



**Senate Finance Committee on Article II
Clayton Travis Submitting Written Testimony
on behalf of Patricia DeForest, DO, MEd
February 6, 2018**

Representing:
Texas Pediatric Society
Texas Medical Association
Texas Academy of Family Physicians

Chairwoman Nelson and Committee members,

Thank you for the opportunity to submit written testimony today on the vital importance of the ECI program for some of Texas' most at-risk and vulnerable infants and toddlers. I am Patricia DeForest, DO, MEd, a practicing pediatrician in San Antonio. I also have the fortunate perspective of having been a teacher for many years prior to becoming a physician. Today I will be speaking on behalf of the Texas Pediatric Society, Texas Medical Association and the Texas Academy of Family Physicians.

The Texas ECI Program Effectively Improves Child Outcomes and Saves Tax Payer Dollars

ECI is a statewide program for families with children, birth to three, with disabilities and developmental delays. For over 30 years, ECI has supported more than 800,000 families to help their children reach their potential through targeted developmental services and parent counseling and training. What makes ECI different than other services is its focus on training parents and other caregivers, such as grandparents, or child-care facilities on how best to aid their child achieve specific goals and developmental milestones.

The benefits of early intervention services, like Texas' ECI program, are numerous for both child health outcomes and economic advantages to the family and society. A substantial amount of longitudinal research has demonstrated that access to early intervention for children shows marked improvement in verbal abilities, receptive language scores and overall cognitive abilities which can translate later in life to less risky behaviors, fewer arrests and lower dropout rates. By intervening early, when a baby's cognitive and physical health are still being formed, we can reduce costs in other domains and interventions, such as school age special education services, and improve a child's functional trajectory for life. Furthermore, early intervention services such as ECI are vital to more high-risk populations of children including those who come from environments of abuse and neglect, those with mental health issues, those from culturally diverse backgrounds and those children from economically deprived backgrounds.ⁱ

It is also important to note that Texas' ECI program, compared to the national average, has demonstrated that when children do receive service the program is especially effective in producing results. On the three Global Health Outcomes reported to the federal Office of Special Education Programs (OSEP), Texas children significantly increased their rate of growth in the following key domains:

- Positive social-emotional skills including getting along with other children and relating to adults
- Acquisition and use of knowledge and skills including reasoning, problem solving and early literacy and math skills, and
- Use of appropriate behaviors to meet their needs including feeding, dressing, self-care and following rules related to health and safety.ⁱⁱ

ECI Services are a Core Referral Source for Primary Care Physicians

As a practicing primary care pediatrician, I have the pleasure of caring for children with a wide variety of behavioral and developmental needs. Most experience normal behavioral issues, including the so-called "terrible two's". But a subset suffers from hearing or speech delays, swallowing or walking difficulties, developmental delays or other physical or developmental challenges which may affect one or more areas, including cognition, motor skills, and/or language. Delays may be mild or more far reaching and can stem from a variety of causes, including autism, Down syndrome, or spinal muscular atrophy.

Given what the science tells us about the importance of early intervention in restoring or mitigating the effects of developmental delays, I am thankful for the Early Childhood Intervention (ECI) program, which provides early identification of development delays and in-home services to children 0-3 years of age. In fact, physicians are federally required to refer a child with developmental delay or disability under the age of 3 within 7 days of identification.ⁱⁱⁱ Texas physicians make up most of the referrals to ECI programs and as such depend on a robust network of contractors across the state to address a child's development needs and to practice in accordance of the law.

ECI is in Jeopardy with Contractors Dropping from the Program

Unfortunately, this robust network of statewide ECI contractors is in major jeopardy due to the program's constant change in the past several biennia. These changes have seen a reduction in the number of contractors providing ECI services from 58 in 2010 to 42 in 2019 – a nearly 25% drop.

Two major factors have overburdened many contractors to shut their doors:

1. A state obligation passed onto contractors to serve every child deemed eligible without the matching funds to do so, and
2. Decreasing per-child allotments to contractors who now must serve a higher need population of children based on eligibility restrictions

Simply put, ECI caseload growth as requested by HHSC has not been fully funded in many sessions. This leaves little room for HHSC to provide appropriate contract funding to providers when more children are deemed eligible in their service area than originally anticipated. This strain on ECI providers reduces the availability of front line staff to perform “child find” activities where proactive outreach is done within the community to identify children who would qualify for services. As a result, ECI has seen an overall decrease in enrollment since 2011 despite the 0-3 child population increasing in Texas over that same period.

Additionally, ECI providers report that the formula amount provided to them by HHSC per-child served has decreased over time putting further strain on already overloaded organizations. Couple this with reductions in functional eligibility in which children must have higher levels of delay to qualify and the cost of care for those remaining in the program has increased due to their higher average level of need.

The Time to Invest in Texas ECI is Now

Children, their families, and their physicians need reassurance from the legislature that the program will be there to serve all children who qualify.

The Texas Pediatric Society, the Texas Medical Association, and the Texas Association of Family Physicians urge the Committee to fully fund the \$70.7 million HHSC LAR Exceptional Item #5 which will ensure ECI keeps pace with caseload growth, increases in the cost of providing services and retains contractors who provide these critical services.

Our organizations strongly stand by the ECI program as a cost-effective, best practice model of care to address developmental delays and improve outcomes for the youngest children in our state.

ⁱ Early Intervention, IDEA Part C Services, and the Medical Home: Collaboration for Best Practice and Best Outcomes. Richard C. Adams, Carl Tapia, THE COUNCIL ON CHILDREN WITH DISABILITIES Pediatrics Oct 2013, 132 (4) e1073-e1088; DOI: 10.1542/peds.2013-2305

ⁱⁱ Early Childhood Intervention Services. (2016). *The Value of ECI*. Texas Health and Human Services Commission. Retrieved from <https://hhs.texas.gov/sites/default/files//documents/services/disability/eci/ECI-value.pdf>

ⁱⁱⁱ 34 CFR (Code of Federal Regulations) Sec. 303.303 (a)(2)(i). Retrieved from: https://www.ecfr.gov/cgi-bin/text-idx?c=ecfr;sid=65e04594421191528ad86f073961470b;rgn=div5;view=text;node=34%3A2.1.1.1.2;idno=34;cc=ecfr#se34.2.303_1303