

SECOND REGULAR SESSION

[PERFECTED]

HOUSE BILL NO. 1689

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE WILSON (130).

Read 1st time January 16, 2008 and copies ordered printed.

Read 2nd time January 17, 2008 and referred to the Special Committee on Health Insurance January 24, 2008.

Reported from the Special Committee on Health Insurance February 20, 2008 with recommendation that the bill Do Pass by Consent.
Referred to the Committee on Rules pursuant to Rule 25(21)(f).

Reported from the Committee on Rules February 27, 2008 with recommendation that the bill Do Pass by Consent with no time limit for debate.

Perfected by Consent March 5, 2008.

D. ADAM CRUMBLISS, Chief Clerk

4274L.01P

AN ACT

To repeal sections 286.200, 286.205, and 286.210, RSMo, and to enact in lieu thereof three new sections relating to the governor's council on disability.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 286.200, 286.205, and 286.210, RSMo, are repealed and three new
2 sections enacted in lieu thereof, to be known as sections 26.700, 26.705, and 26.710, to read as
3 follows:

[286.200.] **26.700.** 1. The "Governor's Committee on Employment of People with
2 Disabilities" will hereafter be known as the "Governor's Council on Disability" and is hereby
3 assigned to the [department of labor and industrial relations] **office of administration.**

4 2. The council shall consist of a chairperson, twenty members and an executive director.

5 3. The chairperson shall be appointed by the governor with the advice and consent of the
6 senate. The members of the council shall be appointed by the governor. Recruitment and

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

7 appointment of members to the council shall provide for representation of various ethnic, age,
8 gender and physical and mental disability groups.

9 4. (1) The nine members of the governor's committee on the employment of people with
10 disabilities whose terms of office expire in October of 1995 and the four members of the
11 governor's committee on the employment of people with disabilities whose terms of office expire
12 in October of 1997 shall be deemed members of the council on disability. Of the ten members
13 of the committee on the employment of people with disabilities whose terms of office expired
14 in October of 1993 and any vacancies on the committee on the employment of people with
15 disabilities, only seven shall be appointed to the council;

16 (2) The terms of office for the chairperson and the seven council members first appointed
17 after August 28, 1994, shall be as follows:

18 (a) The term of office for one of the initial new council members shall expire in October
19 of 1995;

20 (b) The terms of office for the chairperson and the other six initial council members shall
21 expire in October of 1997, so that one-half of the members of the council may be chosen every
22 second year.

23 5. The funds necessary for the executive director and such other personnel as necessary
24 shall be appropriated through the [department of labor and industrial relations] **office of**
25 **administration**. The executive director shall serve under the supervision of the committee
26 chairman. The executive director shall be exempted from the state merit system.

27 6. All successor members shall be appointed for four-year terms. Vacancies occurring
28 in the membership of the council for any reason shall be filled by appointment by the governor
29 for the unexpired term. Upon expiration of their terms, members of the council shall continue
30 to hold office until the appointment and qualification of their successors. No person shall be
31 appointed for more than two consecutive terms, except that a person appointed to fill a vacancy
32 may serve for two additional successive terms. The governor may remove a member for cause.

33 7. Members of the council shall be chosen to meet the following criteria:

34 (1) The majority of the council shall be comprised of people with disabilities,
35 representing the various disability groups. The remaining positions shall be filled by family
36 members of people with disabilities, persons who represent other disability-related groups, and
37 other advocates. A person considered to have a disability shall meet the federal definition of
38 disability as defined by P.L. 101-336;

39 (2) The council shall include at least one member from each congressional district;

40 (3) Members of the council shall be knowledgeable about disability-related issues and
41 have demonstrated a commitment to full participation of people with disabilities in all aspects
42 of community life.

43 8. The chairperson of the council shall serve without compensation but shall be
44 reimbursed for actual and necessary travel and other expenses incurred in the performance of the
45 duties as chairperson of the council on disability. The members of the council shall serve
46 without compensation but may be reimbursed for their actual and necessary expenses incurred
47 in attending all meetings provided for by sections [286.200 to 286.210] **26.700 to 26.710**.

48 9. The council shall meet at least once each calendar quarter to conduct its business. The
49 executive director shall give written notice by mail to each member of the time and place of each
50 meeting of the council at least ten days before the scheduled date of the meetings, and notice of
51 any special meetings shall state the specific matters to be considered in the special meeting
52 which is not a regular quarterly meeting.

53 10. The chairperson, with the advice and consent of the council, shall appoint an
54 executive director who shall serve as a nonvoting member and executive officer of the council.
55 The executive director shall serve under the supervision of the chairperson of the council. The
56 executive director shall be a person who is knowledgeable about disability-related issues and has
57 demonstrated a commitment to full participation of people with disabilities in all aspects of
58 community life.

59 11. All information, documents, records and contracts of the committee on employment
60 of people with disabilities shall become those of the council on disability.

61 12. The director of each state department shall designate at least one employee who shall
62 act as a liaison with the council.

[286.205.] **26.705.** The governor's council on disability shall:

2 (1) Act in an advisory capacity to all state agencies and have direct input to all divisions
3 of the office of administration on policies and practices which impact people with disabilities.
4 Input shall include policies and practices affecting personnel, purchasing, design and
5 construction of new facilities, facilities management, budget and planning and general services.
6 In the administration of its duties, the governor's council on disability in cooperation with the
7 office of administration shall offer technical assistance to help all departments, divisions and
8 branches of state government comply with applicable state and federal law regarding persons
9 with disabilities;

10 (2) Work and cooperate with other state commissions, councils or committees pertaining
11 to disabilities and other national, state and local entities to create public policies and encourage
12 system changes which eliminate barriers to people with disabilities;

13 (3) Advocate for public policies and practices which:

14 (a) Promote employment of people with disabilities;

15 (b) Expand opportunities in all aspects of life; and

16 (c) Promote awareness of and compliance with various federal, state and local laws
17 dealing with disabilities;

18 (4) Gather input from disability-related organizations and the public on disability-related
19 issues and report the results of this information in council reports to the governor;

20 (5) Accept grants, private gifts, and bequests, to be used to achieve the purposes of
21 sections [286.200 to 286.210] **26.700 to 26.710**;

22 (6) Promulgate those bylaws necessary for the efficient operation of the council;

23 (7) Prepare an annual report to be presented to the governor not later than January first
24 of each year.

[286.210.] **26.710.** The governor's council on disability may receive funds and property
2 by gift, devise, bequest or otherwise and may solicit funds to be used in carrying out the purposes
3 of sections [286.200 to 286.210] **26.700 to 26.710**.

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