STATE OF NEW YORK

8392

IN SENATE

May 4, 2018

Introduced by Sen. HANNON -- (at request of the Department of Health) -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to the early intervention coordinating council and the maternal child health services block grant advisory council

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Paragraph (b) of subdivision 1 of section 2553 of the public health law, as amended by chapter 462 of the laws of 2016, is amended and a new paragraph (e) is added to read as follows:

(b) The council shall consist of thirty members, unless otherwise required by federal law, appointed by the governor. At least five members shall be parents, four of whom shall be parents of children with disabilities aged twelve or younger and one of whom shall be the parent of a child with disabilities aged six or younger; at least five shall be representatives of public or private providers of early intervention services; at least one shall be involved in personnel preparation or training; at least three shall be representatives of managed care plans or managed care plan trade associations familiar with how claims for services provided pursuant to this title are managed; at least two shall be early intervention officials; at least two shall be members of the legislature **or such members' designees**; seven shall be the commissioner and the commissioners of education, the office of children and family services, people with developmental disabilities, mental health, alcoholism and substance abuse services and the superintendent of financial services, or their appropriate designees with sufficient authority to engage in policy planning and implementation on behalf of their agencies.

(e) A majority of the appointed voting membership of the council shall constitute a quorum.

§ 2. The second undesignated paragraph of section 1 of chapter 884 of the laws of 1982 is amended to read as follows:

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

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The governor shall require each executive agency which administers a block grant to establish an advisory council. Such councils must include representatives from local government, private non-profit providers and the public. One-half of the members shall be appointed by the governor, one-quarter shall be appointed by the temporary president of the senate and one-quarter shall be appointed by the speaker of the assembly**; provided that, with respect to advisory councils for block grants administered by the department of health, all appointments shall be made by the commissioner of health and a majority of the appointed voting membership of advisory councils administering such grants shall constitute a quorum**. Advisory councils must be consulted in the preparation of reports and in the development of applications and plans for the block grants.

§ 3. This act shall take effect immediately.