



EXECUTIVE ORDER NO. 2005- 41

**RELATIVE TO ESTABLISHING A WAITLIST REPORT BY THE
OFFICE OF COMMUNITY INTEGRATION**

WHEREAS, *I Maga'Lahen Guåhan*, Governor of Guam, pursuant to the Organic Act of Guam, is charged with insuring adequate public health services are provided to the people of Guam; and

WHEREAS, since the enactment of public laws establishing the Department of Mental Health and Substance Abuse (DMHSA) and the Department of Integrated Services for Individuals with Disabilities (DISID), Guam has put forward a paradigm shift in the way services should be provided to persons with mental illness and developmental disabilities. Through this Executive Order, and those soon to follow, Guam is now acting on implementation rather than "planning to plan."

WHEREAS, Guam is committed to providing individuals seeking short-term acute psychiatric care; individuals with chronic mental illness who may require long-term care; individuals with developmental disabilities; individuals with mental illness and individuals committed to the Department of Mental Health and Substance Abuse ("DMHSA") through adjudication as individuals not guilty by reason of mental illness, with a safe environment that meets the needs of the individual and ensures the greatest amount of freedom and opportunity with the least amount of risk; and

WHEREAS, the Administration is committed to provide whatever resources available and necessary to ensure that the Department of Mental Health and Substance Abuse ("DMHSA") and Department of Integrated Services for Individuals with Disabilities ("DISID") facilities, community-based facilities and services will be made safe, hazard free, clean, adequate and compliant with all the mandates imposed by the Permanent Injunction in *J.C. et al. v. Camacho et al.*, CV01-00041; and

NOW, THEREFORE, I, FELIX P. CAMACHO, *I Maga'Lahen Guahan*, Governor of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, do order:

1. Waiting List Requirements. When Government of Guam funding is not adequate to meet service needs, the Office of Community Integration shall maintain a Waiting List for persons with disabilities who would be eligible to receive Government of Guam funded services if adequate funding were available. The Office of Community Integration shall, on an annual basis, review the Waiting List and submit a report to *I Maga'Lahen Guahan*, Governor of Guam containing the information required under this Executive Order. The Office of Community Integration shall send a copy of the report to the Speaker of the Guam Legislature, the senator chairing the Ways and Means committee and the senator chairing the health committee and shall notify the full legislature that the report is available to all legislators. This report shall be submitted on or before June 1 annually. The report must:

a. Describe the purpose for the Waiting List and the strategies used to notify persons about the Wait List.

b. Explain how an individual is placed on the Wait List, what criteria determines rank on the list, and how the Waiting List is used to select individuals equitably and fairly.



c. Give the basic demographic information about age, sex, and racial and ethnic background of the individuals on the Wait List;

d. Identify the level of need and preferences of the individuals and families on the Waiting List for the services and the supports that may be necessary to meet their needs and project an annual cost to meet this need;

e. Identify how many individuals were removed from the Waiting List during the 12 months covered by the report, why they were removed from the list, and how long the individuals had been on the Waiting List for services or supports before they were removed from the list;

f. List the number of individuals who have been on the Waiting List for 90 days or more;

g. List of the services currently provided to individuals, the number of individuals receiving each type of service, the amount of time each individual has been receiving services and the likelihood of success of the individual receiving services; and

g. Report annual data from the Guam Public School System about the number of students in Special Education with developmental disabilities and/or severe emotional disabilities from high school, dropping out of high school before reaching age 22, or reaching age 22 without graduating from high school.

SIGNED AND PROMULGATED at Hagåtña, Guam this 2nd day of **December, 2005**.

FELIX P. CAMACHO
I Maga' Låhen Guåhan
Governor of Guam