



U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Administration on Developmental Disabilities

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6.

7.

PROGRAM INSTRUCTION

TO : Directors, State Administering Agencies  
Directors, State Planning Councils

SUBJECT : New Requirements for State Participation in the  
Basic State Grant Program for Planning and  
Services for Persons with Developmental  
Disabilities - FY 1985 Instructions and Allotments  
to States.

LEGAL AND  
RELATED

REFERENCES : Public Law 98-527, Developmental Disabilities Act  
of 1984

45 CFR Part 1386, dated March 27, 1984.

CONTENT : Public Law 98-527 was signed October 19, 1984 and  
went into effect on the date of enactment. Among  
the new requirements were five provisions that  
require immediate State attention.

This instruction provides guidance to States  
relative to compliance with the additional  
requirements imposed on States by Sections 122 and  
124 of the Act. This interim guidance is being  
provided in order to minimize any disruption in  
the Basic State Grant Program due to the  
implementation of these changes in the Act.

INSTRUCTION : States are advised that all requirements referred  
to in this guidance are in effect as of October  
19, 1984 (enactment date of Public Law 98-527).  
No later than March 15, 1985, each State must  
submit to the appropriate Regional Office  
documentation that it will implement the  
requirements listed below in this Fiscal Year.  
Third and fourth quarter formula grant awards will  
not be issued to any State which has not submitted  
the documentation and approvable State Plan  
amendments, as appropriate, by March 15, 1985.

These new requirements are:

- 1) Requirement that the State Plan identify the non-Federal share of funds required to carry out each objective and program specified in the State Plan. (Section 122(b)(2)(B))
- 2) Requirement that not more than 25% of funds allocated to the State will be allotted to the State agency or agencies designated under Section 122(b)(1)(B) for the provision of services by such agency or agencies. (Section 122 (b)(3)(C))
- 3) Requirement that the State Plan will provide that the remainder of the amount available to the State from allotments under Section 125 (after making the expenditures required in Section 122(b)(4)(E)(i) which requires that not less than 65 percent of the amount available to the State under Section 125 will be expended for service activities in the priority services) shall be used for service activities for persons with developmental disabilities and the planning, coordination and administration of and advocacy for, provision of such services. (Section 122(b)(4)(E)(ii))
- 4) Requirement that the State will provide the State Planning Council with a copy of each annual survey report and plan of corrections for cited deficiencies prepared pursuant to Section 1902(a)(31)(B) of the Social Security Act with respect to any intermediate care facility for the mentally retarded in such State within thirty days after completion of each such report or plan. (Section 122)(b)(5)(E))

- 5) Requirement that the State Plan provides that the Developmental Disabilities Planning Council, which will serve as an advocate for persons with developmental disabilities, includes in its membership representatives of the principal State agencies (including the State agency that administers funds provided under the Rehabilitation Act of 1973, the State agency that administers funds under the Education of the Handicapped Act, and the State agency that administers funds provided under Title XIX of the Social Security Act for persons with developmental disabilities), higher education training facilities, each University Affiliated Facility or Satellite Center in the State, the State Protection and Advocacy System established under Section 142 of the Act, local agencies, and non-governmental agencies, and private non-profit groups concerned with services to persons with developmental disabilities. (Section 124(a)(1))

If the required documentation is not received by March 15, 1985, the State will be subject to disallowance of expenditures of Fiscal Year 1985 funds. Furthermore, if the State fails to implement the actions required by the Act and described in the assurances, the State will also be subject to disallowances of Fiscal Year 1985 expenditures.

The assurances described in this Program Instruction are in addition to all the other assurances and requirements of Public Law 98-527.

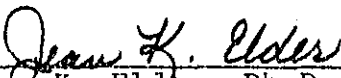
A Regional Office listing is attached for your information.

ATTACHMENTS : List of HDS Regional Offices for the  
Developmental Disabilities Program.

Federal Allotments to States for Developmental  
Disabilities, Fiscal Year 1985

EFFECT  
DATE : Date of Issuance

INQUIRIES TO : Regional Administrators, HDS, Regions III, VI,  
VII, IX.

  
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Jean K. Elder, Ph.D.  
Commissioner  
Administration on Developmental  
Disabilities

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES  
OFFICE OF HUMAN DEVELOPMENT SERVICES  
ADMINISTRATION ON DEVELOPMENTAL DISABILITIES  
REGIONAL OFFICES

EASTERN REGION

States : Connecticut, Delaware, District of Columbia, Maine,  
Massachusetts, New Hampshire, New Jersey, New York,  
Pennsylvania, Puerto Rico, Rhode Island, Vermont,  
Virgin Islands, Virginia, West Virginia

Contact: Eileen Bradley  
Regional Administrator, OHDS, Region III  
Post Office Box 13716  
3535 Market Street  
Philadelphia, Pennsylvania 19101  
Commercial (215) 596-6818  
FTS (8) 596-0351

SOUTHERN REGION

States : Alabama, Arkansas, Florida, Georgia, Kentucky,  
Louisiana, Mississippi, New Mexico, North Carolina,  
Oklahoma, South Carolina, Tennessee, Texas

Contact: William Acosta  
Regional Administrator, OHDS, Region VI  
1200 Main Tower Building  
Dallas, Texas 75202  
Commercial (214) 767-4540  
FTS (8) 729-4540

MIDWESTERN REGION

States : Colorado, Illinois, Indiana, Iowa, Kansas,  
Michigan, Missouri, Montana, Nebraska, North  
Dakota, Ohio, South Dakota, Utah, Wisconsin,  
Wyoming

Contact: Linda Carson  
Regional Administrator, OHDS, Region VII  
601 East 12th Street  
Room 384  
Kansas City, Missouri 64106  
Commercial (816) 374-3981  
FTS (8) 758-3981

WESTERN REGION

States : Alaska, Arizona, California, Guam, Hawaii, Idaho,  
Nevada, Northern Mariana Islands, Oregon, American  
Samoa, Trust Territory of the Pacific Islands,  
Washington

Contact: Lucy Ellison  
Regional Administrator, OHDS, Region IX  
50 United Nations Plaza  
San Francisco, California 94102  
Commercial (415) 556-4027  
FTS (8) 556-4027

FEDERAL ALLOTMENTS TO STATES FOR DEVELOPMENTAL DISABILITIES  
FISCAL YEAR 1985

	<u>BASIC SERVICES</u>	<u>PROTECTION &amp; ADVOCACY</u>
Alabama	\$ 999,916	\$ 242,792
Alaska	300,000	150,000
Arizona	531,844	150,000
Arkansas	578,476	150,000
California	3,871,668	941,197
Colorado	462,019	150,000
Connecticut	515,503	150,000
Delaware	300,000	150,000
District of Columbia	300,000	150,000
Florida	1,891,613	459,867
Georgia	1,231,809	299,267
Hawaii	300,000	150,000
Idaho	300,000	150,000
Illinois	2,016,946	489,938
Indiana	1,136,264	276,028
Iowa	608,467	154,167
Kansas	430,839	150,000
Kentucky	938,525	227,811
Louisiana	965,717	234,521
Maine	300,000	150,000
Maryland	716,950	174,207
Massachusetts	1,041,738	252,931
Michigan	1,822,265	442,494
Minnesota	786,451	191,060
Mississippi	717,453	174,257
Missouri	1,028,637	249,819
Montana	300,000	150,000
Nebraska	312,267	150,000
Nevada	300,000	150,000
New Hampshire	300,000	150,000
New Jersey	1,235,058	299,920
New Mexico	312,344	150,000
New York	3,302,552	801,661
North Carolina	1,406,276	341,572
North Dakota	300,000	150,000



	<u>BASIC SERVICES</u>	<u>PROTECTION &amp; ADVOCACY</u>
Ohio	\$ 2,191,509	\$ 532,171
Oklahoma	626,617	154,581
Oregon	499,984	150,000
Pennsylvania	2,462,084	597,695
Rhode Island	300,000	150,000
South Carolina	785,496	190,828
South Dakota	300,000	150,000
Tennessee	1,109,760	269,532
Texas	2,713,177	659,578
Utah	361,647	150,000
Vermont	300,000	150,000
Virginia	1,039,469	252,481
Washington	712,773	175,632
West Virginia	559,380	159,650
Wisconsin	965,005	234,324
Wyoming	300,000	150,000
Puerto Rico	1,728,780	420,019
American Samoa	160,000	80,000.
Guam	716,425	80,000
No. Mariana Islands	160,000	80,000
Trust Terr. Pacif. Is.	236,297	80,000
Virgin Islands	160,000	80,000
TOTAL	\$50,250,000	\$13,750,000