

1 AN ACT in relation to 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 3 as follows:

6 (325 ILCS 20/3) (from Ch. 23, par. 4153)

7 Sec. 3. Definitions. As-used In this Act:

8 (a) "Eligible infants and toddlers" means infants and
9 toddlers under 36 months of age with any of the following
10 conditions:

11 (1) Developmental delays as defined by the
12 Department by rule.

13 (2) A physical or mental condition that ~~which~~
14 typically results in developmental delay.

15 (3) Being at risk of having substantial
16 developmental delays based on informed clinical judgment.

17 (b) "Developmental delay" means a delay in one or more
18 of the following areas of childhood development as measured
19 by appropriate diagnostic instruments and standard
20 procedures: cognitive; physical, including vision and
21 hearing; language, speech and communication; psycho-social;
22 or self-help skills.

23 (c) "Physical or mental condition that ~~which~~ typically
24 results in developmental delay" means:

25 (1) a diagnosed medical disorder bearing a
26 relatively well known expectancy for developmental
27 outcomes within varying ranges of developmental
28 disabilities; or

29 (2) a history of prenatal, perinatal, neonatal or
30 early developmental events suggestive of biological
31 insults to the developing central nervous system and

1 which either singly or collectively increase the
2 probability of developing a disability or delay based on
3 a medical history.

4 (d) "Informed clinical judgment" means both clinical
5 observations and parental participation to determine
6 eligibility by a consensus of a multidisciplinary team of 2
7 or more members based on their professional experience and
8 expertise.

9 (e) "Early intervention services" means services which:

10 (1) are designed to meet the developmental needs of
11 each child eligible under this Act and the needs of his
12 or her family;

13 (2) are selected in collaboration with the child's
14 family;

15 (3) are provided under public supervision;

16 (4) are provided at no cost except where a schedule
17 of sliding scale fees or other system of payments by
18 families has been adopted in accordance with State and
19 federal law;

20 (5) are designed to meet an infant's or toddler's
21 developmental needs in any of the following areas:

22 (A) physical development, including vision and
23 hearing,

24 (B) cognitive development,

25 (C) communication development,

26 (D) social or emotional development, or

27 (E) adaptive development;

28 (6) meet the standards of the State, including the
29 requirements of this Act;

30 (7) include one or more of the following:

31 (A) family training,

32 (B) social work services, including
33 counseling, and home visits,

34 (C) special instruction,

- 1 (D) speech, language pathology and audiology,
- 2 (E) occupational therapy,
- 3 (F) physical therapy,
- 4 (G) psychological services,
- 5 (H) service coordination services,
- 6 (I) medical services only for diagnostic or
- 7 evaluation purposes,
- 8 (J) early identification, screening, and
- 9 assessment services,
- 10 (K) health services specified by the lead
- 11 agency as necessary to enable the infant or toddler
- 12 to benefit from the other early intervention
- 13 services,
- 14 (L) vision services,
- 15 (M) transportation, and
- 16 (N) assistive technology devices and services;
- 17 (8) are provided by qualified personnel, including
- 18 but not limited to:
 - 19 (A) child development specialists or special
 - 20 educators,
 - 21 (B) speech and language pathologists and
 - 22 audiologists,
 - 23 (C) occupational therapists,
 - 24 (D) physical therapists,
 - 25 (E) social workers,
 - 26 (F) nurses,
 - 27 (G) nutritionists,
 - 28 (H) optometrists,
 - 29 (I) psychologists, and
 - 30 (J) physicians;
- 31 (9) are provided in conformity with an
- 32 Individualized Family Service Plan;
- 33 (10) are provided throughout the year; and
- 34 (11) are provided in natural environments,

1 including the home and community settings in which
2 infants and toddlers without disabilities would
3 participate to the extent determined by the
4 multidisciplinary Individualized Family Service Plan.

5 (f) "Individualized Family Service Plan" or "Plan" means
6 a written plan for providing early intervention services to a
7 child eligible under this Act and the child's family, as set
8 forth in Section 11.

9 (g) "Local interagency agreement" means an agreement
10 entered into by local community and State and regional
11 agencies receiving early intervention funds directly from the
12 State and made in accordance with State interagency
13 agreements providing for the delivery of early intervention
14 services within a local community area.

15 (h) "Council" means the Illinois Interagency Council on
16 Early Intervention established under Section 4.

17 (i) "Lead agency" means the State agency responsible for
18 administering this Act and receiving and disbursing public
19 funds received in accordance with State and federal law and
20 rules.

21 (j) "Child find" means a service which identifies
22 eligible infants and toddlers.

23 (Source: P.A. 90-158, eff. 1-1-98; 91-538, eff. 8-13-99.)