

By Representative Bullard

1 A bill to be entitled
2 An act relating to infant and early childhood
3 development; amending s. 230.2305, F.S.;
4 requiring program curriculum under the
5 prekindergarten early intervention program to
6 include music therapy services; amending s.
7 391.305, F.S.; including music therapy services
8 in the developmental evaluation and
9 intervention program for high-risk and disabled
10 infants and toddlers; amending s. 393.064,
11 F.S.; including music therapy services in early
12 intervention services for high-risk and
13 developmentally disabled children under the
14 developmental services program; amending s.
15 393.066, F.S.; requiring community-based
16 services for the developmentally disabled to
17 include music therapy services for infants and
18 toddlers; amending s. 402.25, F.S.; including
19 music therapy in the brain development
20 activities required for infants and toddlers in
21 state-funded education and care programs;
22 amending s. 411.203, F.S.; requiring the
23 interagency continuum of comprehensive services
24 coordinated by Departments of Education and
25 Children and Family Services to include music
26 therapy services for high-risk and handicapped
27 infants and children; amending s. 411.232,
28 F.S.; providing that additional services under
29 the Children's Early Investment Program may
30 include music therapy services; providing an
31 effective date.

1 Be It Enacted by the Legislature of the State of Florida:

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3 Section 1. Paragraphs (d) through (k) of subsection
4 (3) of section 230.2305, Florida Statutes, are redesignated as
5 paragraphs (e) through (l), respectively, and a new paragraph
6 (d) is added to said section to read:

7 230.2305 Prekindergarten early intervention program.--

8 (3) STANDARDS.--

9 (d) The program curriculum must include music therapy
10 services for the purpose of maximizing individual potential
11 and preventing developmental delays.

12 Section 2. Subsection (4) of section 391.305, Florida
13 Statutes, 1998 Supplement, is amended to read:

14 391.305 Program standards; rules.--The Department of
15 Health shall adopt rules for the administration of the
16 developmental evaluation and intervention program. The rules
17 shall specify standards for the development and operation of
18 the program, including, but not limited to:

19 (4) Minimum developmental evaluation and intervention
20 and support services, which shall include music therapy
21 services for the purpose of maximizing individual potential
22 and preventing further developmental delays.

23 Section 3. Paragraph (a) of subsection (2) of section
24 393.064, Florida Statutes, is amended to read:

25 393.064 Prevention.--

26 (2) Prevention services provided by the developmental
27 services program include services to high-risk and
28 developmentally disabled children from birth to 5 years of
29 age, and their families, to meet the intent of chapter 411.
30 Such services shall include individual evaluations or
31 assessments necessary to diagnose a developmental disability

1 or high-risk condition and to determine appropriate individual
2 family and support services, unless evaluations or assessments
3 are the responsibility of the children's medical services
4 program for children ages birth to 3 years eligible for
5 services under this chapter or part H of the Individuals with
6 Disabilities Education Act, and may include:

7 (a) Early intervention services, including
8 developmental training,and specialized therapies, and music
9 therapy services for the purpose of maximizing individual
10 potential and preventing further developmental delays. Early
11 intervention services, which are the responsibility of the
12 children's medical services program for children ages birth to
13 3 years who are eligible for services under this chapter or
14 under part H of the Individuals with Disabilities Education
15 Act, shall not be provided through the developmental services
16 program unless funding is specifically appropriated to the
17 developmental services program for this purpose.

18 Section 4. Subsection (1) of section 393.066, Florida
19 Statutes, 1998 Supplement, is amended, paragraphs (j) through
20 (o) of subsection (4) are redesignated as paragraphs (k)
21 through (p), respectively, and a new paragraph (j) is added to
22 said subsection, to read:

23 393.066 Community services and treatment for persons
24 who are developmentally disabled.--

25 (1) The Department of Children and Family Health and
26 ~~Rehabilitative~~ Services shall plan, develop, organize, and
27 implement its programs of services and treatment for persons
28 who are developmentally disabled along district lines. The
29 goal of such programs shall be to allow clients to live as
30 independently as possible in their own homes or communities
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1 and to achieve productive lives as close to normal as
2 possible.

3 (4) Community-based services shall, to the extent of
4 available resources, include:

5 (j) Music therapy services for infants and toddlers,
6 for the purpose of maximizing individual potential and
7 preventing further developmental delays.

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9 Services to clients with spina bifida shall not include
10 medical services except as appropriated by the Legislature.

11 Section 5. Section 402.25, Florida Statutes, 1998
12 Supplement, is amended to read:

13 402.25 Infants and toddlers in state-funded education
14 and care programs; brain development activities.--Each
15 state-funded education and care program for children from
16 birth to 5 years of age must provide activities to foster
17 brain development in infants and toddlers. A program must
18 provide an environment rich in language and music and filled
19 with objects of various colors, shapes, textures, and sizes to
20 stimulate visual, tactile, auditory, and linguistic senses in
21 the children and must include classical music and music
22 therapy for the purpose of maximizing individual potential and
23 preventing developmental delays,and at least 30 minutes of
24 reading to the children each day. A program may be offered
25 through an existing early childhood program such as Healthy
26 Start, the Title I program, contracted or directly operated
27 subsidized child care, the prekindergarten early intervention
28 program, Florida First Start, the Head Start program, or a
29 private child care program. A program must provide training
30 for the infants' and toddlers' parents including direct
31 dialogue and interaction between teachers and parents

1 demonstrating the urgency of brain development in the first
2 year of a child's life. Family day care centers are
3 encouraged, but not required, to comply with this section.

4 Section 6. The introductory paragraph and paragraph
5 (d) of subsection (9) of section 411.203, Florida Statutes,
6 are amended, paragraphs (b) and (c) of subsection (7) are
7 redesignated as paragraphs (c) and (d), respectively, and a
8 new paragraph (b) is added to said subsection, to read:

9 411.203 Continuum of comprehensive services.--The
10 Department of Education and the Department of Children and
11 Family ~~Health and Rehabilitative~~ Services shall utilize the
12 continuum of prevention and early assistance services for
13 high-risk pregnant women and for high-risk and handicapped
14 children and their families, as outlined in this section, as a
15 basis for the intraagency and interagency program
16 coordination, monitoring, and analysis required in this
17 chapter. The continuum shall be the guide for the
18 comprehensive statewide approach for services for high-risk
19 pregnant women and for high-risk and handicapped children and
20 their families, and may be expanded or reduced as necessary
21 for the enhancement of those services. Expansion or reduction
22 of the continuum shall be determined by intraagency or
23 interagency findings and agreement, whichever is applicable.
24 Implementation of the continuum shall be based upon applicable
25 eligibility criteria, availability of resources, and
26 interagency prioritization when programs impact both agencies,
27 or upon single agency prioritization when programs impact only
28 one agency. The continuum shall include, but not be limited
29 to:

30 (7) EDUCATION, EARLY ASSISTANCE, AND RELATED SERVICES
31 FOR HIGH-RISK CHILDREN AND THEIR FAMILIES.--

1 (b) Music therapy services for the purpose of
2 maximizing individual potential and preventing further
3 developmental delays, for handicapped and high-risk infants
4 and children.

5 (9) MANAGEMENT SYSTEMS AND PROCEDURES.--

6 (d) Information sharing system among the Department of
7 Children and Family ~~Health and Rehabilitative~~ Services, the
8 Department of Education, local education agencies, and other
9 appropriate entities, on children eligible for services.
10 Information may be shared when parental or guardian permission
11 has been given for release.

12 Section 7. Paragraph (b) of subsection (3), paragraph
13 (a) of subsection (4), and subsection (6) of section 411.232,
14 Florida Statutes, are amended to read:

15 411.232 Children's Early Investment Program.--

16 (3) ESSENTIAL ELEMENTS.--

17 (b) While a flexible range of services is essential in
18 the implementation of this act, the following services shall
19 be considered the core group of services:

- 20 1. Adequate prenatal care;
- 21 2. Health services to the at-risk young children and
22 their families;
- 23 3. Infant and child care services;
- 24 4. Parenting skills training;
- 25 5. Education or training opportunities appropriate for
26 the family; and
- 27 6. Economic support.

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29 Additional services may include, without limitation, alcohol
30 and drug abuse treatment, mental health services, music
31 therapy services for the purpose of maximizing individual

1 potential and preventing developmental delays, housing
2 assistance, transportation, and nutrition services.

3 (4) IMPLEMENTATION.--

4 (a) The Department of Children and Family Health and
5 ~~Rehabilitative~~ Services or its designee shall implement the
6 Children's Early Investment Program using the criteria
7 provided in this section. The department or its designee
8 shall evaluate and select the programs and sites to be funded
9 initially. The initial contract awards must be made no later
10 than January 15, 1990. No more than one of each of the
11 following prototypes may be selected among the first sites to
12 be funded:

13 1. A program based in a county health department;
14 2. A program based in an office of the Department of
15 Health and Rehabilitative Services;
16 3. A program based in a local school district;
17 4. A program based in a local board or council that is
18 responsible for coordinating and managing community resources
19 from revenue sources earmarked for helping children and
20 meeting their needs;
21 5. A program based in a local, public or private,
22 not-for-profit provider of services to children and their
23 families; and
24 6. A program based in a local government.

25 (6) RULES FOR IMPLEMENTATION.--The Department of
26 Children and Family Health and Rehabilitative Services shall
27 adopt rules necessary to implement this section.

28 Section 8. This act shall take effect October 1, 1999.
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HOUSE SUMMARY

Provides for inclusion of music therapy services, for the purpose of maximizing individual potential and preventing developmental delays in infants and toddlers, within the prekindergarten early intervention program, the developmental evaluation and intervention program for high-risk and disabled infants and toddlers, early intervention services and community-based services under the developmental services program, the interagency continuum of comprehensive services for high-risk and handicapped infants and children coordinated by the Departments of Education and Children and Family Services, the brain development activities required for infants and toddlers in state-funded education and care programs, and the Children's Investment Program.