

NOTICE OF PUBLIC HEARING
DEPARTMENT OF HEALTH
STATE OF HAWAII

The State of Hawaii, Department of Health (HDOH) Family Health Services Division, Children with Special Health Needs Branch, Early Intervention Section (EIS), has posted on the EIS website the Annual State Application under Part C of the Individuals with Disabilities Education Act (IDEA), P.L. 108-446 as amended in 2004, for federal fiscal year 2009 and proposed changes to the Hawaii Early Intervention State Plan. The subjects and purposes of the proposed changes to the State Plan are to:

1. Revise the eligibility requirements for infants and toddlers under age 3 to be eligible for early intervention services under Part C of IDEA. Refer to the document "State Definitions of Part C Eligibility."
2. Update the language in the evaluation and assessment section, although there are no substantive changes in this section. Refer to the document "Evaluation and Assessment."
3. Revise the policies and procedures related to financial matters to allow for a sliding fee scale. Refer to the document "Policies and Procedures Related to Financial Matters."
4. Update the membership of the Hawaii Early Intervention Coordinating Council (HEICC) to be consistent with the membership requirements in P.L. 108-446. Refer to the document "Hawaii Early Intervention Coordinating Council."
5. Provide information on Hawaii's "Opt Out" policy which allows Part C families to opt out of notifying the local educational agency that their child may be eligible for DOE Part B services. If this "opt out" policy was not in place, each Part C program would be required to notify the local educational agency of each child who may be eligible for DOE Part B services. Refer to the document "Hawaii's Part C 'Opt Out' Policy."

In addition to the proposed changes, also for review is Hawaii's Annual State Application under Part C of the Individuals with Disabilities Education Act (IDEA), P.L. 108-446 as amended in 2004, for federal fiscal year 2009. To receive its allocation of IDEA, Part C funds, the State must submit an application to the U.S. Department of Education (USDOE), Secretary of Education. The application verifies that HDOH has reviewed its policies and procedures and assures that the provisions as required by Part C of IDEA 2004 (20 USC 1431-1444) will be complied with. As part of this process, USDOE requires all states to publish the application and receive comments.

The Public Hearing for the application and proposed changes to the Early Intervention State Plan will be held on **Monday, May 4, 2009 at 10:00 a.m.** at the following Video Conference Centers:

- AAAFES Building, 919 Ala Moana Blvd., 5th Floor Conference Room,

Honolulu, Hawaii 96814

- Environmental Health Facility, 1582 Kamehameha Ave, Hilo, Hawaii 96720
- Maui Bioterrorism Conference Room, 210 Imi Kala Street, Suite 204, Wailuku, Hawaii 96793
- Kauai District Health Office, 3040 Umi Street, Lihue, Hawaii 96766

The application and proposed changes in the Early Intervention State Plan are available for review at <http://www.hawaii.gov/health/family-child-health/eis/index.html>. Click on “Annual State Application under Part C of IDEA, Federal Fiscal Year 2009” for the state application. Click on each document noted above for the proposed changes in the Early Intervention State Plan. Also available for review are the current versions of the sections in the Early Intervention State Plan that are proposed for modification.

Copies of the documents with the proposed changes are available at the following locations on weekdays between the hours of 8:00 a.m. and 4:30 p.m., exclusive of state and federal holidays:

Oahu	Early Intervention Section, 1350 S. King Street Suite 200, Honolulu, Hawaii
Hawaii	District Health Office, 75 Aupuni Street, Hilo, Hawaii Kona Health Center, 79-1015 Haukapila Street, Kealahou, Hawaii
Maui	District Health Office, 54 High Street, Wailuku, Hawaii
Kauai	District Health Office, 3040 Umi Street, Lihue, Hawaii

The proposed rules will also be mailed or faxed, at no cost, upon request, by calling the Early Intervention Section at (808) 594-0000 or writing to the Early Intervention Section, 1350 S. King Street Suite 200, Honolulu, Hawaii 96814.

All interested persons shall be afforded an opportunity to submit testimony orally or in writing at the time of the hearing. Any persons desiring to give written testimony are asked to submit two (2) copies of their testimony at the hearing, or before the hearing at the address below. Written testimony will also be accepted by the Early Intervention Section no later than 4:30 p.m. on May 11, 2009.

Early Intervention Section
1350 S. King Street, Suite 200
Honolulu, Hawaii 96814

For information or to request an auxiliary aid or service, please contact the Early Intervention Section at (808) 594-0000 or via e-mail (adam.baron@doh.hawaii.gov) no later than 4:30 p.m. on April 29, 2009.