

DRAFT LBDC

A BUDGET BILL submitted by the Governor
in accordance with Article VII of the Constitution

AN ACT to amend the executive law, in relation to the composition
of the developmental disabilities planning council (Part
___);

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

1 PART ___

2 Section 1. Subdivision 3 of section 450 of the executive law, as added
3 by chapter 588 of the laws of 1981, is amended to read as follows:

4 3. (a) The [membership of the developmental disabilities planning
5 council shall at all times include representatives of the principal
6 state agencies, higher education training facilities,] following people
7 shall serve as ex officio members of the council:

8 (i) the head of any state agency that administers funds provided under
9 federal laws related to individuals with disabilities, or such person's
10 designee;

11 (ii) the head of any university center for excellence in developmental
12 disabilities, or such person's designee; and

13 (iii) the head of the state's protection and advocacy system, or such
14 person's designee.

15 (b) The membership of the developmental disabilities planning council
16 shall also include local agencies, and non-governmental agencies and
17 groups concerned with services to persons with developmental disabili-
18 ties in New York state[;].

1 [(b)] (c) At least [one-half] sixty percent of the [membership]
2 members appointed by the governor shall consist of[:

3 (i)] developmentally disabled persons or their parents or guardians or
4 of immediate relatives or guardians of persons with [mentally impairing]
5 developmental disabilities[,].

6 [(ii) these] (i) These members may not be employees of a state agency
7 receiving funds or providing services under the federal developmental
8 disabilities assistance act or have a managerial, proprietary or
9 controlling interest in an entity which receives funds or provides
10 services under such act,

11 [(iii) at] (ii) At least one-third of these members shall be develop-
12 mentally disabled,

13 [(iv) at] (iii) At least one-third of these members shall be immediate
14 relatives or guardians of persons with [mentally impairing] develop-
15 mental disabilities, and

16 [(v) at] (iv) At least one member shall be an immediate relative or
17 guardian of an institutionalized developmentally disabled person[;

18 (c) The membership may include some or all of the members of the advi-
19 sory council on mental retardation and developmental disabilities].

20 § 2. This act shall take effect immediately.