

**STATE OF MONTANA
OFFICE OF THE GOVERNOR**

Executive Order No. 12-2011

**EXECUTIVE ORDER CONTINUING THE MONTANA FAMILY SUPPORT
SERVICES ADVISORY COUNCIL AS MONTANA'S INTERAGENCY
COORDINATING COUNCIL**

WHEREAS, the Individuals with Disabilities Education Improvement Act, PL 108-446 (amending the Individuals with Disabilities Education Act, or IDEA), is the main federal program authorizing state and local aid for special education and related services for children with disabilities; and

WHEREAS, Part C of IDEA authorizes grants to states to develop and maintain early intervention programs for infants and toddlers with disabilities; and

WHEREAS, to be eligible for participation in the state grant program for infants and toddlers the Governor must appoint an interagency coordinating council, consistent with the requirements of the federal law, to advise and assist the state's "lead agency" and the State educational agency regarding issues of early intervention and family support in Montana; and

WHEREAS, the Disabilities Services Division of the Department of Public Health and Human Services has been designated the "lead agency" for early intervention and family support services provided for under Part C of IDEA; and

WHEREAS, since at least 1992, the Montana Family Support Services Advisory Council, established through Executive Orders 12-87, 18-88 (renaming the Council), 19-89, 25-89, 21-91, 17-92, 21-94, 24-96, 16-98, 26-00, 17-02, 15-04, and 30-08 has served as Montana's interagency coordinating council to advise the Disabilities Services Division regarding the State of Montana's intent to continue to implement a statewide, comprehensive, multi-disciplinary, coordinated program of early intervention and family support services for children, aged birth to five, with disabilities and their families.

NOW, THEREFORE, I, Brian Schweitzer, Governor of the State of Montana, by virtue of the authority vested in me pursuant to the Constitution and laws of the State of Montana, do hereby continue the Montana Family Support Services Advisory Council.

I. PURPOSE

The Council shall carry out all duties assigned pursuant to PL 108-446, section 641, and amendments thereto.

II. COMPOSITION

The Council shall consist of at least 26 members, appointed by and serving at the pleasure of the Governor. The Governor shall appoint the chair from among the members. The names and addresses of members shall be submitted by separate letter to the Department of Public Health and Human Services and the Secretary of State. The Council is attached to the Department of Public Health and Human Services for administrative purposes.

III. COMPENSATION

Council members eligible for compensation under Mont. Code Ann. § 2-15-122(5) shall be compensated in an amount to be determined by the Department head, not to exceed \$50 for each day in which the member is actually and necessarily engaged in performance of Council duties. All members shall be reimbursed for travel expenses pursuant to Mont. Code Ann. § 2-15-122(5).

IV. DURATION

This Council shall exist for a period of two years from the effective date of this Order unless otherwise rescinded or extended by subsequent executive order. This Order is effective immediately.

This Order is effective retroactively to April 9, 2010.

3rd GIVEN under my hand and the GREAT SEAL of the State of Montana this day of August, 2011.


BRIAN SCHWEITZER, Governor

ATTEST:


LINDA McCULLOCH, Secretary of State