

STATE PLANNING AND ADVISORY COUNCIL

WHEREAS, The Federal Developmental Disabilities Services and Facilities Construction Act, as amended by the Developmental Disabilities Services and Facilities Construction Amendments of 1970, (Title 42 U.S.C., Section 2661a et seq.) provides for certain federal grants to finance services and facilities for the mentally retarded and persons with other developmental disabilities, and for mental health centers; and

WHEREAS, In order to qualify for such grants, a State must have a State plan in accordance with said Act, as amended, and the regulations issued thereunder; and

WHEREAS, The State plan must provide for a State planning and advisory council, to perform such functions as are set forth in the Act, as amended, and the Regulations issued pursuant thereto; and

WHEREAS, The Regulations issued pursuant to said Act (Title 45, Section 416.50) require that at least one-third of the membership on the Council must be consumers; and

WHEREAS, On or about November 12, 1971, I appointed 27 persons to the State Planning and Advisory Council pursuant to said Act and Regulations; and

WHEREAS, I have been advised that on or about March 9, 1973, the Department of Health, Education and Welfare has issued a construction of the work "consumer" for purposes of said Act and Regulations which would disqualify certain persons appointed as consumers; and

WHEREAS, As a result of such determination, I have been advised that the State Planning and Advisory Council may not be in compliance with said Act and Regulations,

NOW, THEREFORE, I, MARVIN MANDEL, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY ARTICLE II, SECTION 24 OF THE CONSTITUTION OF MARYLAND AND ARTICLE 41, SECTION 15C OF THE ANNOTATED CODE OF MARYLAND, AND THE PROVISIONS OF THE AFOREMENTIONED FEDERAL ACT, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO, HEREBY PROMULGATE THE FOLLOWING ORDER EFFECTIVE IMMEDIATELY:

1. The appointments previously made by me