

State of South Dakota
Office of the Governor
Executive Order 2005-07

WHEREAS, Public Law 105-17 provides funding to the states for administering early intervention programs for infants and toddlers with disabilities; and,

WHEREAS, Public Law 105-17 requires the states that desire to receive this financial assistance to establish a State Interagency Coordinating Council:

It Is, Therefore, By Executive Order, directed that the South Dakota Interagency Coordinating Council be established and appointed under the provisions of Public Law 105-17 and this Executive Order.

Section 1. The governor shall appoint members as follows:

1. At least 20 percent of the members must be parents, including minority parents, of infants or toddlers with disabilities or children with disabilities aged 12 or younger, with knowledge of or experience with programs for infants and toddlers with disabilities. One must be a parent of an infant or toddler aged 6 or younger with a disability;
2. At least 20 percent of the members must be public or private providers of early intervention services;
3. At least one member must be from the South Dakota State Legislature;
4. At least one member must be involved in personnel preparation;
5. One representative from each of the following departments: Department of Education; Department of Human Services; Department of Social Services, and the Department of Health. The department representatives shall have sufficient authority to engage in policy planning and implementation on behalf of that agency.
6. At least one member must be from the state educational agency responsible for preschool services to children with disabilities and have sufficient authority to engage in policy planning and implementation on behalf of that agency;
7. One member from the agency responsible for the state governance of health insurance;
8. One member from a Head Start agency or program in the state;
9. One member from a state agency responsible for child care;
10. One member from the Department of Education responsible for homeless children and families;
11. One member from the Department of Social Services responsible for state foster care;
12. One member from the Department of Human Services responsible for children's mental health; and
13. Other members selected by the governor may include a representative from the Bureau of Indian Affairs, Indian Health Service, or tribe or tribal government.

Section 2. Members shall be appointed for staggered 3-year terms, beginning on January 1 and expiring on December 31.

Section 3. The Council shall elect a chairperson.

Section 4. The Council shall meet at least quarterly and in compliance with the federal regulations.

Section 5. The duties of the Council shall include but not be limited to:

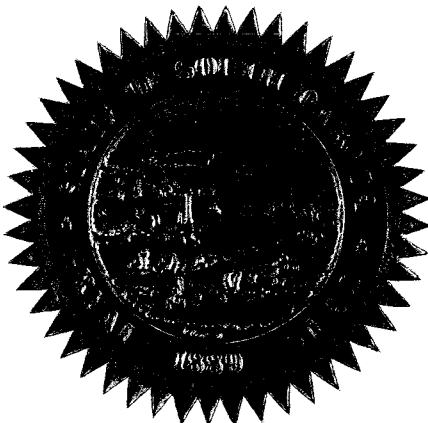
1. Advise and assist the Department of Education in:
 - a) The development and implementation of the policies that constitute the statewide system;
 - b) Achieving the full participation, coordination, and cooperation of all appropriate public agencies in the state;
 - c) The effective implementation of the statewide system;
 - d) Identification of sources of fiscal and other support for services for early intervention programs;
 - e) Assignment of financial responsibility to the appropriate agency;
 - f) Promotion of the interagency agreements;
 - g) Assisting in the resolution of disputes;
 - h) Providing advice and assistance regarding the provision of appropriate services for children aged birth to five;
 - i) Other duties as provided in Public Law 105-17.

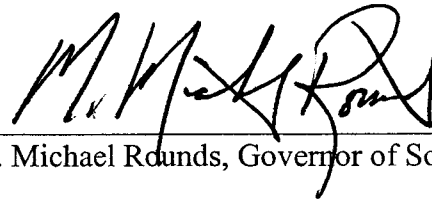
The Council shall prepare an annual report to the governor and the secretary of the Department of Education.

Section 6. All expenses and costs of administration for the council shall be paid from funds received in accordance with Public Law 105-17.

Section 7. Executive Order 98-01 is hereby rescinded.

Dated in Pierre, South Dakota, this 6th day of June, 2005.




M. Michael Rounds, Governor of South Dakota

ATTEST

Chris Nelson, Secretary of State