

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN	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

1 Committee/Subcommittee hearing bill: Education Appropriations
 2 Subcommittee
 3 Representative O'Toole offered the following:

Amendment

6 Remove lines 480-710 and insert:

7 (1) (a) A family child care home may volunteer to be
 8 licensed under this chapter. A family child day care home must
 9 ~~homes shall~~ be licensed under this chapter ~~act~~ if required by a
 10 ~~they are presently being licensed under an existing county~~
 11 ~~licensing ordinance or if the board of county commissioners~~
 12 ~~passes a resolution that family day care homes be licensed or~~
 13 the family child care home is operating a program under s.
 14 1002.55, s. 1002.61, or s. 1002.88.

15 (b) (a) If not subject to license, a family child day care
 16 home must ~~homes shall~~ register annually with the department,
 17 providing the following information:

Amendment No. 2

- 18 1. The name and address of the home.
- 19 2. The name of the operator.
- 20 3. The number of children served.
- 21 4. Proof of a written plan to identify a ~~provide at least~~
22 ~~one other~~ competent adult who has met the screening and training
23 requirements of the department to serve as a designated to be
24 ~~available to~~ substitute for the operator ~~in an emergency~~. This
25 plan must ~~shall~~ include the name, address, and telephone number
26 of the designated substitute who will serve in the absence of
27 the operator.
- 28 5. Proof of screening and background checks, pursuant to
29 subsection (5).
- 30 6. Proof of successful completion of training requirements
31 by the operator and designated substitute pursuant to subsection
32 (6). ~~the 30-hour training course, as evidenced by passage of a~~
33 ~~competency examination, which shall include:~~
- 34 a. ~~State and local rules and regulations that govern child~~
35 ~~care.~~
- 36 b. ~~Health, safety, and nutrition.~~
- 37 c. ~~Identifying and reporting child abuse and neglect.~~
- 38 d. ~~Child development, including typical and atypical~~
39 ~~language development; and cognitive, motor, social, and self-~~
40 ~~help skills development.~~
- 41 e. ~~Observation of developmental behaviors, including using~~
42 ~~a checklist or other similar observation tools and techniques to~~
43 ~~determine a child's developmental level.~~

Amendment No. 2

44 ~~f. Specialized areas, including early literacy and~~
45 ~~language development of children from birth to 5 years of age,~~
46 ~~as determined by the department, for owner-operators of family~~
47 ~~day care homes.~~

48 7. Proof that immunization records are kept current.

49 ~~8. Proof of completion of the required continuing~~
50 ~~education units or clock hours.~~

51
52 Upon receipt of registration information submitted by a family
53 child care home pursuant to this paragraph, the department shall
54 verify that the home is in compliance with the background
55 screening requirements in subsection (5) and that the operator
56 and the designated substitute are in compliance with the
57 applicable training requirements of subsection (6). The
58 department shall adopt rules prescribing registration
59 procedures, including verification of a registered family child
60 care home's compliance with background screening and training
61 requirements.

62 (2) Operators of a registered family child care home must
63 annually complete a health and safety home inspection self-
64 evaluation checklist developed by the department in conjunction
65 with the statewide resource and referral program. The completed
66 checklist shall be signed by the operator of the family child
67 care home and provided to parents as certification that basic
68 health and safety standards are being met.

Amendment No. 2

69 ~~(b) A family day care home may volunteer to be licensed~~
70 ~~under this act.~~

71 (3) Each licensed or registered family child care home must
72 conspicuously display its license or registration in the common
73 area of the home.

74 (4)(e) The department may provide technical assistance to
75 counties and operators of family child day care homes home
76 providers to enable counties and operators family day care
77 providers to achieve compliance with family child day care home
78 homes standards. Operators of family child care homes may avail
79 themselves of supportive services offered by the department.

80 ~~(2) This information shall be included in a directory to~~
81 ~~be published annually by the department to inform the public of~~
82 ~~available child care facilities.~~

83 (5)(3) Child care personnel in family child day care homes
84 are shall be subject to the applicable screening provisions
85 contained in ss. 402.305(2) and 402.3055. For purposes of
86 screening in family child day care homes, the term "child care
87 personnel" includes the operator, the designated substitute, any
88 member over the age of 12 years of a family child day care home
89 operator's family, or persons over the age of 12 years residing
90 with the operator in the family child day care home. Members of
91 the operator's family, or persons residing with the operator,
92 who are between the ages of 12 years and 18 years may shall not
93 be required to be fingerprinted, but shall be screened for
94 delinquency records.

Amendment No. 2

95 (6) (a) ~~(4)~~ Before caring for children, operators of family
96 child day care homes and an individual serving as a designated
97 substitute for the operator who works 40 hours or more per month
98 on average must:

99 1. Successfully complete an approved 30-clock-hour
100 introductory course in child care, as evidenced by passage of a
101 competency examination, ~~before caring for children.~~ The course
102 must include:

103 a. State and local rules and regulations that govern child
104 care.

105 b. Health, safety, and nutrition.

106 c. Identifying and reporting child abuse and neglect.

107 d. Child development, including typical and atypical
108 language development, and cognitive, motor, social, and
109 executive functioning skills development.

110 e. Observation of developmental behaviors, including using
111 checklists or other similar observation tools and techniques to
112 determine a child's developmental level.

113 f. Specialized areas, including numeracy, early literacy,
114 and language development of children from birth to 5 years of
115 age, as determined by the department, for operators of family
116 child care homes.

117 ~~(5) In order to further develop their child care skills~~
118 ~~and, if appropriate, their administrative skills, operators of~~
119 ~~family day care homes shall be required to complete an~~
120 ~~additional 1 continuing education unit of approved training or~~

Amendment No. 2

121 ~~10 clock hours of equivalent training, as determined by the~~
122 ~~department, annually.~~

123 ~~2.(6) Operators of family day care homes shall be required~~
124 ~~to~~ Complete a 0.5 continuing education unit of approved training
125 in numeracy, early literacy, and language development of
126 children from birth to 5 years of age one time. For an operator,
127 the year that this training is completed, it shall fulfill the
128 0.5 continuing education unit or 5 clock hours of the annual
129 training required in paragraph (c) subsection (5).

130 3. Complete training in first aid and infant and child
131 cardiopulmonary resuscitation as evidenced by current
132 documentation of course completion.

133 (b) Before caring for children, family child care home
134 designated substitutes who work less than 40 hours per month on
135 average must complete the department's 6-clock-hour Family Child
136 Care Home Rules and Regulations training, as evidenced by
137 successful completion of a competency examination and first aid
138 and infant and child cardiopulmonary resuscitation training
139 required under subparagraph (a)3. A designated substitute who
140 has successfully completed the 3-clock-hour Fundamentals of
141 Child Care training established by rules of the department or
142 the 30-clock-hour training under subparagraph (a)1. is not
143 required to complete the 6-clock-hour Family Child Care Home
144 Rules and Regulations training.

145 (c) Operators of family child care homes must annually
146 complete an additional 1 continuing education unit of approved

Amendment No. 2

147 training regarding child care and administrative skills or 10
148 clock hours of equivalent training, as determined by the
149 department.

150 ~~(7) Operators of family day care homes shall be required~~
151 ~~annually to complete a health and safety home inspection self-~~
152 ~~evaluation checklist developed by the department in conjunction~~
153 ~~with the statewide resource and referral program. The completed~~
154 ~~checklist shall be signed by the operator of the family day care~~
155 ~~home and provided to parents as certification that basic health~~
156 ~~and safety standards are being met.~~

157 ~~(8) Family day care home operators may avail themselves of~~
158 ~~supportive services offered by the department.~~

159 ~~(7)-(9)~~ The department shall prepare a brochure on family
160 child day care for distribution by the department and by local
161 licensing agencies, if appropriate, to family child day care
162 homes for distribution to parents using ~~utilizing~~ such child
163 care, and to all interested persons, including physicians and
164 other health professionals; mental health professionals; school
165 teachers or other school personnel; social workers or other
166 professional child care, foster care, residential, or
167 institutional workers; and law enforcement officers. The
168 brochure shall, at a minimum, contain the following information:

169 (a) A brief description of the requirements for family
170 child day care registration, training, and background
171 ~~fingerprinting and screening.~~

Amendment No. 2

172 (b) A listing of those counties that require licensure of
173 family child day care homes. Such counties shall provide an
174 addendum to the brochure that provides a brief description of
175 the licensure requirements or may provide a brochure in lieu of
176 the one described in this subsection, provided it contains all
177 the required information on licensure and the required
178 information in the subsequent paragraphs.

179 (c) A statement indicating that information about the
180 family child day care home's compliance with applicable state or
181 local requirements can be obtained from ~~by telephoning~~ the
182 department ~~office~~ or ~~the office of~~ the local licensing agency,
183 including the, if appropriate, at a telephone number or numbers
184 and website address for the department or local licensing
185 agency, as applicable ~~which shall be affixed to the brochure.~~

186 (d) The statewide toll-free telephone number of the
187 central abuse hotline, together with a notice that reports of
188 suspected and actual child physical abuse, sexual abuse, and
189 neglect are received and referred for investigation by the
190 hotline.

191 (e) Any other information relating to competent child care
192 that the department or local licensing agency, if preparing a
193 separate brochure, considers ~~deems would be~~ helpful to parents
194 and other caretakers in their selection of a family child day
195 care home.

196 ~~(8)-(10)~~ (8) On an annual basis, the department shall evaluate
197 the registration and licensure system for family child day care

Amendment No. 2

198 homes. Such evaluation shall, at a minimum, address the
199 following:

200 (a) The number of family child ~~day~~ care homes registered
201 and licensed and the dates of such registration and licensure.

202 (b) The number of children being served in both registered
203 and licensed family child ~~day~~ care homes and any available slots
204 in such homes.

205 (c) The number of complaints received concerning family
206 child ~~day~~ care, the nature of the complaints, and the resolution
207 of such complaints.

208 (d) The training activities used ~~utilized~~ by child care
209 personnel in family child ~~day~~ care homes for meeting the state
210 or local training requirements.

211
212 The evaluation, pursuant to this subsection, shall be used
213 ~~utilized~~ by the department in any administrative modifications
214 or adjustments to be made in the registration of family child
215 ~~day~~ care homes or in any legislative requests for modifications
216 to the system of registration or to other requirements for
217 family child ~~day~~ care homes.

218 ~~(11) In order to inform the public of the state~~
219 ~~requirement for registration of family day care homes as well as~~
220 ~~the other requirements for such homes to legally operate in the~~
221 ~~state, the department shall institute a media campaign to~~
222 ~~accomplish this end. Such a campaign shall include, at a~~

Amendment No. 2

223 ~~minimum, flyers, newspaper advertisements, radio advertisements,~~
224 ~~and television advertisements.~~

225 ~~(9)-(12)~~ Notwithstanding any other state or local law or
226 ordinance, any family child day care home licensed pursuant to
227 this chapter or pursuant to a county ordinance shall be charged
228 the utility rates accorded to a residential home. A licensed
229 family child day care home may not be charged commercial utility
230 rates.

231 ~~(10)-(13)~~ The department shall, by rule, establish minimum
232 standards for family child day care homes that are required to
233 be licensed by county licensing ordinance or county licensing
234 resolution or that voluntarily choose to be licensed. The
235 standards should include requirements for staffing, training,
236 maintenance of immunization records, minimum health and safety
237 standards, reduced standards for the regulation of child care
238 during evening hours by municipalities and counties, and
239 enforcement of standards.

240 ~~(11)-(14)~~ ~~During the months of August and September of each~~
241 ~~year,~~ Each family child day care home shall provide parents of
242 children enrolling ~~enrolled~~ in the home detailed information
243 regarding the causes, symptoms, and transmission of the
244 influenza virus in an effort to educate those parents regarding
245 the importance of immunizing their children against influenza as
246 recommended by the Advisory Committee on Immunization Practices
247 of the Centers for Disease Control and Prevention.

248