

Florida Department of Education
Office of Early Learning
2019-2020 Agency Regulatory Plan

A. Laws enacted during the previous 12 months that create or modify the duties of the agency (s. 120.74(1)(a), F.S.)

Laws of Florida (Bill Number)	Is Rulemaking Mandatory?	Is rulemaking necessary to implement the law?	Notice of Rule Development Published/FAR citation	Date Notice of Proposed Rule Published
Ch. 2019-126 , s. 2 (HB 1027)	Yes	Yes, to develop early learning professional development training and course standards for school readiness program providers and identify formal and informal career pathways of professional development	Notice of rule development will be filed in December of 2019.	

B. Additional laws that the agency intends to implement by rulemaking (s. 120.74(1)(b), F.S.)

Statute	Rule No.	Rule Title	Purpose of rulemaking (simplify, clarify, increase efficiency, improve coordination with other agencies, reduce regulatory costs, or delete obsolete, unnecessary or redundant rules).
1002.81(1), (8), (16), 1002.82(2)(f), 1002.87(1), (5), (6), F.S.	6M-4.200	School Readiness Eligibility Provisions.	Clarify and revise number of work or education hours required to maintain 12-month eligibility period, in response to comment made in federal monitoring of the administration of the Child Care Development Fund.
1002.82(2)(m), (6), 1002.84(8), (10), (15), (17), 1002.85(2)(h), 1002.87(2), 1002.88, 1002.91, 1002.97(3), F.S.	6M-4.610	Statewide Provider Contract for the School Readiness Program	Further clarify the provisions of Ch. 2018-136, Laws of Florida, increase efficiency through use of single statewide information system, update references, update to reflect amendments in other rules, revised paragraph numbers to simplify and clarify.

1002.82(2)(n), F.S.	6M-4.740	Program Assessment Requirements for the School Readiness Program	Further clarify program assessment and classroom requirements, clarify procedures, revise score thresholds, Update the Program Assessment Requirements Handbook
1002.82(2)(n), F.S.	6M-4.741	Program Assessment Threshold Requirements for the School Readiness Program	Modify/increase the required program assessment threshold to contract for the School Readiness Program

C. Update on Rules Outstanding from 2018-19 Agency Regulatory Plan (s. 120.74(1)(c), F.S.)

Statute	Rule No.	Rule title	Comment
1002.82(2)(i), (t)-(w), 1002.88(1)(c), F.S.	6M-4.620	Health and Safety Checklists	Improve coordination with the Department of Children and Families (DCF). DCF Rule 65C-22.001, F.A.C., adopts the Child Care Facility Handbook, which is referenced in this OEL rule. Because DCF's proposed amendment to its rule has been challenged, the adoption of the OEL rule has also been delayed. The case is in abeyance at DOAH while a settlement is pending. Once the case is resolved OEL may continue with rulemaking.
1002.82(2)(f)2., 1002.84(2), F.S.	6M-4.720	Screening of Children in the School Readiness Program	Upon review, no statutory change necessitated revision to this rule. This rule may be revised to clarify procedures and policies at a later date.
1002.71(6)(d), F.S.	6M-8.204	Uniform Attendance Policy for Funding the VPK Program	Upon review, no statutory change necessitated revision to this rule. This rule may be revised to clarify procedures and policies and integrate into the Statewide Information System to increase efficiency and reduce costs at a later date.
1002.55(3), (4), 1002.61(3), (8)(a), 1002.63(3), (4), (5), (6), (8)(a), 1002.75(2)(c), (d), F.S.	6M-8.300	Provider and Class Registration Procedures	Upon review, no statutory change necessitated revision to this rule. This rule may be revised to clarify procedures and policies and integrate into the Statewide Information System to increase efficiency and reduce costs at a later date.
1002.71(5)(b), (6)(b)1.-3., (6)(d), 1002.75(2)(f), (g), (h), F.S.	6M-8.305	Recording and Certifying Child Attendance in the VPK Program	Upon review, no statutory change necessitated revision to this rule. This rule may be revised to clarify procedures and policies and integrate into the Statewide Information System to increase efficiency and reduce costs at a later date.
1002.55(3)(e), 1002.61(6), 1002.63(6), F.S.	6M-8.410	Voluntary Prekindergarten Program Substitute Instructor	Upon review, no statutory change necessitated revision to this rule. This rule may be revised to clarify procedures and policies and correct a reference at a later date.

1002.66, 1002.53(3)(d), 4)(b), 1002.71(4), 1002.72, 1002.75(1), 3)(d)-(e), F.S.	6M-8.500	VPK Specialized Instructional Services: Child Eligibility and Provider Reimbursement	Upon review, no statutory change necessitated revision to this rule. This rule may be revised to clarify procedures and policies and integrate into the Statewide Information System to increase efficiency and reduce costs at a later date.
1002.67(4), 1002.69(7), F.S.	6M-8.603	Voluntary Prekindergarten (VPK) Provider on Probation and Required to Apply for Good Cause Exemption	Update reference to Class I and Class II violations by DCF rule; however, the amendment of the DCF inspection rule is pending at DOAH.
1002.67(4)(c)2., 3., F.S.	6M-8.605	VPK Staff Development Plan for Providers on Probation	Upon review, no statutory change necessitated revision to this rule. This rule may be revised to clarify procedures and policies at a later date.
1002.67(4)(c), 1002.75(3)(a)- (b), F.S.	6M-8.700	Provider on Probation; Voluntary Prekindergarten Education Program Improvement Plan and Implementation; First Year Probation	Upon review, no statutory change necessitated revision to this rule. This rule may be revised to clarify procedures and policies at a later date.
1002.67(4)(c)2., 1002.75(3)(b), F.S.	6M-8.701	Provider on Probation; Voluntary Prekindergarten Education Program Annual Probation Progress Report; Second and Subsequent Year Probation	Upon review, no statutory change necessitated revision to this rule. This rule may be revised to clarify procedures and policies at a later date.

Certification

I certify that this Agency Regulatory Plan has been reviewed by the undersigned. I further certify that the Office of Early Learning regularly reviews all of its rules to determine if the rules remain consistent with the Office's rulemaking authority and laws implemented and that the most recent review was conducted during the months of June-September 2019.

Dated this 30 day of September, 2019.



Shan Goff, Executive Director



Margaret O'Sullivan Parker, General Counsel