

G.O. 38.12/1977/AUG/3
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State of Colorado

EXECUTIVE CHAMBERS

DENVER

RICHARD D. LAMM
Governor

EXECUTIVE ORDER

DEVELOPMENTAL DISABILITIES COUNCIL

WHEREAS, efficient and effective delivery of appropriate services to meet the needs of the developmentally disabled citizens of the State of Colorado is a matter of deep concern to all citizens; and

WHEREAS, the implementation of public law in providing services has generated a need to review and assess existing services and programs, to foster cooperation and coordination of various public and private non-profit agencies on a local, regional and statewide basis, and to continue to implement the provisions of the Developmental Disabilities and Services Facilities Construction Act of 1970, and the Developmentally Disabled Assistance and Bill of Rights of 1975; and

WHEREAS, C.R.S., 1973, 27-11-105, requires the appointment of a State Coordinating Advisory Board whose role is in keeping with that of the Council

NOW THEREFORE, I, Richard D. Lamm, Governor of the State of Colorado, by virtue of the authority vested in me under the Constitution and laws of the State of Colorado, do hereby order and direct the creation of the Developmental Disabilities Council as follows:

DEVELOPMENTAL DISABILITIES COUNCIL

The Developmental Disabilities Council, hereinafter referred to as the Council, shall be responsible for fulfilling those duties as set forth herein which are consistent with the Developmental Disabilities Services and Facilities Construction Act of 1970, and rules and regulations adopted by the U.S. Department of Health, Education and Welfare pursuant to said Act, as amended by P.L. 94-103 and C.R.S., 1973, 27-11-105.

Organizational Structure

The Council shall be appointed by the Governor. All members of the Council shall serve at the pleasure of the Governor with maximum terms of service of one year, with the exceptions noted below under the constituency of the State Coordinating Advisory Board.

1. The Council shall be comprised of 25 members; 9 representing consumers; 8 representing provider groups; 5 representing State agencies, two legislators and one representative of County government.

- a. The Council chairperson and vice chairperson shall be designated by the Governor at the time of appointment to the Council.
 - b. The State agencies represented shall be the Department of Institutions, Divisions of Mental Health and Developmental Disabilities; Department of Social Services; Department of Education; and Department of Health.
 - c. The State agency members appointed to the Council constitute the required agency representation for the State Coordinating Advisory Council, with the addition of representatives from the Division of Vocational Rehabilitation as an ex-officio member, and shall be constituted as same. The three representatives from the Divisions of Developmental Disabilities, Department of Health, and Department of Social Services are herewith appointed for three year terms. The representatives from Education, the Division of Vocational Rehabilitation and the local service provider representatives are appointed for two-year terms, and the three consumer representatives are appointed for one-year terms.
 - d. The three consumers serving on the State Coordinating Advisory Board and the local provider shall be selected from those constituencies as represented on the Council at the Council's first meeting.
2. The members of the Council and of the State Coordinating Advisory Council shall serve without compensation but shall be entitled to reasonable expenses incurred in the performance of their duties which shall be paid as a part of the expenses of the Council in the administration of the Colorado State Plan for the Developmentally Disabled (hereinafter referred to as the State Plan).
 3. The Department of Institutions, Division of Developmental Disabilities shall be the designated agency for administration of Council activities and grants and shall follow priorities established in the State plan.

Role of the Council

1. To supervise the development of and approve the State Plan for Developmental Disabilities
2. To monitor and evaluate the implementation of the State Plan
3. To advise all State agencies impacting services to the developmentally disabled concerning their programs and services for the developmentally disabled
4. To work within the umbrella concept of the Handicapped Advisory Council to the Human Services Policy Council in examining and relating the needs of the developmentally disabled to the concerns of all handicapped persons.

5. To act in an advisory capacity to the protection and advocacy system for the developmentally disabled.
6. To comment publicly on proposed rules, regulations, standards and legislation and plans having impact on the developmentally disabled.

Role of the State Coordinating Advisory Board

1. The State Coordinating Advisory Board, as a subcommittee of the Council, exists to advise and consult with the Executive Director of the Department of Institutions in the coordination of state and local services to developmentally disabled persons.
2. The State Coordinating Advisory Council has full and complete power to act upon and resolve any matter referred to it by that Department.

Policies and Procedures

1. In fulfilling the responsibilities of the Council, members representing State agencies, provider agencies and consumers who themselves may be beneficiaries of State Advisory Council action, shall carefully and diligently discharge their duties and responsibilities in such a manner as to avoid any conflict of interest, to assure the integrity of the Council, and to inspire public confidence in the actions of the Council. Further, no member of the Council may vote on any issue with regard to which that member, officer or staff person, may directly benefit financially.
2. In all its actions, the Council shall abide by State and Federal statutes, rules and regulations and shall seek the counsel and advise of the Colorado Attorney General, when necessary.
3. State agencies shall cooperate with and assist the State Advisory Council in the performance of its duties pursuant to this Executive Order.

Implementation

All financial records and fiscal management, accountability and ongoing administration for those projects approved and funded by the Developmental Disabilities Council prior to July 1, 1977, shall be maintained by the Department of Institutions, Division for Developmental Disabilities.

GIVEN under my hand and the Executive Seal of Colorado, this third day of August, A.D., 1977.


GOVERNOR