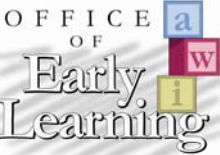
	<h2 style="margin: 0;">Office of Early Learning</h2>			
	NUMBER: OEL-PI-0003-05	SUBJECT FILE: 206.02	ISSUE DATE: March 24, 2005	
	ORIGINATING UNIT: Program			
	STAFF CONTACT: Joseph R. Gillespie, (850) 921-3192			

Subject: Appointment of private-sector business members to early learning coalitions

References: Section 411.01(5)(a)6., F.S., as amended by s. 2, ch. 2004-484, L.O.F.
Section 112.3143(1)(b), F.S.

Purpose: To establish criteria for the appointment of private-sector business members

Background: In December 2004, at its 2004 Special Session “A,” the Legislature enacted House Bill 1-A (ch. 2004-484, L.O.F.), which created the Voluntary Prekindergarten Education (VPK) Program. The bill was approved by the Governor and became effective on January 2, 2005. The bill requires the Agency for Workforce Innovation to “establish criteria for appointing private-sector business members.”

Instructions: Each early learning coalition must appoint private-sector business members consistent with this program instruction.

(1) **Definitions.**—As used in this program instruction, the term:

- (a) “Business entity” means any form of corporation, partnership, association, cooperative, joint venture, business trust, or sole proprietorship that conducts business in this state. The term does not include a corporation not for profit organized under ch. 617, F.S., or a nonprofit cooperative association organized under ch. 621, F.S., unless the corporation or association is among the largest 25 percent of employers, ranked by number of employees, in a county within the coalition’s region. The term does not include a private school corporation organized under ch. 623, F.S.
- (b) “Substantial financial interest” has the meaning ascribed in program instruction OEL File 206.03.

(2) *Private-sector business members.*—

(a) Each private-sector business member must reside in Florida and must be one of the following individuals associated with a private-sector business entity conducting business in the coalition’s region:

1. An owner having at least a 10-percent ownership interest in the business entity;
2. The chief executive or operating officer of the business entity;
3. A business executive or employee of the business entity who is at the management level or higher with optimum policymaking or hiring authority for the business entity; or
4. An individual who previously met one of the criteria in 1.-3. but who is retired from the business entity.

(b) The individual, the individual’s relatives, and the business entity must not have a substantial financial interest in the design or delivery of the Voluntary Prekindergarten Education Program or an early learning coalition’s school readiness program. As used in this paragraph, the term “relative” has the meaning ascribed in s. 112.3143, F.S.:

“Relative” means any father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, or daughter-in-law.

(c) The following individuals **MAY NOT** be appointed as private-sector business members:

1. An employee of the early learning coalition or of the fiscal agent, central agency, contractor, or subcontractor of the coalition.
2. An employee of a school readiness provider, private prekindergarten provider, public school, or school district.
3. An employee of a child care facility, family day care home, large family child care home, nonpublic school, or faith-based child care provider.
4. An employee of a state university, community college, or other public educational institution.
5. An employee of the Federal Government or state government; of a state, county, or municipal government; or of a public agency.