

By Senator Dawson-White

30-1443-99

See HB

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:

2
3 Section 1. Present paragraphs (d) through (k) of
4 subsection (3) of section 230.2305, Florida Statutes, are
5 redesignated as paragraphs (e) through (l), respectively, and
6 a new paragraph (d) is added to that subsection 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, present paragraphs (j)
20 through (o) of subsection (4) are redesignated as paragraphs
21 (k) through (p), respectively, and a new paragraph (j) is
22 added to that 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

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

6 (j) Music therapy services for infants and toddlers,
7 preventing further developmental delays.

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

12 Supplement, is amended to read:

13 402.25 Infants and toddlers in state-funded education

15 state-funded education and care program for children from
16 birth to 5 years of age must provide activities to foster

18 provide an environment rich in language and music and filled
19 with objects of various colors, shapes, textures, and sizes to

21 the children and must include classical music and music
therapy for the purpose of maximizing individual potential and

23 _____ and at least 30 minutes of
24 reading to the children each day. A program may be offered

26 Start, the Title I program, contracted or directly operated
27 subsidized child care, the prekindergarten early intervention

29 private child care program. A program must provide training
30 for the infants' and toddlers' parents including direct

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. Section 411.203, Florida Statutes, is
5 amended to read:

6 411.203 Continuum of comprehensive services.--The
7 Department of Education and the Department of Children and
8 Family Health and Rehabilitative Services shall utilize the
9 continuum of prevention and early assistance services for
10 high-risk pregnant women and for high-risk and handicapped
11 children and their families, as outlined in this section, as a
12 basis for the intraagency and interagency program
13 coordination, monitoring, and analysis required in this
14 chapter. The continuum shall be the guide for the
15 comprehensive statewide approach for services for high-risk
16 pregnant women and for high-risk and handicapped children and
17 their families, and may be expanded or reduced as necessary
18 for the enhancement of those services. Expansion or reduction
19 of the continuum shall be determined by intraagency or
20 interagency findings and agreement, whichever is applicable.
21 Implementation of the continuum shall be based upon applicable
22 eligibility criteria, availability of resources, and
23 interagency prioritization when programs impact both agencies,
24 or upon single agency prioritization when programs impact only
25 one agency. The continuum shall include, but not be limited
26 to:

27 (1) EDUCATION AND AWARENESS.--

28 (a) Education of the public concerning, but not
29 limited to, the causes of handicapping conditions, normal and
30 abnormal child development, the benefits of abstinence from
31 sexual activity, and the consequences of teenage pregnancy.

1 (b) Education of professionals and paraprofessionals
2 concerning, but not limited to, the causes of handicapping
3 conditions, normal and abnormal child development, parenting
4 skills, the benefits of abstinence from sexual activity, and
5 the consequences of teenage pregnancy, through preservice and
6 inservice training, continuing education, and required
7 postsecondary coursework.

8 (2) INFORMATION AND REFERRAL.--

9 (a) Providing information about available services and
10 programs to families of high-risk and handicapped children.

11 (b) Providing information about service options and
12 providing technical assistance to aid families in the
13 decisionmaking process.

14 (c) Directing the family to appropriate services and
15 programs to meet identified needs.

16 (3) CASE MANAGEMENT.--

17 (a) Arranging and coordinating services and activities
18 for high-risk pregnant women, and for high-risk children and
19 their families, with identified service providers.

20 (b) Providing appropriate casework services to
21 pregnant women and to high-risk children and their families.

22 (c) Advocating for pregnant women and for children and
23 their families.

24 (4) SUPPORT SERVICES PRIOR TO PREGNANCY.--

25 (a) Basic needs, such as food, clothing, and shelter.

26 (b) Health education.

27 (c) Family planning services, on a voluntary basis.

28 (d) Counseling to promote a healthy, stable, and
29 supportive family unit, to include, but not be limited to,
30 financial planning, stress management, and educational
31 planning.

- 1 (5) MATERNITY AND NEWBORN SERVICES.--
- 2 (a) Comprehensive prenatal care, accessible to all
- 3 pregnant women and provided for high-risk pregnant women.
- 4 (b) Adoption counseling for unmarried pregnant
- 5 teenagers.
- 6 (c) Nutrition services for high-risk pregnant women.
- 7 (d) Perinatal intensive care.
- 8 (e) Delivery services for high-risk pregnant women.
- 9 (f) Postpartum care.
- 10 (g) Nutrition services for lactating mothers of
- 11 high-risk children.
- 12 (h) A new mother information program at the birth
- 13 site, to provide an informational brochure about
- 14 immunizations, normal child development, abuse avoidance and
- 15 appropriate parenting strategies, family planning, and
- 16 community resources and support services for all parents of
- 17 newborns and to schedule Medicaid-eligible infants for a
- 18 health checkup.
- 19 (i) Appropriate screenings, to include, but not be
- 20 limited to, metabolic screening, sickle-cell screening,
- 21 hearing screening, developmental screening, and categorical
- 22 screening.
- 23 (j) Followup family planning services for high-risk
- 24 mothers and mothers of high-risk infants.
- 25 (6) HEALTH AND NUTRITION SERVICES FOR PRESCHOOL
- 26 CHILDREN.--
- 27 (a) Preventive health services for all preschool
- 28 children.
- 29 (b) Nutrition services for all preschool children,
- 30 including, but not limited to, the Child Care Food Program and
- 31

1 the Special Supplemental Food Program for Women, Infants, and
2 Children.

3 (c) Medical care for seriously medically impaired
4 preschool children.

5 (d) Cost-effective quality health care alternatives
6 for medically involved preschool children, in or near their
7 homes.

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

10 (a) Early assistance, including, but not limited to,
11 developmental assistance programs, parent support and training
12 programs, and appropriate followup assistance services, for
13 handicapped and high-risk infants and their families.

14 (b) Music therapy services for the purpose of
15 maximizing individual potential and preventing further
16 developmental delays for handicapped and high-risk infants and
17 children.

18 (c)~~(b)~~ Special education and related services for
19 handicapped children.

20 (d)~~(c)~~ Education, early assistance, and related
21 services for high-risk children.

22 (8) SUPPORT SERVICES FOR ALL EXPECTANT PARENTS AND
23 PARENTS OF HIGH-RISK CHILDREN.--

24 (a) Nonmedical prenatal and support services for
25 pregnant teenagers and other high-risk pregnant women.

26 (b) Child care and early childhood programs,
27 including, but not limited to, subsidized child care, licensed
28 nonsubsidized child care, family day care homes, therapeutic
29 child care, Head Start, and preschool programs in public and
30 private schools.

31 (c) Parent education and counseling.

1 (d) Transportation.

2 (e) Respite care, homemaker care, crisis management,
3 and other services that allow families of high-risk children
4 to maintain and provide quality care to their children at
5 home.

6 (f) Parent support groups, such as the community
7 resource mother or father program as established in s. 402.45,
8 the Florida First Start Program as established in s. 230.2303,
9 or parents as first teachers, to strengthen families and to
10 enable families of high-risk children to better meet their
11 needs.

12 (g) Utilization of the elderly, either as volunteers
13 or paid employees, to work with high-risk children.

14 (h) Utilization of high school and postsecondary
15 students as volunteers to work with high-risk children.

16 (9) MANAGEMENT SYSTEMS AND PROCEDURES.--

17 (a) Resource information systems on services and
18 programs available for families.

19 (b) Registry of high-risk newborns and newborns with
20 birth defects, which utilizes privacy safeguards for children
21 and parents who are subjects of the registry.

22 (c) Local registry of preschoolers with high-risk or
23 handicapping conditions, which utilizes privacy safeguards for
24 children and parents who are subjects of the registry.

25 (d) Information sharing system among the Department of
26 Children and Family ~~Health and Rehabilitative~~ Services, the
27 Department of Education, local education agencies, and other
28 appropriate entities, on children eligible for services.
29 Information may be shared when parental or guardian permission
30 has been given for release.

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1 (e) Well-baby insurance for preschoolers included in
2 the family policy coverage.

3 (f) Evaluation, to include:

4 1. Establishing child-centered and family-focused
5 goals and objectives for each element of the continuum.

6 2. Developing a system to report child and family
7 outcomes and program effectiveness for each element of the
8 continuum.

9 (g) Planning for continuation of services, to include:

10 1. Individual and family service plan by an
11 interdisciplinary team, for the transition from birth or the
12 earliest point of identification of a high-risk infant or
13 toddler into an early assistance, preschool program for
14 3-year-olds or 4-year-olds, or other appropriate programs.

15 2. Individual and family service plan by an
16 interdisciplinary team, for the transition of a high-risk
17 preschool child into a public or private school system.

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

21 411.232 Children's Early Investment Program.--

22 (3) ESSENTIAL ELEMENTS.--

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

26 1. Adequate prenatal care;

27 2. Health services to the at-risk young children and
28 their families;

29 3. Infant and child care services;

30 4. Parenting skills training;

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1 5. Education or training opportunities appropriate for
2 the family; and

3 6. Economic support.
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5 Additional services may include, without limitation, alcohol
6 and drug abuse treatment, mental health services, music
7 therapy services for the purpose of maximizing individual
8 potential and preventing developmental delays, housing
9 assistance, transportation, and nutrition services.

10 (4) IMPLEMENTATION.--

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

20 1. A program based in a county health department;

21 2. A program based in an office of the Department of
22 Health and Rehabilitative Services;

23 3. A program based in a local school district;

24 4. A program based in a local board or council that is
25 responsible for coordinating and managing community resources
26 from revenue sources earmarked for helping children and
27 meeting their needs;

28 5. A program based in a local, public or private,
29 not-for-profit provider of services to children and their
30 families; and

31 6. A program based in a local government.

1 (6) RULES FOR IMPLEMENTATION.--The Department of
2 Children and Family ~~Health and Rehabilitative~~ Services shall
3 adopt rules necessary to implement this section.

4 Section 8. This act shall take effect October 1, 1999.

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7 LEGISLATIVE SUMMARY

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