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# SENATE BILL No. 596

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 12-12.7-2-20.

**Synopsis:** First steps program providers. Prohibits the division of disability and rehabilitative services of the family and social services administration from requiring providers of services in the infants and toddlers with disabilities program (First Steps) from joining provider networks in order to be eligible to provide services.

**Effective:** November 1, 2010 (retroactive).

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### Simpson

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January 20, 2011, read first time and referred to Committee on Health and Provider Services.

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First Regular Session 117th General Assembly (2011)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2010 Regular Session of the General Assembly.

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## SENATE BILL No. 596



A BILL FOR AN ACT to amend the Indiana Code concerning human services.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 12-12.7-2-20, AS ADDED BY P.L.93-2006,  
2 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 NOVEMBER 1, 2010 (RETROACTIVE)]: Sec. 20. To the extent  
4 required in 20 U.S.C. 1431 through 1445, the statewide system must  
5 include the following:

- 6 (1) A definition of the term "developmentally delayed" to be used
- 7 in carrying out the programs under this chapter.
- 8 (2) The timetables necessary for ensuring that the appropriate
- 9 early intervention services are available to all infants and toddlers
- 10 with disabilities before the beginning of the fifth year of the state's
- 11 participation under 20 U.S.C. 1431 through 1445.
- 12 (3) A timely, comprehensive, multidisciplinary evaluation of the
- 13 functioning of each infant and toddler with disabilities in Indiana
- 14 and the needs of the families, to appropriately assist in the
- 15 development of the infant and toddler with disabilities program.
- 16 (4) For each infant and toddler with disabilities in Indiana, an
- 17 individualized family service plan in accordance with 20 U.S.C.



- 1 1436, including case management services consistent with the
- 2 individualized family service plan.
- 3 (5) A comprehensive system for identifying infants and toddlers
- 4 with disabilities, including a system for making referrals to
- 5 service providers that:
- 6 (A) includes time lines; and
- 7 (B) provides for the participation by primary referral sources.
- 8 (6) A public awareness program.
- 9 (7) A central directory that includes early intervention services,
- 10 resources, experts, and research and demonstration projects being
- 11 conducted.
- 12 (8) A comprehensive system of personnel development.
- 13 (9) A policy pertaining to contracting or making other
- 14 arrangements with service providers to provide early intervention
- 15 services in Indiana, consistent with 20 U.S.C. 1431 through 1445
- 16 and including the contents of the application used and the
- 17 conditions of the contract or other arrangements.
- 18 (10) A procedure for securing timely reimbursement of funds
- 19 used under this chapter in accordance with 20 U.S.C. 1440(a).
- 20 (11) Procedural safeguards with respect to programs under this
- 21 chapter as required under 20 U.S.C. 1439.
- 22 (12) Policies and procedures relating to the establishment and
- 23 maintenance of standards to ensure that personnel necessary to
- 24 carry out this chapter are appropriately and adequately prepared
- 25 and trained, including the following:
- 26 (A) The establishment and maintenance of standards that are
- 27 consistent with any state approved or recognized certification,
- 28 licensing, registration, or other comparable requirements that
- 29 apply to the area in which the personnel are providing early
- 30 intervention services.
- 31 (B) To the extent the standards are not based on the highest
- 32 requirements in Indiana applicable to the specific profession
- 33 or discipline, the steps the state is taking to require the
- 34 retraining or hiring of personnel that meet appropriate
- 35 professional requirements in Indiana.
- 36 **The policies and procedures may not require a provider to**
- 37 **form or become part of a network of providers or group of**
- 38 **providers.**
- 39 (13) A system for compiling data on the following:
- 40 (A) The number of infants and toddlers with disabilities and
- 41 their families in Indiana in need of appropriate early
- 42 intervention services, which may be based on a sampling of

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1 data.  
2 (B) The number of infants, toddlers, and families of infants  
3 and toddlers served.  
4 (C) The types of services provided, which may be based on a  
5 sampling of data.  
6 (D) Other information required under 20 U.S.C. 1431 through  
7 1445.  
8 **SECTION 2. An emergency is declared for this act.**

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