

## MEMORANDUM

DATE: March 9, 2009

TO: All Members of the Delaware State Senate  
and House of Representatives

FROM: Ms. Daniese McMullin-Powell  
Chairperson  
State Council for Persons with Disabilities

RE: H.B. 35 [DPC Director]

The State Council for Persons with Disabilities (SCPD) has reviewed H.B. 35 which would require the DPC Director to have administrative experience in behavioral health and hospital administration and be a board-certified psychiatrist and/or a master's level nurse administrator. SCPD opposes the proposed legislation since it may unnecessarily restrict the pool of qualified applicants. The Department of Health and Social Services (DHSS) should be able to use some discretion in hiring a DPC Director since there are many highly qualified hospital administrators who may not be a psychiatrist or nurse.

Thank you for your consideration and please contact SCPD if you have any questions regarding our position on the proposed legislation.

cc: The Honorable Jack Markell  
The Honorable Rita Landgraf  
Mr. Brian Hartman, Esq.  
Governor's Advisory Council for Exceptional Citizens  
Developmental Disabilities Council