

EXECUTIVE ORDER NO. 86-6

**PROVIDING FOR PROTECTION AND ADVOCACY FOR
PEOPLE WITH DEVELOPMENTAL DISABILITIES AND
ASSIGNING RESPONSIBILITIES TO THE
LEGAL AID SOCIETY OF MINNEAPOLIS, INC.**

I, RUDY PERPICH, GOVERNOR OF THE STATE OF MINNESOTA, by virtue of the authority vested in me by the Constitution and the applicable statutes, do hereby issue this Executive Order:

WHEREAS, provision of protection and advocacy to people with developmental disabilities is of concern and importance to the state; and

WHEREAS, Public Law 98-527 provides for allotments to states for the purposes of protecting the legal and human rights of persons with developmental disabilities. The protection and advocacy system has the authority to pursue legal, administrative, and other appropriate remedies to ensure the protection of the rights of such persons who are receiving treatment, services, or habilitation within the state and to provide information on and referral to programs and services addressing the needs of persons with developmental disabilities.;

NOW, THEREFORE, I hereby order that:

1. The Legal Aid Society of Minneapolis, Inc. be designated the protection and advocacy system for people with developmental disabilities.
2. The Legal Aid Society of Minneapolis, Inc. shall appoint and advisory committee for the developmental disabilities protection and advocacy system. The committee shall meet at least quarterly and shall have at least nine members, at least one-half of whom will be consumers.
3. The Legal Aid Society of Minneapolis, Inc. shall submit to the Governor's Office and the State Planning Agency an annual plan and an annual report that contains information about the number of people to be served, a description of the type of activities to be undertaken and a description of the accomplishments. The plan shall be submitted 30 days prior to the beginning of the federal fiscal year and the annual report shall be submitted 30 days after the close of the federal fiscal year.
4. The Legal Aid Society of Minneapolis, Inc. shall pursue all types of administrative, legal, and other appropriate remedies in order to carry out the requirements of Public Law 98-527.

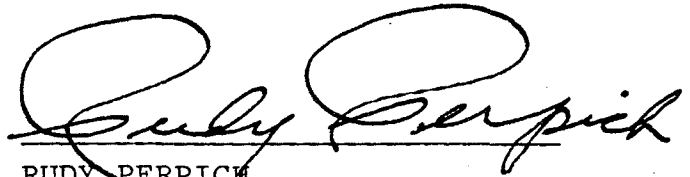
FURTHER, the State of Minnesota assures that:

1. The protection and advocacy system has access to the records of people with developmental disabilities who reside in a facility for people with developmental disabilities if a complaint has been received by the system from or on behalf of such person and such person does not have a legal guardian or the State or the designee of the State is the legal guardian of such person.

2. Amounts paid to the Legal Aid Society of Minneapolis, Inc., from an allotment under Public Law 98-527 to carry out the purpose of that Act, will be used to supplement and not supplant the level of non-federal funds available in the State of Minnesota to protect and advocate the rights of individuals with developmental disabilities.
3. The Legal Aid Society of Minneapolis, Inc. will be provided with a copy of each annual survey report and plan of corrections for cited deficiencies made pursuant to Section 1902(a)(31)(B) of the Social Security Act with respect to any intermediate care facility for people with mental retardation or related conditions in the State within 30 days after the completion of each such report or plan.

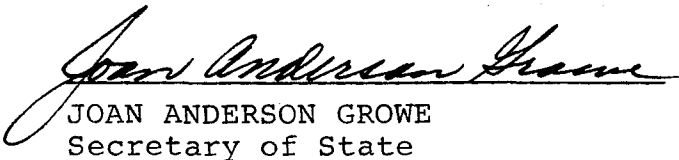
Pursuant to Minnesota Statutes, Section 4.035, this Order shall be effective fifteen (15) days after publication in the State Register and filing with the Secretary of State and shall remain in effect until rescinded by proper authority or it expires in accordance with Minnesota Statutes, Section 4.035, Subdivision 3.

IN TESTIMONY WHEREOF I have set my hand this fourth day of August, 1986.



RUDY PERPICH
Governor

Filed According to Law:



JOAN ANDERSON GROWE
Secretary of State