



EXECUTIVE ORDER NO. 2013-001

RELATIVE TO THE TRANSFER OF FUNDING AND ADMINISTRATIVE RESPONSIBILITIES FOR THE COMMUNITY HABILITATION PROGRAM AND THE RESPITE PROGRAM FROM THE DEPARTMENT OF INTEGRATED SERVICES FOR INDIVIDUALS WITH DISABILITIES TO THE DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE

WHEREAS, on August 22, 2012, the District Court of Guam issued a Docket Entry Order in that certain action entitled *J.C. et. al. v. Camacho, et. al.*, Civil Case No. CV01-00041 which ordered that the Department of Integrated Services for Individuals with Disabilities (DISID) transfer the funding and administrative responsibilities of the Community Habilitation Program and the Respite Program to the Department of Mental Health and Substance Abuse (DMHSA); and

WHEREAS, Pursuant to a Memorandum of Understanding entered into between DISID and DMHSA, and approved by the Governor of Guam, the transfer of said funding and administrative responsibilities to effectuate the Order of the District Court was executed on September 3, 2012; and

WHEREAS, the Organic Act of Guam (48 U.S.C. Section 1422c) provides that the Governor of Guam “shall, from time to time, examine the organization of the executive branch of the government of Guam, and shall determine and carry out such changes therein as are necessary to promote effective management and to execute faithfully the purposes of [the Organic Act] and the laws of Guam.”; and

WHEREAS, it is critical that in order to achieve full compliance with the Amended Permanent Injunction approved on June 20, 2005 in Civil Case No. CV01-00041, and adherence to the Federal Management Team’s (FMT) Plan of Action approved on September 9, 2010, that the identified transfer of funding and administrative responsibilities from DISID to DMHSA be formally acknowledged and made.

NOW, THEREFORE, I, EDDIE BAZA CALVO, I Maga’Låhen Guåhan, Governor of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, do hereby order that:

1. Effective September 3, 2012, all funding and administrative responsibilities for the Community Habilitation Program and the Respite Program are hereby permanently transferred from the Department of Integrated Services for Individuals with Disabilities to the Department of Mental Health and Substance Abuse.

SIGNED AND PROMULGATED at Hagåtña, Guam, this twenty-eighth day of January, 2013.




EDDIE BAZA CALVO
I Maga’Låhen Guåhan
Governor of Guam