

**CHAPTER 17
EARLY INTERVENTION SYSTEM**

Authority

N.J.S.A. 26:1A-36.6 et seq., particularly 26:1A-36.8. See also the Department of Children and Families Act, P.L. 2006, c. 47 (approved July 11, 2006; retroactively effective as of July 1, 2006, see §205).

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Chapter Expiration Date

Chapter 17, Early Intervention System, expires on October 6, 2013.

Chapter Historical Note

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SUBCHAPTER 1. GENERAL PROVISIONS

8:17-1.1 Purpose

The purpose of N.J.A.C. 8:17 is to establish the rules for the implementation of the State's early intervention system under Part C of the Individuals with Disabilities Education Act (IDEA), 34 CFR Part 303.

8:17-1.2 Scope

- (a) This chapter applies to:

1. The Department of Health and Senior Services (Department), in conjunction with the Departments of Education, Children and Families, and Human Services;

2. Early intervention provider agencies receiving funds through the Department to provide early intervention services, and those agencies' practitioners;

3. Practitioners identified in Individualized Family Service Plans to provide early intervention service to meet the unique needs of children and their families; and

4. Children and families served by, or potentially eligible to receive, early intervention services through, the New Jersey Early Intervention System, including homeless children and children who are wards of the State.

8:17-1.3 Definitions

The following words and terms, when used in this chapter, have the following meanings, unless the context clearly indicates otherwise:

"Academy for Certification of Vision Rehabilitation and Education Professionals" means the entity by that name for which the contact information is Academy for Certification of Vision Rehabilitation and Education Professionals, 3333 N. Campbell Ave, Suite 11, Tucson, AZ 85719, (520) 887-6816, telefacsimile (520) 887-6826, www.acvrep.org.

"Act" means the Individuals with Disabilities Education Act (IDEA) at 20 U.S.C. §§1431 through 1444 and the implementing regulations at 34 CFR Parts 300 and 303, incorporated herein by reference, as amended and supplemented.

"Assessment" means ongoing procedures used by an appropriate qualified practitioner throughout the period of a child's eligibility under N.J.A.C. 8:17-7.1 to identify:

- 1. The child's unique strengths and needs and the early intervention services appropriate to meet those needs; and
- 2. The resources, priorities and concerns of the family and the supports and services necessary to enhance the capacity of the child's family to meet the developmental needs of the child.

"At risk" means, a potentially eligible child that has biological or environmental risk factors that place a child at a higher risk of developmental delay than children without these factors.

"Battelle Developmental Inventory II" or "BDI" means the ongoing progress-monitoring instrument utilized by practitioners within the NJEIS to conduct evaluations and assessments of children to determine eligibility for early intervention services based upon requirements set forth at N.J.A.C. 8:17-7.1.

"Behavior specialist" means a person who:

- 1. Holds a bachelor's degree or higher from an accredited institution in health, human service, or education field;