (5) may be used in any fiscal year for any combination of administrative costs, quality activities, and nondirect services as follows:
- (b) Activities to improve the quality of child care as described in 45 C.F.R. s. 98.51, which shall be limited to the following:

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Amendment No. 1

- 1. Developing, establishing, expanding, operating, and coordinating resource and referral programs specifically related to the provision of comprehensive consumer education to parents and the public to promote informed child care choices specified in 45 C.F.R. s. 98.33.
- 2. Awarding grants and providing financial support to school readiness program providers and their staff to assist them in meeting applicable state requirements for the program assessment required under s. 1002.82(2)(n), child care performance standards, implementing developmentally appropriate curricula and related classroom resources that support curricula, providing literacy supports, and providing continued professional development and training. Any grants awarded pursuant to this subparagraph shall comply with ss. 215.971 and 287.058.
- 3. Providing training, technical assistance, and financial support to school readiness program providers, staff, and parents on standards, child screenings, child assessments, child development research and best practices, developmentally appropriate curricula, character development, teacher-child interactions, age-appropriate discipline practices, health and safety, nutrition, first aid, cardiopulmonary resuscitation, the recognition of communicable diseases, and child abuse detection, prevention, and reporting.

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1091 (2018)

Amendment No. 1

4. Providing, from among the funds provided for the	
activities described in subparagraphs 13., adequate funding	
for infants and toddlers as necessary to meet federal	
requirements related to expenditures for quality activities f	эr
infant and toddler care.	

- 5. Improving the monitoring of compliance with, and enforcement of, applicable state and local requirements as described in and limited by 45 C.F.R. s. 98.40.
- 6. Responding to Warm-Line requests by providers and parents, including providing developmental and health screenings to school readiness program children.

Section 7. For the 2018-2019 fiscal year, the sum of \$6 million from the Child Care and Development Block Grant Trust Fund is appropriated to the Office of Early Learning to implement the provisions of s. 1002.82(2)(n), Florida Statutes, established by this act.

TITLE AMENDMENT

Remove everything before the enacting clause and insert: Enter Amending Text Here

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