# STATE OF NEW YORK

8752

# IN ASSEMBLY

January 11, 2022

Introduced by M. of A. ABINANTI -- read once and referred to the Committee on People with Disabilities

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:**

Section 1. Subdivision (a) of section 13.05 of the mental hygiene law, as amended by a chapter of the laws of 2021, amending the mental hygiene law relating to the appointment of members to the developmental disabilities advisory council, as proposed in legislative bills numbers A. 7358-A and S. 6293-A, is amended to read as follows:

(a) There is hereby established a developmental disabilities advisory council. The council shall consist of the commissioner, the chairman of the conference of local mental hygiene directors or his **or her** designee, and at least thirty-three members to be appointed by the governor. Beginning on and after [~~December thirty-first~~] **June thirtieth**, two thousand [~~twenty-one~~] **twenty-two**, the council shall consist of [~~eight~~] **thirty-five members, including the commissioner, the chairman of the conference of local mental hygiene directors or his or her designee, four** members to be appointed by the temporary president of the senate, [~~eight~~] **four** members to be appointed by the speaker of the assembly, one member to be appointed by the minority leader of the senate, one member to be appointed by the minority leader of the assembly and [~~fifteen~~] **twenty-three** members to be appointed by the governor. Any current member shall be allowed to finish his or her term. The commissioner shall oversee and assist with the transition to the makeup of the council after such date, ensuring that as current members' terms expire, the council appoints members in the manner set forth in this subdivision. Members shall be appointed only if they have demonstrated an active interest in or have obtained professional knowledge in the care of persons with developmental disabilities or in the field of developmental disabilities generally. The governor shall designate one of the appointed members as chair. The council shall at all times include in its membership representatives 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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mittees, providers of services and non-governmental organizations concerned with services for persons with developmental disabilities. At least one-third of the membership of the advisory council shall consist of consumer representatives including persons with developmental disabilities, or their parents or guardians.

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