

PROPOSED SUBSTITUTE BILL FOR SB 195

The current SB 195 be replaced with the following section and the title and the repealer section changed accordingly):

How to read the changes to this Substitute Bill:

~~Deleted from the Substitute~~ (underlined and strikethrough)

Added to the Substitute (bold, italic and underlined)

[Note made explaining the reason for what appears to be a technical clean up]

44-1138. Kansas employment first oversight commission; membership; duties

(a) There is hereby established a Kansas employment first oversight commission consisting of [~~five~~] **seven** members. The commission shall consist of the following members who shall serve for a three-year term:

(1) Four members who are persons with a disability or who are knowledgeable of disability issues and who are not state employees, of whom:

(A) One shall be appointed by the speaker of the house of representatives;

(B) one shall be appointed by the minority leader of the house of representatives;

(C) one shall be appointed by the president of the senate; and

(D) one shall be appointed by the minority leader of the senate;

(2) **three members *who are not state employees* shall be appointed by the governor as follows:** One member who is experienced with employment service programs ~~and who is not a state employee~~, **one member who has a disability employment experience and one member with business employment experience** [~~shall be appointed by the governor~~]. **[note: the original law said that the governor's appointment was not a state employee ... it appears to be a technical clean up as this should be applied to all three appointments, because state employees were never to be appointed to the commission as it would be a conflict of interest with the oversight function]**

(b) The governor shall designate one member to convene and organize the first meeting of the commission at which the commission shall elect a chairperson and a vice-person from among its members. The commission shall meet at least four times a year and, additionally, whenever called by the chairperson. A quorum shall consist of ~~three~~ **four** [**note: another technical clean up ... you have to change the quorum number, because you are adding 2 new members**] members. All actions of the commission shall be taken by a majority of the members of the commission.

(c) Each member of the commission shall be paid mileage and other expenses as provided by K.S.A. 75-3212, and amendments thereto.

(d) [~~The commission shall establish measurable goals and objectives for the state of Kansas to ensure implementation of this act. The commission shall track the measurable progress of public agencies in implementing this act. All state agencies shall fully cooperate with and provide data and information to assist the commission in carrying out its duties.~~] **The focus of the commission ~~should~~ shall be on increasing competitive and integrated employment of people with disabilities and engaging with the business community, disability community and other stakeholders. In addition the commission may promote and educate state agencies and stakeholders regarding the employment first initiative. The commission shall cooperate with ~~and~~ state agencies ~~shall cooperate~~ in the establishment of measurable goals and objectives for the state of Kansas to assist in the implementation of the employment first initiative. The commission ~~in conjunction~~ shall cooperate with the lead agency and shall review periodically the progress of implementation, including barriers to progress and strategies for achieving positive results in the implementation of the employment first initiative. All state agencies shall cooperate with the commission and the lead agency in providing information and data to assist in the review of the implementation of the employment first initiative.**

(e) [~~The commission shall issue an annual report on or before January 1 each year which shall be presented to the governor and members of the state legislature. The report shall detail progress toward the goals and objectives and full implementation of this act. All state agencies shall cooperate with the commission on the creation and dissemination of the annual report. The report also shall identify barriers to achieving the outcomes along with the effective strategies and policies that can help realize the employment first initiative.~~] **At the commencement of each regular session of the legislature, the commission ~~may~~ will issue a report to the governor and the legislature concerning the implementation of the employment first initiative. This report will contain information and ideas obtained from stakeholders to assist in the implementation of the employment first initiative and other information the commission believes would be beneficial to the governor, legislature or the public about employment first. ~~or~~ The chairperson of the commission may present to the senate committee on commerce and the house committee on commerce, labor and economic development at a meeting of such committees information concerning the implementation of the employment first initiative, or the commission may**

**issue such report and the chairperson make such presentation. In addition, if
when a report ~~is~~ issued by the commission, the lead agency shall cause the
report to be published on the internet on the lead agency's web site.}**

(f) The governor shall select from the cabinet agencies the lead agency responsible for compiling data and coordinating the preparation of the annual report at the direction of the commission. The activities of the commission and lead agency pursuant to this section shall be done within existing grants and resources.

Prepared by Norm Furse, Revisor of Statutes Office 3-8-2013