

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:

2

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, 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 Division of Children's Medical
4 Services 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 development delays. Early
11 intervention services, which are the responsibility of the
12 Division of Children's Medical Services for children ages
13 birth to 3 years who are eligible for services under this
14 chapter or under part H of the Individuals with Disabilities
15 Education Act, shall not be provided through the developmental
16 services program unless funding is specifically appropriated
17 to the developmental services program for this purpose.

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

22 393.066 Community services and treatment for persons
23 who are developmentally disabled.--

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

26 (j) Music therapy services for infant and toddlers,
27 for the purpose of maximizing individual potential and
28 preventing further developmental delays.

29
30 Services to clients with spina bifida shall not include
31 medical services except as appropriated by the Legislature.

1 Section 5. Section 402.25, Florida Statutes, is
2 amended to read:

3 402.25 Infants and toddlers in state-funded education
4 and care programs; brain development activities.--Each
5 state-funded education and care program for children from
6 birth to 5 years of age must provide activities to foster
7 brain development in infants and toddlers. A program must
8 provide an environment rich in language and music and filled
9 with objects of various colors, shapes, textures, and sizes to
10 stimulate visual, tactile, auditory, and linguistic senses in
11 the children and must include classical music and music
12 therapy for the purpose of maximizing individual potential and
13 preventing developmental delays, and at least 30 minutes of
14 reading to the children each day. A program may be offered
15 through an existing early childhood program such as Healthy
16 Start, the Title I program, contracted or directly operated
17 subsidized child care, the prekindergarten early intervention
18 program, Florida First Start, the Head Start program, or a
19 private child care program. A program must provide training
20 for the infants' and toddlers' parents including direct
21 dialogue and interaction between teachers and parents
22 demonstrating the urgency of brain development in the first
23 year of a child's life. Family day care centers are
24 encouraged, but not required, to comply with this section.

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

30 411.203 Continuum of comprehensive services.--The
31 Department of Education and the Department of Children and

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

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

22 (b) Music therapy services for the purpose of
23 maximizing individual potential and preventing further
24 developmental delays, for handicapped and high-risk infants
25 and children.

26 (9) MANAGEMENT SYSTEMS AND PROCEDURES.--

27 (d) Information sharing system among the Department of
28 Children and Family ~~Health and Rehabilitative~~ Services, the
29 Department of Education, local education agencies, and other
30 appropriate entities, on children eligible for services.
31

1 Information may be shared when parental or guardian permission
2 has been given for release.

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

6 411.232 Children's Early Investment Program.--

7 (3) ESSENTIAL ELEMENTS.--

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

- 11 1. Adequate prenatal care;
- 12 2. Health services to the at-risk young children and
13 their families;
- 14 3. Infant and child care services;
- 15 4. Parenting skills training;
- 16 5. Education or training opportunities appropriate for
17 the family; and
- 18 6. Economic support.

19
20 Additional services may include, without limitation, alcohol
21 and drug abuse treatment, mental health services, music
22 therapy services for the purpose of maximizing individual
23 potential and preventing developmental delays, housing
24 assistance, transportation, and nutrition services.

25 (4) IMPLEMENTATION.--

26 (a) The Department of Children and Family Health and
27 ~~Rehabilitative~~ Services or its designee shall implement the
28 Children's Early Investment Program using the criteria
29 provided in this section. The department or its designee
30 shall evaluate and select the programs and sites to be funded
31 initially. The initial contract awards must be made no later

1 than January 15, 1990. No more than one of each of the
2 following prototypes may be selected among the first sites to
3 be funded:
4 1. A program based in a county health department;
5 2. A program based in an office of the Department of
6 Children and Family ~~Health and Rehabilitative~~ Services;
7 3. A program based in a local school district;
8 4. A program based in a local board or council that is
9 responsible for coordinating and managing community resources
10 from revenue sources earmarked for helping children and
11 meeting their needs;
12 5. A program based in a local, public or private,
13 not-for-profit provider of services to children and their
14 families; and
15 6. A program based in a local government.

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

19 Section 8. This act shall take effect October 1, 2000.

20 *****

21
22 HOUSE SUMMARY

23 Provides for inclusion of music therapy services, for the
24 purpose of maximizing individual potential and preventing
25 developmental delays in infants and toddlers, within the
26 prekindergarten early intervention program, the
27 developmental evaluation and intervention program for
28 high-risk and disabled infants and toddlers, early
29 intervention services and community-based services under
30 the developmental services program, the interagency
31 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 Early Investment Program.