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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

* * * * *

HEWLETT PACKARD OFFICE
METRO CENTER BOULEVARD
WARWICK, RI 02886
MARCH 31, 2016
9:00 A.M.

BEFORE: BRENDA DUHAMEL, HEARING OFFICER

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

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1 (COMMENCED AT 9:10 A.M.)

2 HEARING OFFICER: Welcome. We
3 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, 42-17.2, 42-35
10 and 42-46 of the Rhode Island General Laws, as
11 amended. Today is Thursday, March 31, 2016.
12 My name is Brenda Duhamel, and I will be the
13 Hearing Officer for today's proceeding.

14 Before we start, and so as not to
15 interrupt the proceedings, I would like to ask
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 is to afford interested parties an opportunity
20 to 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.

3 If you care to speak, the
4 procedure we will use is as follows: Register
5 at the side of the room. Speakers will be in
6 order of registration. Five minutes or ample
7 time will be allowed for your presentation
8 unless the lack of speakers allows for
9 additional time. When you are called, come to
10 the podium in front of the room. Identify
11 yourself by name and affiliation, if any. Make
12 your presentation. And if you have a written
13 copy of your statement, we would appreciate
14 having that for the record. After the time has
15 elapsed for submission of written commentary,
16 the Executive Office of Health and Human
17 Services has three options under State law.

18 The first option is to file as
19 is with the annual State application to the
20 Office of Special Education Programs under
21 Part C of the Individuals with Disabilities
22 Education Act for Federal Fiscal Year 2016.

23 Second option is to file with
24 minor changes for spelling, punctuation, et

1 cetera.

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

7 AUDIENCE: No.

8 THE HEARING OFFICER: At this
9 time, for the record, we will have a
10 presentation of exhibits.

11 THE HEARING OFFICER: Exhibit 1
12 is the Notice of Public Hearing for the Early
13 Intervention Program Policies and Procedures
14 signed by Elizabeth H. Roberts, Secretary of
15 the Executive Office Of Health and Human
16 Services on February 23, 2016.

17 (EXHIBIT 1, NOTICE OF PUBLIC
18 HEARING, MARKED)

19 THE HEARING OFFICER: Exhibit 2
20 is a confirmation for the electronic filing of
21 the Hearing Notice and related materials on the
22 Rhode Island EOHHS web site on February 24,
23 2016. In accordance with the requirements of
24 the Administrative Procedures Act, the 30-day

1 notice requirement has been met.

2 (EXHIBIT 2, ELECTRONIC FILING ON
3 EOHHS WEB SITE, MARKED)

4 THE HEARING OFFICER: Exhibit 3
5 is a confirmation for the electronic filing of
6 the Hearing Notice on the Rhode Island
7 Secretary of State's web site on March 28,
8 2016. In accordance with the requirements of
9 the Open Meetings Act, the 48-hour notice
10 requirement has been met.

11 (EXHIBIT 3, ELECTRONIC FILING ON
12 SECRETARY OF STATE'S WEB SITE, MARKED)

13 THE HEARING OFFICER: Exhibit 4,
14 is a copy of an e-mail to the EOHHS Interested
15 Parties List on February 24, 2016 providing a
16 30-day notice of the public hearing.

17 (EXHIBIT 4, E-MAIL TO INTERESTED
18 PARTIES LIST NOTICE OF PUBLIC HEARING, MARKED)

19 THE HEARING OFFICER: Exhibit 5
20 is a copy of Chapter 23-13 and 42-7.2 of the
21 Rhode Island General Laws, as amended.
22 Enabling statutes.

23 (EXHIBIT 5, CHAPTERS 23-13 AND
24 42-7.2, MARKED)

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

16 (EXHIBIT 6, REVISED POLICY AND
17 PROCEDURES RELATED TO INTRODUCTION TO POLICIES
18 AND PROCEDURES. REVISED POLICY AND PROCEDURES
19 RELATED TO ADMINISTRATION. REVISED POLICY AND
20 PROCEDURES RELATED TO GENERAL SUPERVISION.
21 REVISED AND PROCEDURES RELATED TO CHILD AND
22 FAMILY OUTCOMES. REVISED POLICY AND PROCEDURES
23 RELATED TO TRANSITION. REVISED POLICY AND
24 PROCEDURES RELATED TO EVALUATION AND

1 ASSESSMENT. REVISED POLICY AND PROCEDURES
2 RELATED TO THE INDIVIDUALIZED FAMILY SERVICE
3 PLAN, AND REVISED POLICY AND PROCEDURES RELATED
4 TO PROCEDURAL SAFEGUARDS, DATED FEBRUARY, 2016,
5 MARKED)

6 THE HEARING OFFICER: At this
7 time, I would like to call the first speaker.

8 (PAUSE)

9 THE HEARING OFFICER: Are there
10 any other persons here present who would like
11 to make a statement concerning the Proposed
12 Revised Early Intervention Policies and
13 Procedures?

14 (PAUSE)

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

22 (HEARING CLOSED AT 9:15 P.M.)
23
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 4th day of April, 2016.

MARY ELLEN HALL, NOTARY PUBLIC/
CERTIFIED COURT REPORTER

DATE: March 31, 2016

IN RE: PROPOSED REVISED POLICIES AND
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INDIVIDUALS WITH DISABILITIES
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