

OFFICE OF  
THE GOVERNOR

NO. 12FY 79/80  
DATE February 4, 1980

AN ORDER ESTABLISHING THE STATE PLANNING COUNCIL FOR DEVELOPMENTAL DISABILITIES

WHEREAS, it is vital to the well-being of Maine citizens to have a wide range of diversified services provided to the developmentally disabled; and

WHEREAS, comprehensive planning of needed developmental disabilities services and facilities should be accomplished in order to provide for more effective and efficient use of existing human and fiscal resources at all levels; and

WHEREAS, Public Law 95-602, The Rehabilitation, Comprehensive Services and Developmental Disabilities Amendments, makes a formula grant available to the State of Maine to provide services to the developmentally disabled; and

WHEREAS, the formula grant is to be used for the development of a comprehensive plan for the delivery of services under the purview of a Planning Council;

NOW, THEREFORE, I, JOSEPH E. BRENNAN, Governor of the State of Maine, create the State Planning Council for Developmental Disabilities.

Purposes of the Council:

1. To develop and implement a comprehensive and continuing plan for developmental disabilities services.
2. To plan and to approve the plans involving federal or state funds which serve the developmentally disabled.
3. To develop and promote new or improved techniques of delivering services to the developmentally disabled.
4. To assist in the integration of services and resources of all state, regional, and local agencies assisting the developmentally disabled in order to fill in the gaps in existing services and to expand the reach of existing services among new groups or individuals.

Membership

The Planning Council shall include representatives from the principal state agencies and from local agencies and non-governmental organizations and groups concerned with services for the developmentally disabled and representatives of consumers of services.

Governmental members appointed by the Governor shall serve at his discretion for an indeterminate period of time. Consumer members and non-governmental appointees shall serve for a period of two years. They shall be eligible for reappointment.

The governmental membership shall consist of the following:

Department of Human Services

- Commissioner or designated representative
- Second representative appointed by the Commissioner.

Department of Mental Health and Corrections

- Commissioner or designated representative
- Director, Bureau of Mental Retardation

Department of Education

- Commissioner or designated representative

The non-governmental membership, 19 memberships, shall consist of the following:

There will be six memberships for non-governmental organizations or agencies which provide services to developmentally disabled persons.

There will be one membership for institutions of higher education.

Consumers and consumer representatives shall consist of at least one half of the Planning Council membership. Four shall be persons with developmental disability. One shall be the immediate relative of a person residing in an institution. The remaining shall be parents, relatives or guardians of persons with developmental disabilities.

Each member may appoint a proxy to represent him at any Council meeting that he cannot attend. The Governor may appoint additional members to the Council as deemed appropriate to carry out the intent and purposes of the Federal Act.

Duties

- a. To advise the Governor and provide information to the Legislature concerning the effectiveness of programs serving the developmentally disabled.
- b. To assist in the coordination of all state governmental efforts dealing with the problems of developmentally disabled.
- c. To assist Maine communities to mobilize their resources in meeting the needs of the developmentally disabled.
- d. To review on-going governmental programs serving the developmentally disabled, such as:

- vocational rehabilitation
- public assistance
- social services
- crippled children's services
- education for the handicapped

medical assistance  
maternal and child health  
comprehensive health planning  
mental health

- e. To participate in the development and annual review of a comprehensive plan detailing needed services and facilities required to provide services for the developmentally disabled. This will include participation in the development of new or innovative programs to fill gaps in the existing services.

#### Organization

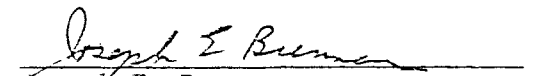
- a. The Bureau of Mental Retardation is designated as the State agency responsible for administration of the State plan for the developmentally disabled. The Director, Bureau of Mental Retardation, shall serve as the Executive Secretary of the Planning Council.
- b. A Chairman of the Planning Council shall be appointed by the Governor to serve for two years.
- c. In accordance with Federal Regulations, the Executive Director for Developmental Disabilities, Bureau of Mental Retardation, shall serve as the principal staff support member for the Planning Council. That individual shall serve that body in a non-voting capacity.
- d. Minutes of all Planning Council meetings will be maintained and copies will be provided to the Governor.
- e. The Planning Council shall meet as frequently as is necessary to fulfill the responsibilities outlined.

#### Powers and Procedures

The Planning Council will have the necessary authority to carry out the purpose of the Order and to hold public meetings as are necessary. State departments and their employees are directed to cooperate fully in carrying out the purpose of this council.

#### Compensation

The governmental members of the Planning Council shall receive no additional compensation for their services, and necessary expenditures incurred in the performance of their duties shall be borne by the respective Departments or Agencies. Consumer, consumer representatives, and non-governmental organization members' ordinary travel expenses and lodgings incident to necessary travel will be borne by the Department of Mental Health and Corrections, through the mechanisms of the Federal Developmental Disabilities Act.

  
Joseph E. Brennan