

Original	Proposed changes	What does it potentially mean for Michigan?
<p>Public Law 105-17 INDIVIDUALS WITH DISABILITIES EDUCATION ACT (reauthorization).</p> <p>Including: PART C -- INFANTS AND TODDLERS WITH DISABILITIES</p> <p>Passed: June 4, 1997</p>	<p>H.R. 1350 IMPROVING EDUCATION RESULTS FOR CHILDREN WITH DISABILITIES ACT OF 2003.</p> <p>Including: TITLE III – INFANTS AND TODDLERS WITH DISABILITIES</p> <p>Committee on Education and the Workforce (House of Representatives)</p> <p>Introduced: May 19, 2003 Amended: April 7, 2003 Amended: April 9, 2003 Approved: April 10, 2003</p> <p>US House of Representatives</p> <p>Amended: April 29, 2003 Passed: April 30, 2003</p>	<p>N/A</p>
<p>Contains Sections 631-644 as listed below:</p> <p>Section 631 Findings & Policy Section 632 Definitions Section 633 General Authority Section 634 Eligibility Section 635 Requirements for Statewide</p>	<p>Contains Sections 631-638 as listed below:</p> <p>Section 631 Findings & Policy Section 632 Definitions Section 633 General Authority Section 634 Eligibility Section 635 Requirements for Statewide</p>	<p>N/A</p>

Italics= language was in 1997 version and is not in HR 1350
BOLD=Language is new, was not in 1997 law (including date of change)

HR 1350 – reauthorization of IDEA, Part C – FINAL CHANGES

Section 636	System Individualized Family Service Plan	Section 636	System Individualized Family Service Plan	
Section 637	State Application & Assurances	Section 637	State Application & Assurances	
Section 638	Uses of Funds	Section 638	Uses of Funds	
Section 639	<i>Procedural Safeguards</i>	-----	639 not included but nothing substituted instead	
Section 640	<i>Payor of Last Resort</i>	-----	640 not included but nothing substituted instead	
Section 641	State Interagency Coordinating Council	Section 641	State Interagency Coordinating Council	
Section 642	Federal Administration	Section 642	Federal Administration	
Section 643	Allocation of Funds	Section 643	Allocation of Funds	
Section 644	<i>Federal Interagency Coordinating Council</i>	-----	Federal Interagency Coordinating Council (removed)	
Section 645	Authorization of Appropriations	Section 644	Authorization of Appropriations	
See specific changes, by section, below-				
See specific changes, by section, below-				
SEC. 631. FINDINGS AND POLICY		Remains the same		
SEC. 632. DEFINITIONS.		Changes:		
(4)(C) are designed to <i>meet the developmental needs</i> of an infant or toddler with a disability in any one or more of the following areas --		(C) are designed to address family-identified priorities and concerns that are determined by individualized family service plan team to relate to enhancing the child’s development in any one or		Need emphasis in trainings on <u>family identified</u> and on relating to <u>enhancing the child’s development</u> .

	more of the following areas— (3/19/03)	
(4)(F) are provided by qualified personnel, including – (viii) – nutritionists (ix) family therapists (x) orientation and mobility specialists; and (xi) pediatricians and other physicians	(4)(F) are provided by qualified personnel, including – (viii) – registered dietitians (ix) family therapists (x) vision specialists, including ophthalmologists and optometrists (xi) orientation and mobility specialists; and (xii) pediatricians and other physicians (4/9/03)	Adds to our list of personnel who need to be deemed qualified?
	(5)(C) may also include, at a State’s discretion, a child aged 3-5, who previously received services under this part and who is eligible for services under section 619 if- (i) service provided to this age group under this part include an educational component that promotes school readiness and incorporates scientifically based pre-literacy, language, and numeracy skills; and (ii) parents are provided a written notification of their rights and responsibilities in determining whether their child will continue to receive services under this part or participate in preschool programs assisted under section 619. (4/7/03)	Need to consider revising State Plan to address 3-5 year olds, potential revisions to Part B rules?, consider funding issues associated with expanding the age range. Need to have services grounded in pre-literacy, language, and numeracy skills.
SEC. 633. GENERAL AUTHORITY.	Remains the same	

SEC. 634. ELIGIBILITY.	Remains the same	
SEC. 635. REQUIREMENTS FOR STATEWIDE SYSTEM.	Changes:	
(a)(2) A State policy that is in effect and that ensures that appropriate early intervention services are available to all infants and toddlers with disabilities and their families, including Indian infants and toddlers and their families residing on a reservation geographically located in the State.	(2) A State policy that is in effect and that ensures that appropriate early intervention services based on scientifically based research are available to all infants and toddlers with disabilities and their families, including Indian infants and toddlers and their families residing on a reservation geographically located in the State. (3/19/03)	Will need to collect and utilize scientifically based research related to the list of early intervention services and types of conditions/delays.
(a)(6) A public awareness program focusing on early identification of infants and toddlers with disabilities, including the preparation and dissemination by the lead agency designated or established under paragraph [10] to all primary referral sources, especially hospitals and physicians, of information for parents on the availability of early intervention services, and procedures for determining the extent to which such sources disseminate such information to parents of infants and toddlers.	(6) A public awareness program focusing on early identification of infants and toddlers with disabilities, including the preparation and dissemination by the lead agency designated or established under paragraph [10] to all primary referral sources, especially hospitals and physicians, of information to be given to parents, especially to inform parents with premature infants or infants with other physical risk factors associated with learning or developmental complications, on the availability of early intervention services under this part and of services under 619 of this Act, and procedures for assisting such sources in disseminating such information to parents of infants and toddlers. (4/9/03)	Likely need to adjust our eligibility list to clearly include prematurity as an established condition (not currently included). Need to think about how we will <u>assist</u> primary referral sources to disseminate information.
(a)(8) A comprehensive system of personnel development, including the training of	(8) A comprehensive system of personnel development, including the training of	Possibly joint training with Part B about

<p>paraprofessionals and the training of primary referral sources respecting the basic components of early intervention services available in the State, <i>that is consistent with the comprehensive system of personnel development described in section 612(a)(14)</i> and may include --</p> <p>(A) implementing innovative strategies and activities for the recruitment and retention of early education service providers;</p> <p>(B) promoting the preparation of early intervention providers who are fully and appropriately qualified to provide early intervention services under this part;</p> <p>(C) training personnel to work in rural and inner-city areas; and</p> <p>(D) training personnel to coordinate transition services for infants and toddlers served under this part from an early intervention program under this part to preschool or other appropriate services.</p>	<p>paraprofessionals and the training of primary referral sources respecting the basic components of early intervention services available in the State</p> <p>(A) shall include --</p> <p>(i) implementing innovative strategies and activities for the recruitment and retention of early education service providers;</p> <p>(ii) promoting the preparation of early intervention providers who are fully and appropriately qualified to provide early intervention services under this part;</p> <p>(iii) training personnel to coordinate transition services for infants and toddlers served under this part from an early intervention program under this part and under part B (other than section 619), to preschool or another appropriate program.</p> <p>(B) may include—</p> <p>(i) training personnel to work in rural and inner-city areas; and</p> <p>(ii) training personnel in the emotional and social development of young children. (3/19/03)</p>	<p>the age 3 (or age 5?) transition.</p> <p>Possibly add a focus on training about social/emotional development.</p>
<p>(a)(9) (B) to the extent such standards are not</p>	<p>Completely removed (3/19/03)</p>	<p>Consider how we are going to now</p>

<p>based on the highest requirements in the State applicable to a specific profession or discipline, the steps the State is taking to require the retraining or hiring of personnel that meet appropriate professional requirements in the State; except that nothing in this part, including this paragraph, prohibits the use of paraprofessionals and assistants who are appropriately trained and supervised, in accordance with State law, regulations, or written policy, to assist in the provision of early intervention services to infants and toddlers with disabilities under this part.</p>		<p>measure “qualified” when we apply the term to people working with Early On children/families.</p>
<p>(a)(16)(B) the provision of early intervention services for any infant or toddler occurs in a setting other than a natural environment only when early intervention cannot be achieved satisfactorily for the infant or toddler in a natural environment.</p>	<p>(a)(16)(B) the provision of early intervention services for any infant or toddler occurs in a setting other than a natural environment only when early intervention cannot be achieved satisfactorily for the infant or toddler in a natural environment or in a setting that is most appropriate, as determined by the parent and the individualized family service plan team. (4/29/03)</p>	<p>Adds more specific language about decision-making process for settings for services, talks about parent and IFSP team separately instead implying parent assumed part of IFSP team. Implies that if parent doesn’t agree with team decisions about setting, then team decision can’t move forward. Impact depends on situation - gives parents more power to get what they want, whether Nat. Env. or segregation.</p>
	<p>(c) TREATMENT OF CHILDREN AGED 3 THROUGH 5.- (1) IN GENERAL – If a State includes children described in section 632(5)(C) in the system described in section 633, the State shall be considered to have</p>	<p>No specific actions?</p>

	<p>fulfilled any obligation under part B with respect to the provision of a free appropriate public education to those children during the period in which they are receiving services under this part.</p> <p>(2) CONSTRUCTION – Nothing in paragraph (1) shall be construed to alter or diminish the rights and protections afforded under this part to children described in such paragraph. (4/7/03)</p>	
SEC. 636. INDIVIDUALIZED FAMILY SERVICE PLAN.		
(a)(3) a written individualized family service plan developed by a multidisciplinary team, including the parents, as required by subsection (e)	(a)(3) a written individualized family service plan developed by a multidisciplinary team, including the parents, as required by subsection (e), including a description of the appropriate transition services for the child’s entrance in school. (3/19/03)	Need to be sure our transition activities include <u>transition services for the child’s entrance to school.</u>
(d)(3) a statement of the <i>major outcomes</i> expected to be achieved for the infant or toddler and the family, and the criteria, procedures, and timelines used to determine the degree to which progress toward achieving the <i>outcomes</i> is being made and whether modifications or revisions of the outcomes or services are necessary;	(3) a statement of the measurable goals expected to be achieved for the infant or toddler and the family, including pre-literacy and language skills, as developmentally appropriate for the child, and the criteria, procedures, and timelines used to determine the degree to which progress toward achieving the goals is being made and whether modifications or revisions of the outcomes or services are	Change IFSP prototype, State Plan, etc. to reflect goals instead of outcomes. Need to consider what pre-literacy and language skills means for young children aged 0-3 (or 0-5).

	necessary; (3/19/03) (4/7/03)	
SEC. 637. STATE APPLICATION AND ASSURANCES.		
(a)(3) information demonstrating eligibility of the State under section 634, including -- <i>(A) information demonstrating to the Secretary's satisfaction that the State has in effect the statewide system required by section 633; and</i> (B) a description of services to be provided to infants and toddlers with disabilities and their families through the system;	(a)(3) information demonstrating eligibility of the State under section 634, including a description of services to be provided to infants and toddlers with disabilities and their families through the system; (3/19/03)	
	(a)(5) a description of the State policies and procedures requiring referral of a child under the age 3 who is involved in a substantiated case of child abuse or neglect for an evaluation consistent with section 635(a)(5) or who is born and identified with Fetal Alcohol Effects, Fetal Alcohol Syndrome, neonatal intoxication, or neonatal physical or neurological harm resulting from prenatal drug exposure. (insert and renumber others) (3/19/03) (4/9/03)	Need to develop policies to ensure that children with substantiated child abuse are referred for an evaluation; as well as children with FAE/FAS other prenatal drug exposure issues. Need to consider the costs associated with funneling many more children into the system for evaluation, when we can't do the ones we need to now.
	(a)(10) a description of the state efforts to promote collaboration between Early Head Start programs, childcare, and services under Part C of this act; and (insert and renumber others) (4/9/03)	Need to include collaborative efforts with EHS and others in State Plan, maybe in Interagency Agreement?

SEC. 638. USES OF FUNDS.	Remains the same	
SEC. 639 PROCEDURAL SAFEGUARDS	NOT INCLUDED IN HR 1350 – not sure if it is removed or still pending	Need to watch to see what happens with this section...
SEC. 640 PAYOR OF LAST RESORT	NOT INCLUDED IN HR 1350 – not sure if it is removed or still pending	Need to watch to see what happens with this section...
SEC. 641. STATE INTERAGENCY COORDINATING COUNCIL.		
	<p>(b)(1)(J) MENTAL HEALTH AGENCY. At least one representative from the State agency responsible for children’s mental health.</p> <p>(b)(1)(K) CHILD WELFARE AGENCY. At least one representative from the State agency responsible for child protective services.</p> <p>(b)(1)(L) OFFICE OF THE COORDINATOR FOR THE EDUCATION OF HOMELESS CHILDREN AND YOUTH. At least one representative designated by the Office of the Coordinator.</p> <p style="text-align: right;">(4/7/03)</p>	<p>Need to amend some of our SICC materials to specifically include this language.</p> <p>May need a new appointment to SICC to cover (L) – (J & K are already at our SICC)</p>
SEC. 642. FEDERAL ADMINISTRATION.	Remains the same	
SEC. 643. ALLOCATION OF FUNDS.	Remains the same	
SEC.644. FEDERAL INTERAGENCY COORDINATING COUNCIL	REMOVED	
SEC. 645 AUTHORIZATION APPROPRIATIONS	Changes:	
For the purpose of carrying out this part, there are authorized to be appropriated	For the purpose of carrying out this part, there are authorized to be appropriated	

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HR 1350 – reauthorization of IDEA, Part C – FINAL CHANGES

<i>\$400,000,000</i> for fiscal year 1998 and such sums as may be necessary for each of the fiscal years 1999 through 2002	\$447,000,000 for fiscal year 2004 and such sums as may be necessary for each of the fiscal years 2005 through 2009 (3/19/03)	
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