

SB0983



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

SB0983

Introduced 2/18/2005, by Sen. Carol Ronen - Emil Jones, Jr.

SYNOPSIS AS INTRODUCED:

325 ILCS 20/11

from Ch. 23, par. 4161

Amends the Early Intervention Services System Act. Makes a technical change in a Section concerning family service plans.

LRB094 04667 DRJ 34696 b

A BILL FOR

1 AN ACT concerning children.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Early Intervention Services System Act is
5 amended by changing Section 11 as follows:

6 (325 ILCS 20/11) (from Ch. 23, par. 4161)

7 Sec. 11. Individualized Family Service Plans.

8 (a) Each eligible infant or toddler and ~~and~~ that infant's
9 or toddler's family shall receive:

10 (1) timely, comprehensive, multidisciplinary
11 assessment of the unique needs of each eligible infant and
12 toddler, and assessment of the concerns and priorities of
13 the families to appropriately assist them in meeting their
14 needs and identify services to meet those needs; and

15 (2) a written Individualized Family Service Plan
16 developed by a multidisciplinary team which includes the
17 parent or guardian. The individualized family service plan
18 shall be based on the multidisciplinary team's assessment
19 of the resources, priorities, and concerns of the family
20 and its identification of the supports and services
21 necessary to enhance the family's capacity to meet the
22 developmental needs of the infant or toddler, and shall
23 include the identification of services appropriate to meet
24 those needs, including the frequency, intensity, and
25 method of delivering services. During and as part of the
26 initial development of the individualized family services
27 plan, and any periodic reviews of the plan, the
28 multidisciplinary team shall consult the lead agency's
29 therapy guidelines and its designated experts, if any, to
30 help determine appropriate services and the frequency and
31 intensity of those services. All services in the
32 individualized family services plan must be justified by

1 the multidisciplinary assessment of the unique strengths
2 and needs of the infant or toddler and must be appropriate
3 to meet those needs. At the periodic reviews, the team
4 shall determine whether modification or revision of the
5 outcomes or services is necessary.

6 (b) The Individualized Family Service Plan shall be
7 evaluated once a year and the family shall be provided a review
8 of the Plan at 6 month intervals or more often where
9 appropriate based on infant or toddler and family needs. The
10 lead agency shall create a quality review process regarding
11 Individualized Family Service Plan development and changes
12 thereto, to monitor and help assure that resources are being
13 used to provide appropriate early intervention services.

14 (c) The evaluation and initial assessment and initial Plan
15 meeting must be held within 45 days after the initial contact
16 with the early intervention services system. With parental
17 consent, early intervention services may commence before the
18 completion of the comprehensive assessment and development of
19 the Plan.

20 (d) Parents must be informed that, at their discretion,
21 early intervention services shall be provided to each eligible
22 infant and toddler in the natural environment, which may
23 include the home or other community settings. Parents shall
24 make the final decision to accept or decline early intervention
25 services. A decision to decline such services shall not be a
26 basis for administrative determination of parental fitness, or
27 other findings or sanctions against the parents. Parameters of
28 the Plan shall be set forth in rules.

29 (e) The regional intake offices shall explain to each
30 family, orally and in writing, all of the following:

31 (1) That the early intervention program will pay for
32 all early intervention services set forth in the
33 individualized family service plan that are not covered or
34 paid under the family's public or private insurance plan or
35 policy and not eligible for payment through any other third
36 party payor.

1 (2) That services will not be delayed due to any rules
2 or restrictions under the family's insurance plan or
3 policy.

4 (3) That the family may request, with appropriate
5 documentation supporting the request, a determination of
6 an exemption from private insurance use under Section
7 13.25.

8 (4) That responsibility for co-payments or
9 co-insurance under a family's private insurance plan or
10 policy will be transferred to the lead agency's central
11 billing office.

12 (5) That families will be responsible for payments of
13 family fees, which will be based on a sliding scale
14 according to income, and that these fees are payable to the
15 central billing office, and that if the family encounters a
16 catastrophic circumstance, as defined under subsection (f)
17 of Section 13 of this Act, making it unable to pay the
18 fees, the lead agency may, upon proof of inability to pay,
19 waive the fees.

20 (f) The individualized family service plan must state
21 whether the family has private insurance coverage and, if the
22 family has such coverage, must have attached to it a copy of
23 the family's insurance identification card or otherwise
24 include all of the following information:

25 (1) The name, address, and telephone number of the
26 insurance carrier.

27 (2) The contract number and policy number of the
28 insurance plan.

29 (3) The name, address, and social security number of
30 the primary insured.

31 (4) The beginning date of the insurance benefit year.

32 (g) A copy of the individualized family service plan must
33 be provided to each enrolled provider who is providing early
34 intervention services to the child who is the subject of that
35 plan.

36 (Source: P.A. 91-538, eff. 8-13-99; 92-10, eff. 6-11-01;

1 92-307, eff. 8-9-01; 92-651, eff. 7-11-02.)