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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

* * * * *
PUBLIC HEARING IN RE:

PROPOSED REVISED POLICIES AND
PROCEDURES UNDER PART C OF THE
INDIVIDUALS WITH DISABILITIES
ACT FOR FEDERAL FISCAL YEAR 2016

* * * * *

ORIGINAL

HEWLETT PACKARD OFFICE
METRO CENTER BOULEVARD
WARWICK, RI 02886
MARCH 24, 2016
1:00 P.M

BEFORE: BRENDA DUHAMEL, HEARING OFFICER

M.E. HALL COURT REPORTING
108 WALNUT STREET
WARWICK, RI 02888
(401) 461-3331

E X H I B I T S

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<u>NO.</u>	<u>DESCRIPTION</u>	<u>PAGE</u>
1	NOTICE OF PUBLIC HEARING	5
2	ELECTRONIC FILINGS ON THE RIEOHHS WEB SITE, 2-24-16	6
3	ELECTRONIC FILING ON THE SECRETARY OF STATE'S WEB SITE, 3-21-16	6
4	E-MAIL TO THE EOHHS INTERESTED PARTIES LIST, 2-24-16	6
5	CHAPTER 24-13 AND 42-7.2 OF THE R.I. GENERAL LAWS, AS AMENDED	7
6	PROPOSED REVISED POLICY AND PROCEDURES RELATED TO INTRODUCTION TO POLICIES AND PROCEDURES, REVISED POLICY AND PROCEDURES RELATING TO ADMINISTRATION, REVISED POLICY AND PROCEDURES RELATED TO GENERAL SUPERVISION, REVISED POLICIES AND PROCEDURES RELATED TO CHILD AND FAMILY OUTCOMES, REVISED POLICY AND PROCEDURES RELATED TO TRANSITION, REVISED POLICY AND PROCEDURES RELATED TO EVALUATION AND ASSESSMENT, REVISED POLICIES AND PROCEDURES RELATED TO THE INDIVIDUALIZED FAMILY SERVICE PLAN, REVISED POLICY AND PROCEDURES RELATED TO PROCEDURAL SAFEGUARDS, DATED FEBRUARY, 2016	8

1 (COMMENCED AT 1:04 P.M.)

2 THE HEARING OFFICER: Welcome.

3 We are here today regarding a public hearing
4 concerning the proposed revised policies
5 entitled, Proposed Revised Policies and
6 Procedures under Part C of the Individuals with
7 Disabilities Act for Federal Fiscal Year 2016.
8 This hearing is being conducted under the
9 provisions of Chapters 23-13, 42-7.2, 42-35,
10 and 42-46 of the Rhode Island General Laws, as
11 amended. Today is Thursday, March 24, 2016.
12 My name is Brenda Duhamel, I will be the
13 Hearing Officer for today's proceedings.

14 Before we start, and so as to not
15 to interrupt the proceedings, I would like
16 those of you with cell phones, pagers and watch
17 alarms to turn them off at this time.

18 The purpose of the hearing today
19 to afford interested parties an opportunity to
20 comment on the proposed Regulations. This
21 hearing is intended for your participation only
22 and is not intended as a means of providing a
23 forum for discussing, debating, arguing or
24 otherwise having any dialogue on the record

1 with Members of the Executive Office of Health
2 and Human Services. If you care to speak, the
3 procedure we will use is as follows:

4 Number one, register at the side
5 of the room.

6 Number two, speakers will be
7 taken in order of registration.

8 Number three, five minutes, or
9 ample time will be allowed for your
10 presentation, unless the lack of speakers
11 allows for additional time.

12 Number four, when you are
13 called, come to the podium, front of the room,
14 identify yourself by name and affiliation, if
15 any. Make your presentation. If you have a
16 written copy of the statement, we would
17 appreciate having that for the record.

18 After the time has elapsed for
19 submission of written commentary, the Executive
20 Office of Health and Human Services has three
21 options under State law. The first option is
22 to file as is with the annual State application
23 to the Office of Special Education Programs
24 under Part C of the Individuals with

1 Disabilities Education Act for Federal Fiscal
2 Year 2016.

3 Second option, file with minor
4 changes for spelling, punctuation, et cetera.

5 Third option, make major changes
6 in what you see before you today, which would
7 necessitate a new public hearing. Are there
8 any questions on how the public hearing will be
9 conducted today?

10 (PAUSE)

11 THE HEARING OFFICER: At this
12 time, for the record, we will have a
13 presentation of the following exhibits:
14 Exhibit Number 1 is a Notice of Public Hearing
15 for the Early Intervention Program Policies and
16 Procedures signed by Elizabeth H. Roberts,
17 Secretary of the Executive Office of Health and
18 Human Services on February 23, 2016.

19 (EXHIBIT 1, NOTICE OF PUBLIC
20 HEARING, MARKED)

21 THE HEARING OFFICER: Number 2,
22 a confirmation for the electronic filings of
23 the Hearing Notice and related materials on the
24 Rhode Island EOHHS web site on February 24,

1 2016. In accordance the requirements have the
2 Administrative Procedures Act, the 30-day
3 notice requirement has been met.

4 (EXHIBIT 2, ELECTRONIC FILINGS
5 ON THE RIEOHHS WEB SITE, 2-24-16, MARKED)

6 THE HEARING OFFICER: Exhibit 3,
7 a confirmation for the electronic filing of the
8 Hearing Notice on the Rhode Island Secretary of
9 State's web site on March 21, 2016. In
10 accordance with the requirements of the Open
11 Meetings Act, the 48-hour notice requirement
12 has been met.

13 (EXHIBIT 3, ELECTRONIC FILING ON
14 THE SECRETARY OF STATE'S WEB SITE, 3-21-16,
15 MARKED)

16 THE HEARING OFFICER: Number 4,
17 a copy of an e-mail to the EOHHS interested
18 Parties List on February 24, 2016, providing a
19 30-day notice of the public hearing.

20 (EXHIBIT 4, E-MAIL TO THE EOHHS
21 INTERESTED PARTIES LIST, 2-24-16, MARKED)

22 THE HEARING OFFICER: Exhibit 5,
23 a copy of Chapter 24-13 and 42-7.2 of the Rhode
24 Island General Laws, as amended, enabling

1 statutes.

2 (EXHIBIT 5, CHAPTER 24-13 AND
3 42-7.2 OF THE R.I. GENERAL LAWS, AS AMENDED,
4 MARKED)

5 THE HEARING OFFICER: Exhibit 6,
6 a copy of the Proposed Revised Policy and
7 Procedures Related to Introduction to Policies
8 and Procedures, Revised Policy and Procedures
9 Relating to Administration, Revised Policy and
10 Procedures Related to General Supervision,
11 Revised Policies and Procedures Related to
12 Child and Family Outcomes, Revised Policy and
13 Procedures Related to Transition, Revised
14 Policy and Procedures Related to Evaluation and
15 Assessment, Revised Policies and Procedures
16 Related to the Individualized Family Service
17 Plan, Revised Policy and procedures Related to
18 Procedural Safeguards, dated February, 2016.

19 (EXHIBIT 6, PROPOSED REVISED
20 POLICY AND PROCEDURES RELATED TO INTRODUCTION
21 TO POLICIES AND PROCEDURES, REVISED POLICY AND
22 PROCEDURES RELATING TO ADMINISTRATION, REVISED
23 POLICY AND PROCEDURES RELATED TO GENERAL
24 SUPERVISION, REVISED POLICIES AND PROCEDURES

1 RELATED TO CHILD AND FAMILY OUTCOMES, REVISED
2 POLICY AND PROCEDURES RELATED TO TRANSITION,
3 REVISED POLICY AND PROCEDURES RELATED TO
4 EVALUATION AND ASSESSMENT, REVISED POLICIES AND
5 PROCEDURES RELATED TO THE INDIVIDUALIZED FAMILY
6 SERVICE PLAN, REVISED POLICY AND PROCEDURES
7 RELATED TO PROCEDURAL SAFEGUARDS, DATED
8 FEBRUARY, 2016, MARKED)

9 THE HEARING OFFICER: No
10 speakers at this time. At this time, we have
11 no speakers. Are there any other persons here
12 present to who would like to make a statement
13 concerning the proposed revised early
14 intervention policies and procedures?

15 (PAUSE)

16 THE HEARING OFFICER: Then, as I
17 mentioned before, the submission of any written
18 commentary on the Proposed Revised Policies and
19 Procedures will be accepted until the close of
20 business on Friday, March 31, 2016. Thank you
21 for your attendance. This hearing is now
22 closed.

23 (HEARING CLOSED AT 1:10 P.M.)
24

C E R T I F I C A T E

I, Mary Ellen Hall, hereby certify that the foregoing is a true, accurate and complete transcript of my notes taken at the above-entitled public hearing.

IN WITNESS WHEREOF, I have hereunto set my hand this 31st day of March, 2016.

Mary Ellen Hall

MARY ELLEN HALL, NOTARY PUBLIC/
CERTIFIED COURT REPORTER

DATE: March 24, 2016

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