

STATE OF NEW YORK

7848

IN SENATE

January 12, 2022

Introduced by Sen. MANNION -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the mental hygiene law, in relation to the appointment of members to the developmental disabilities advisory council

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

1 Section 1. Subdivision (a) of section 13.05 of the mental hygiene law,
2 as amended by a chapter of the laws of 2021, amending the mental hygiene
3 law relating to the appointment of members to the developmental disabili-
4 ties advisory council, as proposed in legislative bills numbers A.
5 7358-A and S. 6293-A, is amended to read as follows:
6 (a) There is hereby established a developmental disabilities advisory
7 council. The council shall consist of the commissioner, the chairman of
8 the conference of local mental hygiene directors or his or her designee,
9 and at least thirty-three members to be appointed by the governor.
10 Beginning on and after [~~December thirty-first~~] June thirtieth, two thou-
11 sand [~~twenty-one~~] twenty-two, the council shall consist of [~~eight~~] thir-
12 ty-five members, including the commissioner, the chairman of the confer-
13 ence of local mental hygiene directors or his or her designee, four
14 members to be appointed by the temporary president of the senate,
15 [~~eight~~] four members to be appointed by the speaker of the assembly, one
16 member to be appointed by the minority leader of the senate, one member
17 to be appointed by the minority leader of the assembly and [~~fifteen~~]
18 twenty-three members to be appointed by the governor. Any current member
19 shall be allowed to finish his or her term. The commissioner shall over-
20 see and assist with the transition to the makeup of the council after
21 such date, ensuring that as current members' terms expire, the council
22 appoints members in the manner set forth in this subdivision. Members
23 shall be appointed only if they have demonstrated an active interest in
24 or have obtained professional knowledge in the care of persons with
25 developmental disabilities or in the field of developmental disabilities
26 generally. The governor shall designate one of the appointed members as
27 chair. The council shall at all times include in its membership repre-
28 sentatives of community service board developmental disabilities subcom-

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

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1 mittees, providers of services and non-governmental organizations
2 concerned with services for persons with developmental disabilities. At
3 least one-third of the membership of the advisory council shall consist
4 of consumer representatives including persons with developmental disa-
5 bilities, or their parents or guardians.

6 § 2. This act shall take effect on the same date and in the same
7 manner as a chapter of the laws of 2021, amending the mental hygiene law
8 relating to the appointment of members to the developmental disabilities
9 advisory council, as proposed in legislative bills numbers A. 7358-A and
10 S. 6293-A, takes effect.