S T A T E O F N E W Y O R K

8699--A

2009-2010 Regular Sessions

I N A S S E M B L Y

June 4, 2009

Introduced by M. of A. DESTITO, BING, P. RIVERA, GALEF, FIELDS, JAFFEE, COOK, TITONE, KOON -- Multi-Sponsored by -- M. of A. BRENNAN, MENG, PHEFFER, REILLY, WEISENBERG -- (at request of the Office of Mental Retardation Development Disabilities) -- read once and referred to the Committee on Governmental Operations -- reported and referred to the Committee on Rules -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the executive law, in relation to the membership of the most integrated setting coordinating council and appointment of the chairperson

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Subdivisions 1 and 2 of section 702 of the executive law, as added by chapter 551 of the laws of 2002, are amended to read as follows:

1. The most integrated setting coordinating council is hereby created within the executive department to have and exercise the functions, powers and duties provided by the provisions of this article and any other provision of law. The council shall be comprised of the commissioners of: the department of health, the office of mental retardation and developmental disabilities, the office of mental health, the department of transportation, the office of children and family services, the office of alcohol and substance abuse services, the department of education, [and] the division of housing and community renewal, THE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE, AND THE DEPARTMENT OF LABOR. In addition, the council shall consist of the director of the office for the aging, THE EXECUTIVE DIRECTOR OF THE DEVELOPMENTAL DISABILITIES PLANNING COUNCIL, a representative from the [office of the advocate for persons with disabilities, a representative from the] commission on quality of care [for the mentally disabled] AND ADVOCACY FOR PERSONS WITH DISABILITIES, three consumers of services for individuals with

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

LBD07434-03-9

disabilities, one to be appointed by the governor, one to be appointed by the temporary president of the senate, and one to be appointed by the speaker of the assembly, THREE CURRENT OR FORMER RECIPIENTS OF PUBLIC SERVICES PROVIDED TO PEOPLE WITH DISABILITIES, ONE TO BE APPOINTED BY THE GOVERNOR, ONE TO BE APPOINTED BY THE TEMPORARY PRESIDENT OF THE SENATE, AND ONE TO BE APPOINTED BY THE SPEAKER OF THE ASSEMBLY, three individuals with expertise in the field of community services for people of all ages with disabilities, one to be appointed by the governor, one to be appointed by the temporary president of the senate, and one to be appointed by the speaker of the assembly, and three individuals with expertise in or recipients of services available to senior citizens with disabilities, one to be appointed by the governor, one to be appointed by the temporary president of the senate, and one to be appointed by the speaker of the assembly.

2. The [commissioners of the department of health, the office of mental health, the office of mental retardation and developmental disabilities, and the director of the office for the aging shall rotate as chairperson of the council on a quarterly basis] GOVERNOR SHALL APPOINT THE CHAIRPERSON OF THE COUNCIL FROM AMONG THE COUNCIL MEMBERS. SUCH CHAIRPERSON SHALL SERVE AT THE PLEASURE OF THE GOVERNOR.

S 2. This act shall take effect immediately.