

SECRETARY OF THE STATE
CAPITOL OFFICE

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STATE OF CONNECTICUT

BY HIS EXCELLENCY

DANNEL P. MALLOY

GOVERNOR

EXECUTIVE ORDER NO. 19

WHEREAS, Section 125 of the federal Developmental Disabilities Assistance and Bill of Rights Act of 2000, Public Law 106-402, 42 USC § 15025, requires that each state receiving funding establish and maintain a council to undertake advocacy, capacity building, and systematic change activities that contribute to a coordinated, consumer- and family-centered, consumer- and family-directed, comprehensive system of community services, individualized supports, and other forms of assistance beneficial for individuals with developmental disabilities;

WHEREAS, the Connecticut Council on Developmental Disabilities was established in 1971 by letter from Governor Thomas J. Meskill, but was never formally established by executive order or legislation;

WHEREAS, since 1971 the Connecticut Council on Developmental Disabilities has performed its duties under federal law with administrative support from the Department of Developmental Services, and its predecessors;

WHEREAS, federal law requires that the Governor "shall select members of the Council, at the discretion of the Governor, after soliciting recommendations from organizations representing a broad range of individuals with developmental disabilities and individuals interested in individuals with developmental disabilities, including the non-State agency members of the Council;"

WHEREAS, federal law further requires that the Governor "shall make appropriate provisions to rotate the membership of the Council;"

WHEREAS, there is a need to establish a more comprehensive framework to ensure that the council can continue its work efficiently and productively;

NOW, THEREFORE, I, Dannel P. Malloy, Governor of the State of Connecticut, by virtue of the power and authority vested in me by the Constitution and Statutes of the State of Connecticut, do hereby **ORDER AND DIRECT**:

1. There shall be established a Connecticut Council on Developmental Disabilities. The council shall consist of the following twenty-four members appointed by the Governor:
 - a. Five members who are persons with developmental disabilities;
 - b. Five members who are parents or guardians of children with developmental disabilities or parents, immediate relatives, or guardians of adults with intellectual or developmental disabilities who are unable to advocate for themselves;
 - c. Five members who are persons described in either item a or b of this paragraph, one of whom shall be a person, immediate relative, or guardian of a person with a developmental disability who resides or previously resided in an institution caring for persons with developmental disabilities;
 - d. One member from each of the following state entities: The Department of Education, the Department of Rehabilitative Services, the Aging Services Division of the Department of Social Services, the Department of Public Health, the Office of Protection and Advocacy for Persons with Disabilities, the Department of Developmental Services, the A.J. Pappanikou Center for Excellence in Developmental Disabilities, and two members from local, nongovernmental nonprofit groups concerned with the provision of services to persons with developmental disabilities in the state.

2. No member appointed pursuant to paragraph 1a through 1c, inclusive, shall be a state employee.
3. The Connecticut Council on Developmental Disabilities shall constitute a successor, in accordance with the provisions of sections 4-38d and 4-38e of the general statutes, to the Council on Developmental Disabilities established by Governor Thomas J. Meskill.
4. The terms of members of the Council on Developmental Disabilities serving on the effective date of this Order shall expire sixty days after the effective date of this Order, or when a successor is appointed, whichever is earlier.
5. Within thirty days from the effective date of this Order, the executive director of the Council on Developmental Disabilities shall provide the Governor with a list of recommended candidates to serve as the initial members on the Connecticut Council on Disabilities. Members of the Connecticut Council on Disabilities shall serve three-year terms from the first day of September in the year in which they are appointed and until a successor has been appointed, provided eight members initially appointed to said council shall serve a term of one year, eight members initially appointed to said council shall serve a term of two years, and eight members initially appointed to said council shall serve a term of three years. Members shall serve not more than two, full three-year terms, except that those members who are initially appointed to terms of one or two years shall be eligible to serve two, full three-year terms upon the expiration of their initial terms. All members of the council shall serve at the pleasure of the Governor.
 - a. In the event of a vacancy on the council, the executive director shall within thirty days forward to the Governor a list of recommended candidates to fill the vacancy. Such list shall consist of not fewer than two and not more than four names.
 - b. Not later than thirty days prior to the expiration of the term of any member of the council, the executive director shall forward a list of recommended candidates for appointment or reappointment, as applicable, to the Governor. The list shall include at least one recommended individual to fill each expected vacancy.
 - c. The Governor reserves the right to reject any and all such recommendations provided pursuant to this paragraph. In the event the Governor exercises such right, the executive director shall forward a list of additional recommended candidates no later than thirty days after receipt of notice from the Governor.
 - d. Any person absent from three consecutive regular meetings of the council or fifty per cent of such meetings during any calendar year shall be deemed to have resigned from the council, effective immediately. In such event, the executive director shall forward to the Governor names of recommended candidates to fill such vacancy in accordance with the provisions set forth in this paragraph.
6. The Connecticut Council on Developmental Disabilities shall adopt policies and procedures to carry out the duties of the council. Such policies and procedures shall include provisions governing the method by which the executive director compiles the list of persons recommended to the Governor for membership on the council as specified in paragraph 5.
7. The Connecticut Council on Developmental Disabilities shall undertake advocacy, capacity building and systemic change activities, consistent with the federal Developmental Disabilities Assistance and Bill of Rights Act of 2000, P.L. 106-402, as amended from time to time, that contribute to a coordinated, consumer and family-centered, consumer and family-directed, comprehensive system of community services and individualized supports; and otherwise carry out the requirements of said federal act.
8. The Connecticut Council on Developmental Disabilities may receive, administer and expend any funds that may be available under the federal Developmental Disabilities Assistance and Bill of Rights Act of 2000, P.L. 106-402, as amended from time to time, or from any other source public or private. The Department of Developmental Services shall continue to serve as the designated state agency in accordance with the provisions of said federal act and may enter into contracts for purposes which are consistent with the provisions of said federal act and this Order.

This order shall take effect immediately.

Dated at Hartford, Connecticut, this 19th Day of July 2012.


Dannel P. Malloy
Governor

By His Excellency's Order


Denise Merrill
Secretary of the State

