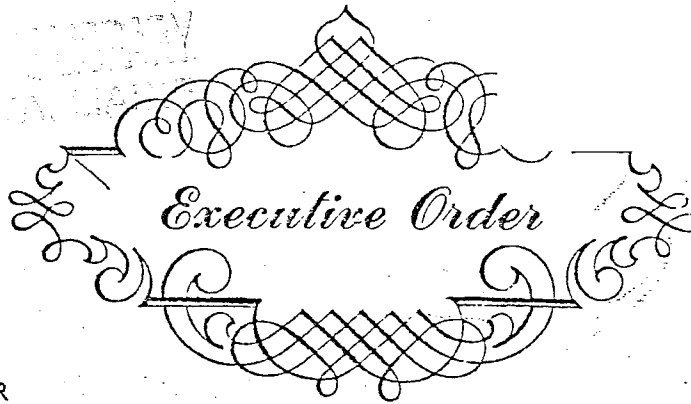


MAINE STATE LEGISLATURE

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OFFICE OF
THE GOVERNOR

NO. 5FY 81/82
DATE November 3, 1981

AN ORDER REVISING 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, revise the State Planning Council for Developmental Disabilities as follows:

Purposes of the Council

1. To develop and implement a comprehensive and continuing plan for developmental disabilities services.
2. To review and comment upon 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, local agencies, and non-governmental organizations, groups concerned with services for the developmentally disabled and representatives of consumers of services. There shall be at least 25 members appointed by the Governor to the Council: 6 governmental members, 1 member from an institution of higher education, and 18 non-governmental members. The Governor may appoint additional members to the

Council as deemed appropriate.

Six Governmental Members

Three members from the Department of Mental Health and Mental Retardation, as follows:

- (a) The Commissioner or his designated representative;
- (b) A second representative appointed by the Commissioner; and
- (c) The Director of the Bureau of Mental Retardation.

Two members from the Department of Human Services, as follows:

- (a) The Commissioner or his designated representative; and
- (b) A second representative appointed by the Commissioner.

One member from the Department of Educational and Cultural Services, as follows:

Commissioner or his designated representative.

One Member from an Institution of Higher Education

There shall be one member from an institution of higher education.

Eighteen Non-Governmental Members

Of the 18 non-governmental members, 13 shall be consumers and 5 providers. Consumers and consumer representatives shall always constitute at least one half of the Council's membership; 4 shall be persons with a developmental disability, one shall be the immediate relative of a person residing in an institution, and the remaining shall be parents, relatives or guardians of persons with developmental disabilities.

Terms of Members

The six governmental members shall serve at the pleasure of the Governor. All other members shall have terms of two years except that the terms of appointment for present members shall be as indicated on the attached list. Upon the expiration of a member's term, that member shall continue to serve until a successor has been appointed. Any vacancy occurring during a term shall be filled by appointment of the Governor for the unexpired term.

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 the 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:

- (i) vocational rehabilitation
- (ii) public assistance
- (iii) social services
- (iv) crippled children's services
- (v) education for the handicapped
- (vi) medical assistance
- (vii) maternal and child health
- (viii) comprehensive health planning, and
- (ix) 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 Department of Mental Health and Mental Retardation is designated as the State Agency responsible for administration of the State plan for the developmentally disabled.
- (b) A Chairman of the Planning Council shall be appointed by the Governor to serve for one year.
- (c) In accordance with Federal Regulations, the Executive Director for Developmental Disabilities, Department of Mental Health and 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 shall 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 purposes of the order.

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. Consumers, consumer representatives, and non-governmental organizations members' ordinary travel expenses and lodgings incident to necessary travel will be borne by the Department of Mental Health and Mental Retardation, through funds provided by the Federal Developmental Disabilities Act or federal appropriations made pursuant thereto.

Transition

The effective date of this Order is October 27, 1981. This Order repeals and replaces Executive Order 12FY 79/80.


JOSEPH E. BRENNAN
Governor