

2SHB 3269 - S COMM AMD

By Committee on Early Learning & K-12 Education

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 43.215
4 RCW to read as follows:

5 (1) Subject to the availability of funds appropriated for this
6 specific purpose, the department shall administer the roving early
7 intervention specialist pilot program beginning July 1, 2008. The
8 purpose of the program is to provide assistance to licensed child care
9 providers and families with children ages birth to five with special
10 needs. The pilot shall be conducted in Pierce county.

11 (2) One roving early intervention specialist shall be housed at a
12 local child care resource and referral organization in Pierce county.
13 The specialist shall, at a minimum, have a bachelor of arts degree,
14 preferably in child and family counseling or early intervention
15 services. The specialist shall:

16 (a) Assist families with children with special needs to find child
17 care and other related services;

18 (b) Coordinate with families and child care providers to ensure a
19 child's enrollment and smooth transition into a child care facility;

20 (c) Recruit new child care providers and provide professional and
21 technical assistance to licensed child care providers, which includes
22 site visits to assist with any challenges that the providers are
23 experiencing and training for the providers; and

24 (d) Encourage child care providers not to expel a child with
25 special needs until the specialist has had the opportunity to
26 ameliorate the concerns.

27 (3) By August 1, 2009, the department shall report its findings to
28 the governor and appropriate education and fiscal committees of the
29 legislature. The department shall report (a) how often the child care
30 providers serving children with special needs received timely

1 consulting and evaluation assistance; (b) how many children who might
2 have been asked to leave a child care facility were retained due to the
3 intervention of the specialists; and (c) how many child care providers
4 reported improvement in learning progress and readiness with children
5 with special needs. The department shall provide recommendations for
6 increasing the number of roving early intervention specialists to serve
7 the statewide child care resource and referral network.

8 NEW SECTION. **Sec. 2.** A new section is added to chapter 71A.14 RCW
9 to read as follows:

10 (1) In coordination with other funding sources for early
11 intervention services, the department shall contract with each county
12 through the employment and day program to provide funding for early
13 intervention services to all eligible children with disabilities from
14 birth to three years of age who have been identified as needing
15 services. Eligibility shall be determined according to Part C of the
16 federal individuals with disabilities education act and as specified in
17 the Washington infant toddler early intervention program policies and
18 procedures. Counties shall provide or contract for early intervention
19 services to all eligible children within the county who have been
20 identified as needing services in partnership with infant toddler early
21 intervention program local lead agencies, school districts, and birth-
22 to-three providers.

23 (2) The department shall contract with each county through the
24 employment and day program to provide funding for early intervention
25 services. The contract amount shall be set at the rate specified in
26 subsection (3) of this section multiplied by the number of active
27 individualized family service plans in the county. For purposes of
28 this subsection, the number of active individualized family service
29 plans is the infant toddler early intervention program day-in-time
30 count of active plans as taken in May of the previous fiscal year. In
31 calculating the contract amounts, the department shall include any
32 amounts provided to a county through the employment and day program in
33 fiscal year 2008 where that funding was designated for early
34 intervention services to eligible children with disabilities from birth
35 to three years of age.

36 (3)(a) For fiscal year 2009, the department shall provide funding
37 at the rate of two thousand four hundred dollars.

1 (b) For fiscal year 2010 and each fiscal year thereafter, the
2 department shall provide funding for early intervention services at the
3 previous fiscal year's rate multiplied by inflation as defined in RCW
4 84.55.005, as determined by the department of revenue in September of
5 the previous fiscal year.

6 (4)(a) Nothing in this section precludes counties from providing
7 funding at a level higher than the amounts designated in subsection (2)
8 of this section.

9 (b) Services provided under this section shall be determined
10 according to Part C of the federal individuals with disabilities
11 education act and the child's individualized family service plan. The
12 state designated birth-to-three agency shall be payor of last resort
13 for birth-to-three early intervention services provided under this
14 section.

15 **Sec. 3.** RCW 43.88C.010 and 2000 c 90 s 1 are each amended to read
16 as follows:

17 (1) The caseload forecast council is hereby created. The council
18 shall consist of two individuals appointed by the governor and four
19 individuals, one of whom is appointed by the chairperson of each of the
20 two largest political caucuses in the senate and house of
21 representatives. The chair of the council shall be selected from among
22 the four caucus appointees. The council may select such other officers
23 as the members deem necessary.

24 (2) The council shall employ a caseload forecast supervisor to
25 supervise the preparation of all caseload forecasts. As used in this
26 chapter, "supervisor" means the caseload forecast supervisor.

27 (3) Approval by an affirmative vote of at least five members of the
28 council is required for any decisions regarding employment of the
29 supervisor. Employment of the supervisor shall terminate after each
30 term of three years. At the end of the first year of each three-year
31 term the council shall consider extension of the supervisor's term by
32 one year. The council may fix the compensation of the supervisor. The
33 supervisor shall employ staff sufficient to accomplish the purposes of
34 this section.

35 (4) The caseload forecast council shall oversee the preparation of
36 and approve, by an affirmative vote of at least four members, the
37 official state caseload forecasts prepared under RCW 43.88C.020. If

1 the council is unable to approve a forecast before a date required in
2 RCW 43.88C.020, the supervisor shall submit the forecast without
3 approval and the forecast shall have the same effect as if approved by
4 the council.

5 (5) A council member who does not cast an affirmative vote for
6 approval of the official caseload forecast may request, and the
7 supervisor shall provide, an alternative forecast based on assumptions
8 specified by the member.

9 (6) Members of the caseload forecast council shall serve without
10 additional compensation but shall be reimbursed for travel expenses in
11 accordance with RCW 44.04.120 while attending sessions of the council
12 or on official business authorized by the council. Nonlegislative
13 members of the council shall be reimbursed for travel expenses in
14 accordance with RCW 43.03.050 and 43.03.060.

15 (7) "Caseload," as used in this chapter, means the number of
16 persons expected to meet entitlement requirements and require the
17 services of public assistance programs, state correctional
18 institutions, state correctional noninstitutional supervision, state
19 institutions for juvenile offenders, the common school system, long-
20 term care, medical assistance, infant toddler early intervention
21 program, foster care, and adoption support.

22 (8) Unless the context clearly requires otherwise, the definitions
23 provided in RCW 43.88.020 apply to this chapter.

24 NEW SECTION. **Sec. 4.** Sections 2 and 3 of this act may be known
25 and cited as the infant and toddler equity act.

26 NEW SECTION. **Sec. 5.** If specific funding for the purposes of this
27 act, referencing this act by bill or chapter number, is not provided by
28 June 30, 2008, in the omnibus appropriations act, this act is null and
29 void."

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1 On page 1, line 2 of the title, after "program;" strike the
2 remainder of the title and insert "amending RCW 43.88C.010; adding a
3 new section to chapter 43.215 RCW; adding a new section to chapter
4 71A.14 RCW; and creating new sections."

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