Brad Henry
Governor

FILED
JUL 10 2007
OKLAHOMA SECRETARY
OF STATE

EXECUTIVE DEPARTMENT

AMENDED EXECUTIVE ORDER 2006-04

I, Brad Henry, Governor of the State of Oklahoma, by the authority vested in the Office of the Governor by the Constitution and Statutes of the State of Oklahoma, in order to take advantage of the federal government providing the State with the opportunity to receive funds for programs which provide early intervention services to infants and toddlers with disabilities and their families through the Individuals With Disabilities Education Act do hereby order:

The Oklahoma State Department of Education shall be the lead agency for the State of Oklahoma for administration of Part C of the federal Individuals With Disabilities Education Act.

There is hereby created within the Oklahoma Commission on Children and Youth the Interagency Coordinating Council for Early Childhood Intervention (Council) composed of at least fifteen members, but not more than twenty-five members appointed by the Governor.

The Council shall be composed of:

A. State officials that shall include incumbents or designees of the following named offices, or their successors in office or function:

1. State Superintendent of Public Instruction
2. Commissioner of the State Department of Health
3. Director of the Department of Human Services
4. Commissioner of the Department of Mental Health and Substance Abuse Services
5. Chief Executive Officer of the Oklahoma Health Care Authority
6. Insurance Commissioner

B. The following members shall be appointed at the discretion and pleasure of the Governor:

1. at least one (1) parent of infants or toddlers with disabilities or children with disabilities aged three (3) through six (6), inclusive;

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2. at least three (3) public or private providers of early intervention services;
3. at least one representative from the State legislature; and
4. at least one person involved in personnel preparation.
5. at least one representative from a Head Start agency or program in the State.

C. Other members may be appointed, at the discretion and pleasure of the Governor, representing each of the appropriate agencies involved in the provision of or payment for early intervention services to infants and toddlers with disabilities and their families.

Members listed in Sections B and C above shall be appointed by and serve at the pleasure of the Governor for a three-year term beginning January 1, 2006. Of the initial members appointed, one-third shall be appointed for an initial term of one (1) year, one-third shall be appointed for an initial term of two (2) years, and one-third shall be appointed for an initial term of three (3) years. Members may be reappointed and shall continue to serve until a new appointment is made.

The Interagency Coordinating Council for Early Childhood Intervention shall be administered by the Oklahoma Commission on Children and Youth and shall advise and assist the State Department of Education in planning, coordinating and overseeing services pursuant to this Executive Order and shall perform such other functions as required of it pursuant to Public Law 99-457, as amended by Individuals with Disabilities Education Improvement Act of 2004- Public Law 108-446.

The Department of Education, Department of Heath, Department of Human Services, Department of Mental Health, and the Commission on Children and Youth shall continue to provide all services within their respective constitutional and statutory responsibilities to children eligible for services pursuant to Part C of the federal Individuals With Disabilities Education Act.

A. These departments and agencies shall keep the Department of Education and the Interagency Coordinating Council for Early Childhood Intervention timely and fully informed on programs serving eligible children and their families.
B. State and local interagency agreements shall delineate responsibility for local and regional procedural safeguards, provision of service, and related issues.

The Council shall meet at such times and places as it deems appropriate. Members shall serve without compensation. Council members employed by a state agency shall be reimbursed travel expenses related to their service on the Council as authorized by state law by their respective state agency. Legislative members of the Council shall be reimbursed by their respective houses for necessary travel expenses incurred in the performance of their duties as authorized by state law. Remaining

Council members shall also be reimbursed travel expenses related to their service on the Council by the Oklahoma Commission on Children and Youth as authorized by state law. No member of the Council shall profit, directly or indirectly, from any transaction with the Council. The Council may reimburse members for reasonable and necessary expenses for attending counsel meetings and performing council duties pursuant to 20 U.S.C. § 1441.

This executive order shall be forwarded to the Oklahoma Commission on Children and Youth who shall cause the provisions of this order to be implemented by all appropriate agencies of state government. This Executive Order shall immediately supersede Executive Order 1996-03.

In Witness Whereof, I have hereunto set my hand and cause the Great Seal of the State of Oklahoma to be affixed at Oklahoma City, Oklahoma, this 7th day of July, 2007.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA

BRAD HENRY

ATTEST:

SECRETARY OF STATE