
HOUSE BILL 1794

State of Washington

64th Legislature

2015 Regular Session

By Representatives Sawyer, Walsh, Kagi, S. Hunt, and McBride; by request of Department of Early Learning

Read first time 01/29/15. Referred to Committee on Early Learning & Human Services.

1 AN ACT Relating to early intervention services for infants and
2 toddlers with disabilities and their families; amending RCW
3 70.195.010, 70.195.020, and 28A.155.065; adding new sections to
4 chapter 43.215 RCW; and recodifying RCW 70.195.005, 70.195.010,
5 70.195.020, and 70.195.030.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7 **Sec. 1.** RCW 70.195.010 and 1998 c 245 s 125 are each amended to
8 read as follows:

9 For the purposes of implementing this chapter, the governor shall
10 appoint a state (~~(birth-to-six)~~) birth-to-three interagency
11 coordinating council and ensure that state agencies involved in the
12 provision of, or payment for, early intervention services to infants
13 and toddlers with disabilities and their families shall coordinate
14 and collaborate in the planning and delivery of such services.

15 No state or local agency currently providing early intervention
16 services to infants and toddlers with disabilities may use funds
17 appropriated for early intervention services for infants and toddlers
18 with disabilities to supplant funds from other sources.

19 All state and local agencies shall ensure that the implementation
20 of this chapter will not cause any interruption in existing early
21 intervention services for infants and toddlers with disabilities.

1 Nothing in this chapter shall be construed to permit the
2 restriction or reduction of eligibility under Title V of the Social
3 Security Act, P.L. 90-248, relating to maternal and child health or
4 Title XIX of the Social Security Act, P.L. 89-97, relating to
5 medicaid for infants and toddlers with disabilities.

6 **Sec. 2.** RCW 70.195.020 and 1992 c 198 s 17 are each amended to
7 read as follows:

8 The state (~~(birth-to-six)~~) birth-to-three interagency
9 coordinating council shall identify and work with county early
10 childhood interagency coordinating councils to coordinate and enhance
11 existing early intervention services and assist each community to
12 meet the needs of infants and toddlers with disabilities and their
13 families.

14 **Sec. 3.** RCW 28A.155.065 and 2007 c 115 s 7 are each amended to
15 read as follows:

16 (1) By September 1, 2009, each school district shall provide or
17 contract for early intervention services to all eligible children
18 with disabilities from birth to three years of age. Eligibility shall
19 be determined according to Part C of the federal individuals with
20 disabilities education (~~(improvement)~~) act or other applicable
21 federal and state laws, and as specified in the Washington
22 Administrative Code adopted by the state lead agency, which is the
23 department of early learning. School districts shall provide or
24 contract, or both, for early intervention services in partnership
25 with local birth-to-three lead agencies and birth-to-three providers.
26 Services provided under this section shall not supplant services or
27 funding currently provided in the state for early intervention
28 services to eligible children with disabilities from birth to three
29 years of age. The state-designated birth-to-three lead agency shall
30 be payor of last resort for birth-to-three early intervention
31 services provided under this section.

32 (2) The services in this section are not part of the state's
33 program of basic education pursuant to Article IX of the state
34 Constitution.

1 NEW SECTION. **Sec. 4.** RCW 70.195.005, 70.195.010, 70.195.020,
2 and 70.195.030 are each recodified as sections in chapter 43.215 RCW.

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