

6A-1

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS  
SITTING AS THE  
CHILD CARE FACILITIES BOARD

BOARD APPOINTMENT SUMMARY

Meeting Date: December 5, 2006  
Department: Palm Beach County Health Department

Submitted by: Division of Environmental Health & Engineering

Advisory Board Name: Child Care Advisory Council

I. EXECUTIVE BRIEF

**Motion and Title: STAFF RECOMMENDS MOTION TO APPROVE:** Appointment of one (1) member to the **Child Care Advisory Council** to fill the position vacated by the resignation of M.J.Steele effective December 5, 2006. This is an at large appointment.

| <u>APPOINTMENT:</u> | <u>SEATNO.:</u> | <u>REQUIREMENT:</u>             | <u>RECOMMENDED BY:</u>                               |
|---------------------|-----------------|---------------------------------|--|
| Kendra Barnes       | 6               | a parent of a child in day care | Commissioner Jeff Koons<br>Commissioner Karen Marcus |

**Summary:** The Child Care Advisory Council is comprised of seven members who serve at the pleasure of the Board of County Commissioners. One of the required appointment categories must be filled by a member who at the time of appointment is the parent of a child in a child care facility. This appointment does not have a term limit .Ms. Barnes has a child in day care presently, and currently works in a field related to child development as a Resource Teacher/Team Leader in the Department of Early Learning for the School District of Palm Beach County. She has expressed interest in serving on the Council and satisfies the requirements as set forth in Chapter 59-1698, Special Acts, Laws of Florida, as amended by Chapter 77-620, Laws of Florida. Countywide (GB)

**Background and Justification:** Chapter 59-1698, Laws of Florida, as amended by Chapter 77-620, Laws of Florida, provides for the organization of the Child Care Advisory Council. The Special Act sets forth the required composition of the Child Care Advisory Council (see p. 3, Section 7, attached). The Council must consist of two members who represent and operate private child care facilities in Palm Beach County; one member who represents and operates a parochial child care facility in Palm Beach County; one consumer protection enforcement official; one member for fire protection, engineering or technology; and one member who, at the time of appointment, was the parent of a child attending a child care facility in Palm Beach County; and one representative from the Department of Children and Families or the Department of Health.

**Attachments:**

- Chapter 59-1698, Special Acts, Laws of Florida, as amended by Chapter 77-620, Laws of Florida
- Board Appointment form
- Ms. Barnes *curriculum vitae*
- Child Care Advisory Council Member List

Recommended by: [Signature] Department Director 1/16/06 Date

Legal Sufficiency: [Signature] Assistant County Attorney 1/16/06 Date

**II. REVIEW COMMENTS**

**A. Other Department Review:**

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Department Director

**Revised 06/92**

**ADM Form 03**

**(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT)**

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSION  
BOARD APPOINTMENT INFORMATION FORM**

**Part I:**

Board Name: CHILD CARE ADVISORY COUNCIL

At Large Appointment or  District Appointment

Term of Appointment: \_\_\_\_\_ years. From \_\_\_\_\_ To \_\_\_\_\_

A member who at the time of appointment  
Seat Requirement: is a parent of a child in a child care facility Seat # 6

(Please describe education and/or experience that qualifies the nomination under the seat requirement).

**Ms Barnes meets the requirement of being the parent of a child in a child care facility. In addition, she has worked in the Early Childhood field for about 10 years and is currently a Resource/Team Leader in the Department of Early Childhood Education with the School District of Palm Beach County.**

\*\* Re-appointment or  New Appointment

or  to complete the term of \_\_\_\_\_

due to:  resignation  other \_\_\_\_\_

completion of term to expire on: \_\_\_\_\_

**Part II: APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT**

Name: Kendra W. Barnes

Occupation/Affiliation: Resource Teacher/Team Leader Department of Early Learning

Business Name: The School District of Palm Beach County

Business Address: 3300 Forest Hill Blvd., C-206

City & State: West Palm Beach Zip Code: 33406

Residence Address: 4409 Applecrest Dr.  
City & State: Palm Beach Gardens, Florida Zip Code: 33410

Home Phone: 561-691-1891 Business Phone: 644-1930

Fax No.: 561-434-8739

E-mail Address: barneske@palmbeach.K12.fl.us

Mailing Address Preference:  Business Address  Residence Address or  other:

**Minority Identification Code:**

- |  |   |
|--|---|
| <input type="checkbox"/> JIF (American Indian Female)  | <input type="checkbox"/> JIM (American Indian Male) |
| <input type="checkbox"/> JAF (Asian Female)            | <input type="checkbox"/> JAM (Asian Female)         |
| <input type="checkbox"/> JBF (Black Female)            | <input type="checkbox"/> JBM (Black Male)           |
| <input type="checkbox"/> JHF (Hispanic Female)         | <input type="checkbox"/> JHM (Hispanic Male)        |
| <input checked="" type="checkbox"/> JWF (White Female) | <input type="checkbox"/> JWM (White Male)           |

**Part III: COMMISSIONER COMMENTS**

Appointment to be made at BCC Meeting on: \_\_\_\_\_

\*When a person is being considered for re-appointment, the number and nature of previously disclosed voting conflicts shall be considered by the Board of County Commissioners.

\_\_\_\_ Number of previously disclosed voting conflicts.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSION  
BOARD APPOINTMENT INFORMATION FORM**

**Part I:**

Board Name: CHILD CARE ADVISORY COUNCIL

At Large Appointment or  District Appointment

Term of Appointment: \_\_\_\_\_ years. From \_\_\_\_\_ To \_\_\_\_\_

Seat Requirement: A member who at the time of appointment is a parent of a child in a child care facility Seat # 6

(Please describe education and/or experience that qualifies the nomination under the seat requirement).

**Ms Barnes meets the requirement of being the parent of a child in a child care facility. In addition, she has worked in the Early Childhood field for about 10 years and is currently a Resource/Team Leader in the Department of Early Childhood Education with the School District of Palm Beach County.**

\*\* Re-appointment or  New Appointment

or  to complete the term of \_\_\_\_\_

due to:  resignation  other \_\_\_\_\_

completion of term to expire on: \_\_\_\_\_

**Part II: APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT**

Name: Kendra W. Barnes

Occupation/Affiliation: Resource Teacher/Team Leader Department of Early Learning

Business Name: The School District of Palm Beach County

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Home Phone: 561-691-1891 Business Phone: 644-1930

Fax No.: 561-434-8739

E-mail Address: barneske@palmbeach.k12.fl.us

Mailing Address Preference:  Business Address  Residence Address or  other:

**Minority Identification Code:**

JIF (American Indian Female)

JAF (Asian Female)

JBF (Black Female)

JHF (Hispanic Female)

JWF (White Female)

JIM (American Indian Male)

JAM (Asian Female)

JBM (Black Male)

JHM (Hispanic Male)

JWM (White Male)

**Part III: COMMISSIONER COMMENTS**

Appointment to be made at BCC Meeting on: \_\_\_\_\_

\*When a person is being considered for re-appointment, the number and nature of previously disclosed voting conflicts shall be considered by the Board of County Commissioners.

\_\_\_\_ Number of previously disclosed voting conflicts.

Signature: \_\_\_\_\_

Brdapptinfo.2001.wpd

Date: 11/7/06



Jeb Bush  
Governor

M. Rony François, M.D., M.S.P.H., Ph.D.  
Secretary, Department of Health

RECEIVED

**MEMORANDUM OF RECORD**

NOV 16 2006

Palm Beach County Attorney  
Environmental Control Office

**DATE:** Friday, November 03, 2006

**TO:** The Honorable Addie Greene , Vice-Chair  
And Members of the Board of County Commissioners  
(Child Care Facilities Board)

**FROM:** Dianne Strock, REHP *ds*  
Environmental Manager, Division of Environmental Health &  
Engineering

**THRU:** *Thomas Benedor*  
Jean Marie Malecki, MD, MPH, FACPM  
Director, Palm Beach County Health Department

John O'Malley, PG, RS *JOm*  
Director, Division of Environmental Health & Engineering

**SUBJECT:** Board Appointment -- Child Care Advisory Council (CCAC)

This memo serves to provide written notice of one vacancy on the Child Care Advisory Council. Ms. M.J. Steele, who represents at the time of appointment a **parent of a child in a facility regulated pursuant to Chapter 59-1698, Special Acts, Laws of Florida, as amended by Chapter 77-620, Special Acts, Laws of Florida**, has resigned effective October 16,2006.

The Child Care Advisory Council consists of seven members:

- a) Two members operating a private facility;  
Represented by: Eunice Twiggs and Lorraine Herdeen
- b) One member operating a parochial facility;  
Represented by: Louise Mancini
- c) One member who represents a consumer protection enforcement official;  
Represented by: Dennis Moore



- d) One member for Fire Protection, Engineering or Technology;  
Represented by: Jerry W. Catoe
- e) One member who is a parent of a child in a regulated facility;  
Represented by: **Vacant**
- f) One member representing the Department of Children and Families;  
Represented by: Aurelia Diaz

As required by Chapter 59-1698, Special Acts, Laws of Florida, as Amended by Chapter 77-620, Special Acts, Laws of Florida, it is necessary that the Child Care Facilities Board appoint members to fill these vacancies. Ms. Kendra W. Barnes has requested to be considered for this position. This office has received a *curriculum vitae* from Ms. Barnes. The *curriculum vitae* and signed Board Appointment Information form are enclosed for your review. It is hoped to place this item on the **\_December 5, 2006 Agenda** for the Commission's consideration.

If you have any questions, please do not hesitate to contact me at 355-3018. If you would like to support and recommend Ms. Barnes nomination, please return your recommendation by November 14, 2006 to:

Dianne Strock, REHP  
Palm Beach County Health Department,  
901 Evernia Street  
P.O.Box 29  
West Palm Beach, Florida 33402

I appreciate your consideration in this matter and look forward to your additional nominations, if any.

cc: Dennis Moore, Chairman, Child Care Advisory Council  
Jon Van Arnam, Assistant County Administrator  
Gentry Denise Benjamin, Esq., Assistant County Attorney  
Victoria Coleman-Miller, Esq., PBC Health Department Legal Counsel

/Enclosures

- Chapter 59-1698, Special Acts, Laws of Florida, as amended by Chapter 77-620 Special Acts, Laws of Florida;
- Child Care Advisory Council List & Schedule of Meetings for 2006;
- Palm Beach County BCC Board Appointment Information Form
- Curriculum vitae of Ms. Kendra Barnes

CHILD CARE ADVISORY COUNCIL MAILING LIST: CCAC members

|  |   |
|--|---|
| VACANT   | Represents at the time of appointment was a parent of a child in a facility regulated thereunder. |
| Jerry Catoe, Deputy Chief<br>10500 N Military Trail<br>Palm Beach Gardens, Fl 33410<br>Bus: 799-4300; Fax: 799-4399<br>Home: 641-9137  | Represents fire protection, Engineering, or technology.   |
| Lorraine Herdeen<br>200 NE 14 <sup>th</sup> Street<br>Boca Raton, Fl 33432<br>Bus: (561) 391-7274; Fax (561) 391-6641  | Represents and operates as a private enterprise a facility regulated thereunder.                  |
| Louise Mancini<br>4900 Summit Blvd.<br>West Palm Beach, Fl 33415<br>Bus: 686-8081, ext. 326<br>Fax: 640-7613/686-1247<br>Home: 432-8995  | Represents and operates a parochial facility regulated thereunder.                                |
| Aurelia Diaz, Operations Rev. Specialist<br>111 Sapodilla Ave. Rm. 303 I<br>West Palm Beach, FL 33401<br>Bus: 837-5742 Fax: 837-5563   | Represents the Department of Children & Families.   |
| Dennis Moore<br>50 S. Military Trail, Ste. 201<br>WPB, Fl 33415<br>Bus: 712-6600; Fax: 712-6610<br>Email: <a href="mailto:Dmoore@co.palm-beach.fl.us">Dmoore@co.palm-beach.fl.us</a> | Represents consumer protection enforcement.   |
| Eunice Twiggs<br>101 10 <sup>th</sup> Street<br>Lake Park, FL 33403<br>Bus: 842-4663; Cell: 632-3430   | Represents and operates as a private enterprise a facility regulated thereunder.                  |
| Jan Norrish<br>12160 SE Indian River Dr.<br>Hobe Sound, FL 33455   | Former CCAC member requests to be included in mailing list.                                       |
| Dr. Leighan Rinker<br>556 Muirfield Dr.<br>Atlantis, FL 33462  | Former CCAC member requests to be included in mailing list.                                       |

*"If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he will need a record of the processing's, and for such purpose he may need to ensure that a verbatim record of the processing's is made which record includes the testimony and evidence upon which the appeal is to be based."*



Rules and Regulations Governing Child Care Facilities in Palm Beach County, Florida,  
Adopted Pursuant to Chapter 59-1698, Special Acts, Laws of Florida as Amended by  
Chapter 77-620

### MEMORANDUM

**TO:** Child Care Advisory Council Members,  
Applicants for Child Care Facility License/Certificate,  
Family Day Care Providers, and other Interested Parties

**SUBJECT:** Child Care Advisory Council (CCAC) 2006 meeting schedule and deadline for  
applicants submitting child care facility application packets to area offices

| DATE OF CCAC MEETING          | DATE PACKETS DUE<br>IN AREA OFFICE |
|-------------------------------|------------------------------------|
| January 11, 2006, Wednesday   | December 28 2005                   |
| February 8, 2006, Wednesday   | January 25, 2006                   |
| March 8, 2006, Wednesday      | February 22, 2006                  |
| April 12, 2006, Wednesday     | March 29, 2006                     |
| May 10, 2006, Wednesday       | April 26, 2006                     |
| June 14, 2006, Wednesday      | May 31, 2006                       |
| July 12, 2006, Wednesday      | June 28, 2006                      |
| August 9, 2006, Wednesday     | July 26, 2006                      |
| September 13, 2006, Wednesday | August 30, 2006                    |
| October 11, 2006, Wednesday   | September 27, 2006                 |
| November 8, 2006, Wednesday   | October 25, 2006                   |
| December 12, 2006, Tuesday ** | November 28, 2006                  |

The Child Care Advisory Council shall advise the Board of County Commissioners and make recommendations as to the issuance and revocation of license and as to rules and regulations necessary to protect the health and safety of persons in child care facilities, child boarding homes or family day care facilities --- pursuant to Chapter 59-1698, Special Acts, Laws of Florida, as amended by Chapter 77-620, Special Acts, Laws of Florida.

CCAC meetings are Public Meetings and are held at 9.00 a.m. at 901 Evernia Street, West Palm Beach, in the Auditorium -- Room 110, unless otherwise published to be held elsewhere.





THE SCHOOL DISTRICT  
OF PALM BEACH COUNTY, FLORIDA

DEPARTMENT OF EARLY CHILDHOOD EDUCATION  
3300 FOREST HILL BLVD., B-244  
WEST PALM BEACH, FL 33406-5813  
561-969-5884 FAX 561-432-6385

MARY J. STEELE  
DIRECTOR

ARTHUR C. JOHNSON, Ph.D.  
SUPERINTENDENT OF SCHOOLS

October 16, 2006

Ms. Dianne Strock  
Environmental Manager  
Division of Environmental Health & Engineering  
Palm Beach County  
901 Evernia Street  
West Palm Beach, FL 33402

Dear Ms. Strock:

Please accept this letter as notice of my resignation from the Palm Beach County Child Care Advisory Council effective immediately. The position I am currently filling is designated for a parent of a child within the early childhood system. I am happy to say that my son started kindergarten this year and that I am no longer a parent of a child in the system.

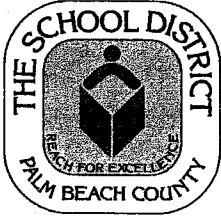
I wish the Child Care Advisory Council members, you and your staff a very productive year and thank you all for your continued commitment to our youngest children.

Warm regards,

MJ Steele  
Director

MJS:sb

Cc: File



THE SCHOOL DISTRICT OF  
PALM BEACH COUNTY, FLORIDA

**MARY J. STEELE**  
Director

**ARTHUR C. JOHNSON, Ph.D.**  
Superintendent

DEPARTMENT OF EARLY CHILDHOOD EDUCATION  
3300 FOREST HILL BLVD., C-206  
WEST PALM BEACH, FL 33406-5813  
Ph: 561-969-5884 Fax: 561-963-3852

[www.palmbeach.k12.fl.us](http://www.palmbeach.k12.fl.us)

October 6, 2006

**CCAC Position, Licensing Board**

**Dianne Strock, Environmental Manager**  
Division of Environmental Health and Engineering  
901 Evernia Street  
West Palm Beach, FL 33402

Dear Ms. Strock:

This letter is to express my interest in the CCAC position with the Licensing Board. I am currently an employee of the School District of Palm Beach County as a Resource Teacher/Team Leader in the Department of Early Childhood Education. I have worked in the Early Childhood field for about 10 years in various capacities including teaching and directing at a child care facility.

I understand this position is for a parent of children currently in child care. I have a two-year-old son who is currently enrolled at Faith Lutheran Preschool. My second child, born in July, will also be in child care within a year.

I have attached a current resume as requested. Thank you for your time and consideration. If you have any further questions I can be reached at (561) 644-1930 during the day and (561) 691-1891 in the evenings.

Sincerely,

Kendra W. Barnes

**Kendra W. Barnes**  
**4409 Applecrest Dr.**  
**Palm Beach Gardens, FL 33410**  
**(561) 691-1891**

---

### **Education**

April 2000- Bachelor of Science, Nova Southeastern University  
Certification: Early Childhood Education, Pre-K/Primary

### **Work Experience**

August 2005- Present      Team Leader/Resource Teacher, Palm Beach County School District  
Responsibilities include: training and mentoring teachers, using the ITERS and ECERS scales, and providing support to teachers and directors of preschool programs in the Quality Improvement System. Promoted to Team Leader in March, 2006.

June 2000- July 2005      Teacher/Director, Easter Seals Florida, Inc.  
-Teacher responsibilities included: planning, set-up and implementation according to the Environment Rating Scales for a full inclusion preschool program as well as developmental assessments, goal setting and progress notation of every child's development.  
-Director responsibilities included: daily operations and staffing of a small inclusive preschool program as well as record keeping, reporting, billing and curriculum development.

January- April 2000      Intern, SeaWind Elementary, Hobe Sound, FL  
Responsibilities included: gradually taking on all the responsibilities of a Kindergarten classroom under the direction of cooperating teacher, Sharon Waite.

### **Additional Trainings and Certifications**

Florida Director's Credential  
High/Scope Preschool Curriculum Course  
30 hours each ITERS-R and ECERS-R Seminars  
3 day ITERS-R Professional Development Course, UNC at Chapel Hill  
34 hours West Ed/Program for Infant/Toddler Caregivers Intensive Training

**CHAPTER 59-1698, SPECIAL ACTS,  
LAWS OF FLORIDA, AS AMENDED BY  
CHAPTER 77-620 SPECIAL ACTS, LAWS  
OF FLORIDA**



occupational history and qualifications, the type and location of proposed operation, the number of persons to be accommodated, and such other information the Board may require.

**Section 4. ISSUANCE OF LICENSE:** The Director of the Palm Beach County Health Department shall be charged with the administrative and financial responsibility of carrying out the duties of the Board, and he or his representative shall inspect child care facilities, child boarding homes, and family day care facilities as required by the Board. Said Board when satisfied that minimum standards are met, shall issue a license in writing on a form prescribed by the Board. Such license shall be valid for a period of one year unless revoked. It shall not be transferable or assignable.

**Section 5. REVOCATION:** The Board may revoke a license if it finds that the operator has failed to comply with any provisions of this Act or any rule or regulation issued hereunder.

**Section 6. MINIMUM STANDARDS, REASONABLE RULES AND REGULATIONS TO BE PRESCRIBED BY THE BOARD:**

1. The Board shall make, promulgate, amend and repeal such rules and regulations as are necessary to protect the health and safety of persons in child care facilities, child boarding homes, or family day care facilities; prescribing standards for living quarters, including provisions pertaining to sanitary conditions, light, air, safety, protection from fire hazards, equipment, operation, qualifications and number of staff, and such other matters as may be appropriate to protect the life and health of the occupants thereof. Standards established by rules and regulations of the Board shall meet or exceed state minimum standards, to wit: standards established by the Department of Health and Rehabilitative Services pursuant to chapter 402, Florida Statutes.
2. The Board may make, promulgate, amend, and repeal such rules and regulations as are necessary:
  - a. To require facilities regulated hereunder to secure liability insurance and set minimum limits and standards for carriers: and,
  - b. To establish fees for inspection and licensing under this Act.

No such rules and regulations of the Board shall be adopted or become effective until after a public hearing has been held by the board pursuant to at least one notice published in a newspaper of general circulation in the county at least ten days prior to the hearing. When approved by the Board and filed with the Clerk of the County Commission, such rules and regulations shall have the force and effect of law. Until the Board adopts rules and regulations, the State standards aforementioned shall apply to all facilities regulated by this

**CHAPTER 59-1698, SPECIAL ACTS, LAWS OF FLORIDA, AS AMENDED BY  
CHAPTER 77-620, SPECIAL ACTS, LAWS OF FLORIDA**

**Section 1. DEFINITIONS:** The following words and phrases shall mean:

a. **Children:** persons related to the operator of a facility regulated under this act under twelve (12) years of age, and all other persons under eighteen (18) years of age.

b. **Child Boarding Homes:** Any building or shelter in which, for twenty-four (24) hours per day, custodial care is rendered to one to five children, inclusive, and which receives a payment, fee, or grant for any of the children receiving care, whether or not operating for profit subject to the exemptions contained in Section 12 hereof.

c. **Family Day Care Facilities:** Any building or shelter in which custodial care is rendered to one to five children, inclusive, for 2-24 hours per day and which receives a payment, fee, or grant for any of the children receiving care, whether or not operating for profit, subject to the exemptions contained in Section 12.

d. **Child Care Facilities:** Any building or shelter in which custodial care is rendered to six or more children, and which receives a payment, fee, or grant for any of the children, and which receives a payment, fee, or grant for any of the children receiving care, whether or not operating for profit, or which is held out to the public to be an establishment which regularly provides child custodial services.

**Section 2. PERMIT REQUIRED FOR ESTABLISHMENT, MAINTENANCE AND OPERATION:**

It shall be unlawful for any person, firm or corporation to establish, maintain or operate in **Palm Beach County, Florida**, a child care facility, child boarding home or family day care facility without first obtaining a permit therefor from a board, to be designated as the Child Care Facilities Board, and without permanently posting such permit in the child care facility, child boarding home, or family day care facility. Such Child Care Facilities shall be composed of the Board of County Commissioners of Palm Beach County, hereafter referred to as the Board. The Chairman of the Board of the County Commissioners of Palm Beach County shall be chairman of the Child Care Facilities Board and the Board shall meet at least once every three months at a time and place designated by the Board.

**Section 3. APPLICATION FOR PERMIT:** Application for a permit to operate a child care facility, child boarding home or family day care facility, shall be made to the Board in writing, and on a form, and under regulations prescribed by the Board. The application shall state the name and address of the applicant, his

act.

**Section 7. CHILD CARE ADVISORY COUNCIL:**

1. The Board shall appoint a Child Care Advisory Council which shall be appointed by the Board of County Commissioners no later than sixty (60) days after the effective date of this Act. Members of the Council shall serve at the pleasure of the Board of County Commissioners. The Council shall be composed of seven members consisting of the following:
  - a. Two members who represent and operate as a private enterprise a facility regulated hereunder.
  - b. One member who represents and operates a parochial facility regulated hereunder.
  - c. One member who represents a consumer protection enforcement official.
  - d. One member for fire protection, engineering, or technology.
  - e. One member who at the time of appointment was a parent of a child in a facility regulated hereunder.
  - f. One member who represents the Department of Health and Rehabilitative Services.
  
2. The Council shall advise the Board and make recommendations as to the issuance and revocation of license and as to rules and regulations necessary to protect the health and safety of persons in child care facilities, child boarding homes or family day care facilities.

**Section 8. RIGHT OF ENTRY:** Members of the Board and its representative may enter and inspect child care facilities, child boarding homes, or family day care facilities at reasonable hours, and may question such persons and investigate such facts, conditions, and practices or matters as may be necessary or appropriate to determine whether any person has violated any provisions of the Act, or of any rule or regulation issued hereunder.

**Section 9. EXEMPTION:** The provisions of this Act shall not apply to any public or nonpublic school which is in compliance with the compulsory school attendance law, chapter 232, Florida Statutes, any summer camp having children in full time residence, summer day camp, or vacation Bible school, or any foster home, home for mentally retarded or handicapped children, juvenile detention facility, hospital, or other similar institution otherwise regulated for health standards by a governmental agency. However, this section shall not be deemed to exempt institutions or facilities otherwise regulated by the Department of Health and Rehabilitative Services pursuant to s. 402.301, et seq., Florida Statutes, as it may from time to time be amended or transferred.

**Section 10. CIVIL ENFORCEMENT:** Any violation of this Act or the rules and regulations of the Board promulgated pursuant hereto shall be subject to enforcement by the Palm Beach County Environmental Control Officer and the Palm Beach County Environmental Control Act, chapter 70-862, Laws of Florida, as amended, and as it may in the future be amended or reenacted.

**Section 11. CRIMINAL PENTALTY:** Any person failing to comply with the provisions of this act is guilty of a misdemeanor of the second degree punishable as provided by general law.

**Section 12. ADVERTISING BY FACILITIES:** It shall be unlawful for any person, persons, associations, partnerships, corporations, or institutions to offer or advertise to the public in any way or by any medium whatsoever, child boarding home, family day care facility or child care facility service unless it has first secured a license under the provisions of this Act. All advertisements advertising any such services shall include the license number of the license issued pursuant to this Act.

**Section 13. SEVERABILITY:** If any provision of the Act, or the application thereof to any person or circumstances, is held invalid, such invalidity shall not affect other provisions or applications of this Act which can be given effect without the invalid provision or invalid application and to this end the provisions of the Act are declared severable.

**Section. 14. THIS ACT SHALL TAKE EFFECT UPON BECOMING A LAW.**

**BECAME A LAW WITHOUT THE GOVERNOR'S APPROVAL.**

**FILED IN OFFICE SECRETARY OF STATE.**