

STATE BOARD OF EDUCATION
Consent Item
July 18, 2018

SUBJECT: Repeal of Rule 6A-6.0910, School-Age Child Care

PROPOSED BOARD ACTION

For Approval

AUTHORITY FOR STATE BOARD ACTION

Section 1001.02, F.S.

EXECUTIVE SUMMARY

This rule was identified for repeal during a department-wide rule review. The laws it implemented are no longer in effect. Old section 228.061, F.S., was not carried over in the 2002 school code rewrite. Old section 228.0617, F.S., was repealed in 1997. The Department of Children and Families has statutory and rule language that covers school-age child care program operations including those in public and non-public schools, and exemptions from licensure for school-age before and after school operations, based on statutory authority in section 402.305(1)(c), F.S. Rule 65C-22.008, F.A.C., provides for an exemption from licensure of a school age before or after school program operated and staffed directly by the public school.

Supporting Documentation Included: Rule 6A-6.0910, F.A.C.

Facilitator/Presenter: Hershel Lyons, Chancellor of Public Schools

6A-6.0910 School-Age Child Care.

Rulemaking Authority 228.0617(10), 229.053(1) FS. Law Implemented 228.061, 228.0617 FS. History—New 10-16-91, Repealed

6A-6.0910 School-Age Child Care.

School districts are hereby authorized to establish school-age child care programs, utilizing existing public school facilities and other appropriate facilities available for such purposes. The following principles apply for such programs:

(1) School based programs. By agreement between the Department of Education and the Department of Health and Rehabilitative Services where school age child care programs utilize facilities and employees of the school board, the operation of the child care facility shall be in accordance with the rules and regulations of the State Board of Education and the district school board. Such programs are not required to comply with the requirement of the Department of Health and Rehabilitative Services.

(2) Contracted services. School age child care facilities that are provided by a school district by contracting with a private agency must comply with all the rules and regulations of the Department of Health and Rehabilitative Services relating to child care facilities. Such facilities must be licensed pursuant to Section 402.305, F.S.

Rulemaking Authority 228.0617(10), 229.053(1) FS. Law Implemented 228.061, 228.0617 FS. History—New 10-16-91.

