



— State of —
North Dakota
Office of the Governor

Doug Burgum
Governor

EXECUTIVE ORDER 2018-05.1

WHEREAS, the State of North Dakota is committed to providing opportunities for community integration and inclusion for people with disabilities; North Dakota strives to be a place where people with disabilities are living, learning, working and enjoying life in a least restrictive setting possible, considering the resources available and the needs of others with disabilities; and,

WHEREAS, on June 19, 2001, President George W. Bush issued an Executive Order directing the United States Attorney General, the Secretaries of Health and Human Services, Education, Labor and Housing and Urban Development to work closely with individual States to implement the decision *in Olmstead v. LC*, 527 U.S. 581 (1999), particularly with those States that choose to develop comprehensive, effective plans to provide services to qualified individuals under the criteria set forth in *Olmstead*; and

WHEREAS, Executive Order 2010-15 requires revision to expand the Olmstead Commission's advisory and oversight role, focused on moving the State forward toward greater integration and inclusion for people with disabilities with respect to community services and supports, health care, housing, employment, education and transportation. North Dakota must be a place where people with disabilities can live, learn, work, travel and enjoy life in the most integrated setting possible.

NOW, THEREFORE, pursuant to the authority vested in the Governor of the State of North Dakota, it is hereby ordered:

1. The North Dakota Olmstead Commission shall consist of ten voting members representing the State, community services and supports and citizens. A representative of the Governor's office and a public member, chosen by the Governor, shall serve as the Commission Co-Chairs. Voting members shall include:
 - A representative of the Office of the Governor;
 - A member of the North Dakota Senate;
 - A member of the North Dakota House of Representatives;
 - A representative of the Judicial Branch;
 - A representative of Protection & Advocacy Project;
 - A representative of the Mental Health America North Dakota;
 - A representative of the North Dakota Statewide Council for Independent Living;
 - A representative of the North Dakota State Council on Developmental Disabilities;
 - Two representatives of the public at large.

2. Voting commission members representing the Legislative Assembly and the Judicial Branch shall be appointed by Legislative Management and the Chief Justice, respectively. All other voting members shall be appointed by the Governor, with consideration given to recommendations provided by those entities represented on the commission.
3. The term of appointment is three years; each voting member may serve no more than two consecutive terms.
4. Non-voting members shall include the Executive Directors or Officers of the following state agencies, or a designee:
 - Department of Human Services;
 - Department of Health;
 - Department of of Public Instruction;
 - Department of Commerce;
 - Job Service North Dakota;
 - Department of Transportation;
 - North Dakota Indian Affairs Commission;
 - North Dakota Industrial Commission, Housing Finance Agency.
5. The Olmstead Commission shall meet at the call of the Co-Chairs.
6. All Executive Branch agencies shall provide assistance and support to the Commission as appropriate and as requested.
7. The Commission may create subgroups for purposes of seeking expertise and input on community services and supports, health care, housing, employment, education and transportation.

The Governor is vested with the executive authority to issue this Order pursuant to Article V, Sections 1 and 7 of the North Dakota Constitution. This Order supersedes and replaces Executive Order 2018-05.1. It is effective immediately and will continue until further order of the Governor.

Executed in Bismarck, North Dakota this 21ST day of December 2018.


Doug Burgum
Governor

ATTEST:



Al Jaeger
Secretary of State

Deputy