GOVERNOR DOUGLAS A. DUCEY

STATE OF ARIZONA

EXECUTIVE ORDER

Executive Order No. 2020-04
Arizona Developmental Disabilities Planning Council
(Superseding and Amending Executive Order 2014-09)

WHEREAS, individuals with developmental disabilities are a valuable resource to Arizona and an integral part of our community; and

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

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

WHEREAS, there is a need for comprehensive research and data analysis that can be used in informed decision-making about programs and services for individuals with developmental disabilities.

NOW, THEREFORE, I, Douglas A. Ducey, by virtue of the authority vested in me as Governor of the State of Arizona by the Arizona Constitution and Laws of Arizona, hereby reauthorize the Arizona Developmental Disabilities Planning Council ("the Council") and order and direct as follows:

1. The Council shall act as the lead agency on advocacy, capacity building and systemic change activities with regard to individuals with developmental disabilities and their families as provided in 42 U.S.C. §15025.
2. All Council activities shall be consistent with the Developmental Disabilities Assistance and Bill of Rights Act of 2000 (P.L. 106-402) ("the Act") and 42 U.S.C. §15025.
3. The Council shall consist of a minimum of twenty-one members, with additional members as needed, and membership shall be consistent with the Act as follows:
   a. At least 60 percent of the Council shall:
      i. Be either:
         1. Individuals with developmental disabilities;
         2. Parent or guardians of children with developmental disabilities; or
         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 individuals with developmental disabilities;
2. Managing employees, as defined in section 1126(b) of the Social Security Act (42 U.S.C. §1320a-5b), of any other entity that receives monies or provides services for individuals with developmental disabilities; or
3. Individuals 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 members 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 Rehabilitation Act of 1973 (29 U.S.C. 701 et seq.);
2. The Older Americans Act of 1965 (42 U.S.C 3001 et seq.);
3. The Individuals with Disabilities Education Act (20 U.S.C 1400 et seq.);
4. Title XIX of the Social Security Act (42 U.S.C.1396 et seq.); and
5. Title V of the Social Security Act (42 U.S.C. 701 et seq.).

ii. Each of the university centers of excellence in developmental disabilities in Arizona;

iii. The protection and advocacy systems for individuals with developmental disabilities;

iv. Representatives, at all times, of local and non-governmental agencies, or private nonprofit groups concerned with services for individuals with developmental disabilities in the State in which such agencies and groups are located.

4. Of the Council members referenced in section 3(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 of 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 3(a) above; and

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; and

c. Be geographically representative of the State.

6. The Governor shall designate the Chairperson and Vice-Chairperson of the Council from among the Council 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.

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 individuals 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 individuals with developmental disabilities and their families;

c. Develop, submit and implement the State Plan ("the Plan") for individuals with developmental disabilities and their families, 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 individuals with developmental disabilities to the Governor, 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 individuals with developmental disabilities, and make those recommendations available to the Governor, Legislature and government agencies as requested; and

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 individuals with developmental disabilities, including demographic information and the costs, availability, capacity, effectiveness and efficiency of programs and services for such individuals.
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, 2029 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.

GOVERNOR

DONE at the Capitol in Phoenix on this fifteenth day of January in the Year Two Thousand and Twenty and of the Independence of the United States of America the Two Hundred and Forty-Fourth.

ATTEST:

Secretary of State