

**STATE MENTAL HEALTH PLANNING COUNCIL
EXCERPT FROM FEDERAL PUBLIC LAW 102-321**

Section 1914. State Mental Health Planning Council

- (a) **IN GENERAL**—A funding agreement for a grant under section 1911 is that the State involved will establish and maintain a State mental health planning council in accordance with the conditions described in this section.
- (b) **DUTIES**—A condition under subsection (a) for a Council is that the duties of the Council are--
 - (3) To review plans provided to the Council pursuant to section 1915(a) by the State involved and to submit to the State any recommendations of the Council for modifications to the plans;
 - (4) To serve as an advocate for adults with a serious mental illness, children with a severe emotional disturbance, and other individuals with mental illnesses or emotional problems; and
 - (5) To monitor, review, and evaluate, not less than once each year, the allocation and adequacy of mental health services within the State
- (f) **MEMBERSHIP**—
 - (7) **IN GENERAL**—A condition under subsection (a) for a Council is that the Council be composed of residents of the State, including representatives of—
 - (H) The principal State agencies with respect to—
 - (ix) Mental health, education, vocational rehabilitation, criminal justice, housing, and social services; and
 - (x) The development of the plan submitted pursuant to title XIX of the Social Security Act;
 - (K) Public and private entities concerned with the need, planning, operation, funding, and use of mental health services and related support services;
 - (L) Adults with serious mental illnesses who are receiving (or have received) mental health services; and
 - (M) The families of such adults or families of children with emotional disturbances.
 - (14) **CERTAIN REQUIREMENTS**—A condition under subsection (a) for a Council is that—
 - (O) With respect to the membership of the Council, the ratio of parents of children with a serious emotional disturbance to other members of the Council is sufficient to provide adequate representation of such children in the deliberations of the Council; and
 - (P) Not less than 50 percent of the members of the Council are individuals who are not State employees or providers of mental health services.
 - (q) **DEFINITION**—For purposes of this section, the term “Council” means a State mental health planning council.