

SECOND REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1689
94TH GENERAL ASSEMBLY

Reported from the Committee on Financial and Governmental Organizations and Elections, April 14, 2008, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

4274S.02C

TERRY L. SPIELER, Secretary.

AN ACT

To repeal sections 286.200, 286.205, and 286.210, RSMo, and to enact in lieu thereof four new sections relating to the office of administration.

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Section A. Sections 286.200, 286.205, and 286.210, RSMo, are repealed
2 and four new sections enacted in lieu thereof, to be known as sections 8.016,
3 26.700, 26.705, and 26.710, to read as follows:

8.016. The commissioner of the office of administration shall
2 **provide each member of the senate and each member of the house with**
3 **a key that accesses the dome of the state capitol.**

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

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

7 3. The chairperson shall be appointed by the governor with the advice and
8 consent of the senate. The members of the council shall be appointed by the
9 governor. Recruitment and appointment of members to the council shall provide
10 for representation of various ethnic, age, gender and physical and mental
11 disability groups.

12 4. (1) The nine members of the governor's committee on the employment
13 of people with disabilities whose terms of office expire in October of 1995 and the
14 four members of the governor's committee on the employment of people with

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

15 disabilities whose terms of office expire in October of 1997 shall be deemed
16 members of the council on disability. Of the ten members of the committee on the
17 employment of people with disabilities whose terms of office expired in October
18 of 1993 and any vacancies on the committee on the employment of people with
19 disabilities, only seven shall be appointed to the council;

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

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

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

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

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

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

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

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

49 (3) Members of the council shall be knowledgeable about disability-related
50 issues and have demonstrated a commitment to full participation of people with

51 disabilities in all aspects of community life.

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

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

64 10. The chairperson, with the advice and consent of the council, shall
65 appoint an executive director who shall serve as a nonvoting member and
66 executive officer of the council. The executive director shall serve under the
67 supervision of the chairperson of the council. The executive director shall be a
68 person who is knowledgeable about disability-related issues and has
69 demonstrated a commitment to full participation of people with disabilities in all
70 aspects of community life.

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

74 12. The director of each state department shall designate at least one
75 employee who shall 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
3 to all divisions of the office of administration on policies and practices which
4 impact people with disabilities. Input shall include policies and practices
5 affecting personnel, purchasing, design and construction of new facilities,
6 facilities management, budget and planning and general services. In the
7 administration of its duties, the governor's council on disability in cooperation
8 with the office of administration shall offer technical assistance to help all
9 departments, divisions and branches of state government comply with applicable
10 state and federal law regarding persons with disabilities;

11 (2) Work and cooperate with other state commissions, councils or

12 committees pertaining to disabilities and other national, state and local entities
13 to create public policies and encourage system changes which eliminate barriers
14 to people with disabilities;

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

16 (a) Promote employment of people with disabilities;

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

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

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

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

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

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

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

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