

NORTH CAROLINA GENERAL ASSEMBLY
1977 SESSION

CHAPTER 881
SENATE BILL 811

AN ACT TO CHANGE THE MEMBERSHIP OF THE COUNCIL ON DEVELOPMENTAL DISABILITIES SO AS TO CONFORM TO FEDERAL LAW.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143B-178 is amended by repealing and rewriting subsection (1) to read as follows:

"(1) The term 'developmental disability' means a disability of a person which

- (A)
 - (i) is attributable to mental retardation, cerebral palsy, epilepsy, or autism;
 - (ii) is attributable to any other condition of a person found to be closely related to mental retardation because such condition results in similar impairment of general intellectual functioning or adaptive behavior to that of mentally retarded persons or requires treatment and services similar to those required for such persons; or
 - (iii) is attributable to dyslexia resulting from a disability described in clause (i) or (ii) of this subparagraph;
- (B) originates before such person attains age 18;
- (C) has continued or can be expected to continue indefinitely;
- (D) constitutes a substantial handicap to such person's ability to function normally in society."

Sec. 2. G.S. 143B-178(2) is amended by inserting the words "habilitation or" after the word "economic" and in front of the word "rehabilitation" in line 5.

Sec. 3. G.S. 143B-179 is amended by amending the number "30" to read "36" on line 2, and by repealing and rewriting subsections (1) through (3) to read as follows:

- "(1) Fifteen members from the General Assembly and State government agencies as follows: two persons who are members of the Senate, two persons who are members of the House of Representatives, one representative of the Department of Human Resources, one representative of the Department of Public Instruction, one representative of the Department of Correction, and eight representatives of the Department of Human Resources to include representatives from the State health planning and development agency, health services, mental health services, vocational rehabilitation services, division of aging, services for the blind, social services, and youth services.
- (2) Twelve members designated as consumers of services for the developmentally disabled. As used in this section, the term 'consumer' means persons with developmental disabilities, or their parents or guardians, who are not officers of any entity, or employees of any State agency or of any other entity, which receives federal funds under Part A Title I, P.L. 90-170 as amended by P.L. 91-517 and P.L. 94-103, entitled 'Mental Retardation Facilities and Community Health Centers Construction Act of 1963'.

(3) Nine members at large, who by their interests and efforts have helped provide or may help provide improved services for those who are developmentally disabled. Of the nine at-large members, at least one shall represent each of the following organizations: North Carolina Association of Retarded Citizens, North Carolina United Cerebral Palsy, Epilepsy Association of North Carolina, and North Carolina Society for Autistic Children."

Sec. 4. Nothing herein contained shall be construed to obligate the General Assembly to make additional appropriations to implement the provisions of this act.

Sec. 5. This act shall become effective upon ratification.

In the General Assembly read three times and ratified, this the 1st day of July, 1977.