Executive Order 2009-08
(Developmental Disabilities Planning Council)

WHEREAS, persons with developmental disabilities are a valuable resource to Arizona and an essential and integral part of our community.

WHEREAS, it is important for individuals with developmental disabilities, their families to have a forum to discuss issues important to them, to identify concerns with and gaps and duplications in available services and programs, and to build strength and capacity for system change.

WHEREAS, persons with developmental disabilities and their families, state agencies, protection and advocacy organizations, local and non-governmental agencies and private and non-profit groups concerned with services for individuals with developmental disabilities all play important roles in facilitating advocacy, capacity-building and system change activities for persons with developmental disabilities.

WHEREAS, there is a need for comprehensive research and data analysis that can be used to inform decisionmaking about programs and services for persons with developmental disabilities.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and laws of this State, do hereby establish the Developmental Disabilities Planning Council ("the Council") and order and direct as follows:

1. The Council shall act as the lead agency on planning, advocacy, capacity building, and systemic change activities with regard to persons with developmental disabilities and their families.
2. All Council activities shall be consistent with the Developmental Disabilities Assistance and Bill of Rights Act (P.L. 106-402) ("the Act").
3. The Council shall consist of twenty-three members, and membership shall be consistent with the Act as follows:
    a. At least 60 percent of the Council shall:
        i. Be either:
            1. Persons with developmental disabilities
            2. Parents or guardians of children with developmental disabilities
            3. Immediate relatives or guardians of adults with mentally impairing or cognitive developmental disabilities who cannot advocate for themselves.
        ii. Not be:
            1. Employees of a state agency that receives monies or provides services for persons with developmental disabilities

2. Managing employees, as defined in section 1126(b) of the Social Security Act, of any other entity that receives monies or provides services for persons with developmental disabilities
3. Persons with an ownership or control interest, as defined in section 1124(a)(3) of the Social Security Act, with respect to such an entity.

b. The remaining 40 percent of the Council shall consist of at least one representative from the following entities:
   i. The principal state agencies that administer monies provided under:
      1. The federal Rehabilitation Act of 1973
      2. The Older Americans Act of 1965
      3. The Individuals with Disabilities Education Act
      4. Title XIX of the Social Security Act
      5. Title V of the Social Security Act
   ii. Each university center of excellence in developmental disabilities
   iii. The state's protection and advocacy system for persons with developmental disabilities
   iv. A local agency concerned with services for persons with developmental disabilities
   v. A private, non-profit nongovernmental agency concerned with services for persons with developmental disabilities

4. Of the Council members referenced in section 2(a) above:
   a. At least one-third shall be individuals with developmental disabilities
   b. At least one-third shall be parents or guardians of children with developmental disabilities, or immediate relatives or guardians of adults with mentally impairing or cognitive developmental disabilities who cannot advocate for themselves.
   c. The remaining one-third shall be a combination of the individuals described in section 2(a) above.
   d. At least one shall be an immediate relative or guardian of an individual with a developmental disability who resides or previously resided in an institution, or shall be an individual with a developmental disability who resides or previously resided in an institution.
5. Members of the Council shall:
   a. Be appointed by and serve at the pleasure of the Governor
   b. Serve staggered three-year terms.
   c. Be geographically representative of the State.
6. The Governor shall designate the Chairperson and Vice-Chairperson of the Council from among its membership. The Chairperson may establish standing and special committees within the Council.
7. A committee of five members of the Council, designated by the Chairperson and including the Chairperson, shall hire an Executive Director. The Office of the Arizona Governor shall designate an Interim Executive Director, who shall serve

until the committee hires an Executive Director but no more than a maximum of 90 days from the date of this Executive Order.

8. The Chairperson shall supervise the Executive Director, including making any necessary administrative decisions pertaining to the Executive Director and/or the position. The Council shall conduct an annual evaluation of the Executive Director.
9. The Council shall:
    a. Serve as a forum through which issues regarding persons with developmental disabilities may be discussed.
    b. Advise the Governor, Legislature, government agencies, and the private sector on programs, policies and concerns pertaining to services for persons with developmental disabilities and their families.
    c. Develop, submit and implement the State Plan for persons with developmental disabilities, consistent with the Act, including conducting outreach, training, technical assistance, community support and education, interagency collaboration, coordination and public engagement activities, systems analysis, and demonstration projects.
    d. Monitor, review and annually evaluate the implementation of the plan.
    e. Submit an annual report concerning services to persons with developmental disabilities to the Governor, and Speaker of the House of Representatives and the President of the Senate, and submit other reports as necessary.
    f. Review and make recommendations, as necessary, on services and programs for persons with developmental disabilities, and make those recommendations available to the Governor, Legislature and government agencies as requested.
    g. Monitor programs and services to encourage efficient and coordinated use of resources.
10. In addition to the activities authorized under the Act, the Council shall conduct comprehensive research and data analysis on issues that affect persons with developmental disabilities, including demographic information and the costs, availability, capacity, effectiveness and efficiency of programs and services for such persons.
11. The Department of Economic Security shall be the designated state agency to provide administration and technical support to the Council.
12. The status of the Council shall be reviewed no later than December 31, 2014 to determine appropriate action for its continuance, modification or termination.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Janice K. Brewer

GOVERNOR

DONE at the Capital in Phoenix, Arizona this 3rd day of September in the Year Two Thousand and Nine and of the Independence of the United States of America the Two Hundred and Thirty-Fourth.

ATTEST: Ken Bennett

SECRETARY OF STATE