

Chapter 5a

Coordinating Council for Persons with Disabilities

62A-5a-101 Policy statement.

It is the policy of this state that all agencies that provide services to persons with disabilities:

- (1) coordinate and ensure that services and supports are provided in a cost-effective manner.
It is the intent of the Legislature that services and supports provided under this chapter be coordinated to meet the individual needs of persons with disabilities; and
- (2) whenever possible, regard an individual's personal choices concerning services and supports that are best suited to his individual needs and that promote his independence, productivity, and integration in community life.

Enacted by Chapter 207, 1991 General Session

62A-5a-102 Definitions.

As used in this chapter:

- (1) "Council" means the Coordinating Council for Persons with Disabilities.
- (2) "State agencies" means:
 - (a) the Division of Services for People with Disabilities and the Division of Substance Abuse and Mental Health, within the Department of Human Services;
 - (b) the Division of Health Care Financing within the Department of Health;
 - (c) family health services programs established under Title 26, Chapter 10, Family Health Services, operated by the Department of Health;
 - (d) the Utah State Office of Rehabilitation created in Section 35A-1-202; and
 - (e) special education programs operated by the State Board of Education and local school districts under Title 53A, Chapter 15, Part 3, Education of Children with Disabilities.

Amended by Chapter 144, 2016 General Session

Amended by Chapter 271, 2016 General Session

62A-5a-103 Coordinating Council for Persons with Disabilities -- Creation -- Membership -- Expenses.

- (1) There is created the Coordinating Council for Persons with Disabilities.
- (2) The council shall consist of:
 - (a) the director of the Division of Services for People with Disabilities within the Department of Human Services, or the director's designee;
 - (b) the director of family health services programs, appointed under Section 26-10-3, or the director's designee;
 - (c) the director of the Utah State Office of Rehabilitation created in Section 35A-1-202, or the director's designee;
 - (d) the state director of special education, or the director's designee;
 - (e) the director of the Division of Health Care Financing within the Department of Health, or the director's designee;
 - (f) the director of the Division of Substance Abuse and Mental Health within the Department of Human Services, or the director's designee;
 - (g) the superintendent of Schools for the Deaf and the Blind, or the superintendent's designee;and

- (h) a person with a disability, a family member of a person with a disability, or an advocate for persons with disabilities, appointed by the members listed in Subsections (2)(a) through (g).
- (3)
- (a) The council shall annually elect a chair from its membership.
 - (b) Five members of the council are a quorum.
- (4) A member may not receive compensation or benefits for the member's service, but may receive per diem and travel expenses in accordance with:
- (a) Section 63A-3-106;
 - (b) Section 63A-3-107; and
 - (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and 63A-3-107.

Amended by Chapter 271, 2016 General Session

62A-5a-104 Powers of council.

- (1) The council has authority, after local or individual efforts have failed, to:
- (a) coordinate the appropriate transition of persons with disabilities who receive services and support from one state agency to receive services and support from another state agency;
 - (b) coordinate policies governing the provision of services and support for persons with disabilities by state agencies; and
 - (c) consider issues regarding eligibility for services and support and, where possible, develop uniform eligibility standards for state agencies.
- (2) The council may receive appropriations from the Legislature to purchase services and supports for persons with disabilities as the council deems appropriate.

Amended by Chapter 167, 2013 General Session

Amended by Chapter 413, 2013 General Session

62A-5a-105 Coordination of services for school-age children.

- (1) Within appropriations authorized by the Legislature, the state director of special education, the director of the Utah State Office of Rehabilitation created in Section 35A-1-202, the executive director of the Department of Human Services, and the family health services director within the Department of Health, or their designees, and the affected local school district shall cooperatively develop a single coordinated education program, treatment services, and individual and family supports for students entitled to a free appropriate education under Title 53A, Chapter 15, Part 3, Education of Children with Disabilities, who also require services from the Department of Human Services, the Department of Health, or the Utah State Office of Rehabilitation.
- (2) Distribution of costs for services and supports described in Subsection (1) shall be determined through a process established by the State Board of Education, the Department of Human Services, and the Department of Health.

Amended by Chapter 271, 2016 General Session