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LEGISLATIVE ACTION

Senate

House

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Floor: WD/2R

04/21/2010 03:29 PM

Senator Wise moved the following:

**Senate Amendment (with title amendment)**

Between lines 1957 and 1958

insert:

Section 30. Subsection (7) is added to section 1002.69,  
Florida Statutes, to read:

1002.69 Statewide kindergarten screening; kindergarten  
readiness rates.—

(7) (a) Notwithstanding s. 1002.67(3)(c)4., the State Board  
of Education, upon the request of a private prekindergarten  
provider or public school that remains on probation for 2  
consecutive years or more and subsequently fails to meet the  
minimum rate adopted under subsection (6) and for good cause



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14 shown, may grant to the provider or public school an exemption  
15 from being determined ineligible to deliver the Voluntary  
16 Prekindergarten Education Program and receive state funds for  
17 the program. Such exemption is valid for 1 year and, upon the  
18 request of the private prekindergarten provider or public school  
19 and for good cause shown, may be renewed.

20 (b) A private prekindergarten provider's or public school's  
21 request for a good cause exemption, or renewal of such  
22 exemption, must be submitted to the board in the manner and  
23 within the timeframes prescribed by the board and must include  
24 the following:

25 1. Submission of data by the private prekindergarten  
26 provider or public school which documents on a standardized  
27 assessment the achievement and progress of the children served.

28 2. Submission and review of data available from the  
29 respective early learning coalition or district school board,  
30 the Department of Children and Family Services, a local  
31 licensing authority, or an accrediting association, as  
32 applicable, relating to the private prekindergarten provider's  
33 or public school's compliance with state and local health and  
34 safety standards.

35 3. Submission and review of data available to the  
36 department on the performance of the children served and the  
37 calculation of the private prekindergarten provider's or public  
38 school's kindergarten readiness rate.

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

42 1. Learning gains of children served in the Voluntary



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43 Prekindergarten Education Program by the private prekindergarten  
44 provider or public school.

45 2. Verification that the private prekindergarten provider  
46 or public school serves at least twice the statewide percentage  
47 of children with disabilities as defined in s. 1003.01(3)(a) or  
48 children identified as limited English proficient as defined by  
49 s. 1003.56.

50 3. Verification that local and state health and safety  
51 requirements are met.

52 (d) A good cause exemption may not be granted to any  
53 private prekindergarten provider that has any class I violations  
54 or two or more class II violations within the 2 years preceding  
55 the provider's or public school's request for the exemption. For  
56 purposes of this paragraph, class I and class II violations have  
57 the same meaning as provided in s. 402.281(3).

58 (e) A private prekindergarten provider or public school  
59 granted a good cause exemption shall continue to implement its  
60 improvement plan and continue the corrective actions required  
61 under s. 1002.67(3)(c)2., including the use of a curriculum  
62 approved by the department, until the provider or public school  
63 meets the minimum rate adopted under subsection (6).

64 (f) The State Board of Education shall notify the Agency  
65 for Workforce Innovation of any good cause exemption granted to  
66 a private prekindergarten provider under this subsection. If a  
67 good cause exemption is granted to a private prekindergarten  
68 provider who remains on probation for 2 consecutive years, the  
69 Agency for Workforce Innovation shall notify the early learning  
70 coalition of the good cause exemption and direct that the  
71 coalition, notwithstanding s. 1002.67(3)(c)4., not to remove the



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72 provider either from eligibility to deliver the Voluntary  
73 Prekindergarten Education Program or to receive state funds for  
74 the program, if the provider meets all other applicable  
75 requirements of this part.  
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77 ===== T I T L E A M E N D M E N T =====

78 And the title is amended as follows:

79       Between lines 108 and 109

80 insert:

81       amending s. 1002.69, F.S.; revising provisions  
82       relating to statewide kindergarten screening and  
83       kindergarten readiness rates; authorizing the State  
84       Board of Education to grant an exemption to a private  
85       prekindergarten provider or public school if requested  
86       and good cause is shown; providing for the renewal of  
87       such exemption; requiring that certain information be  
88       submitted along with the provider's or public school's  
89       request for the exemption; requiring that the board  
90       adopt criteria for granting the exemption; providing  
91       that the exemption not be granted under certain  
92       circumstances; requiring notice to the Agency for  
93       Workforce Innovation of exemptions;