

# SENATE BILL No. 257

March 21, 2017, Introduced by Senators CONYERS, BIEDA, PROOS, JONES, HERTEL, HOPGOOD, KNEZEK, NOFS, GREGORY and YOUNG and referred to the Committee on Outdoor Recreation and Tourism.

A bill to create an athletes with an intellectual disability empowerment commission; and to prescribe the powers and duties of certain state agencies and officials.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 1. This act shall be known and may be cited as the  
2       "athletes with an intellectual disability empowerment commission  
3       act".

4       Sec. 2. As used in this act:

5       (a) "Commission" means the athletes with an intellectual  
6       disability empowerment commission created in section 3.

7       (b) "Department" means the department of health and human  
8       services.

9       (c) "Fund" means the athletes with an intellectual disability

1 empowerment fund created in section 4.

2       Sec. 3. (1) The athletes with an intellectual disability  
3 empowerment commission is created within the department.

4       (2) The commission consists of the following members:

5       (a) The lieutenant governor as an ex officio, nonvoting  
6 member.

7       (b) An individual appointed by the governor.

8       (c) An individual appointed by the senate majority leader.

9       (d) An individual appointed by the senate minority leader.

10       (e) An individual appointed by the speaker of the house.

11       (f) An individual appointed by the house minority leader.

12       (g) Four individuals from public universities in this state  
13 appointed by the governor.

14       (3) The members first appointed to the commission shall be  
15 appointed within 60 days after the effective date of this act.

16       (4) Members of the commission shall serve for terms of 4 years  
17 or until a successor is appointed, whichever is later, except that  
18 of the members first appointed 3 shall serve for 1 year, 3 shall  
19 serve for 2 years, and 3 shall serve for 3 years.

20       (5) A vacancy on the commission shall be filled for the  
21 unexpired term in the same manner as the original appointment.

22       (6) The governor may remove a member of the commission for  
23 incompetence, dereliction of duty, malfeasance, misfeasance, or  
24 nonfeasance in office, or any other good cause.

25       (7) The first meeting of the commission shall be called by the  
26 lieutenant governor. At the first meeting, the commission shall  
27 elect from among its members a chairperson and other officers as it

1 considers necessary or appropriate. After the first meeting, the  
2 commission shall meet at least quarterly, or more frequently at the  
3 call of the chairperson or if requested by 6 or more voting  
4 members.

5 (8) A majority of the members of the commission constitute a  
6 quorum for the transaction of business at a meeting of the  
7 commission. A majority of the members present and serving are  
8 required for official action of the commission.

9 (9) The business that the commission may perform shall be  
10 conducted at a public meeting of the commission held in compliance  
11 with the open meetings act, 1976 PA 267, MCL 15.261 to 15.275.

12 (10) A writing prepared, owned, used, in the possession of, or  
13 retained by the commission in the performance of an official  
14 function is subject to the freedom of information act, 1976 PA 442,  
15 MCL 15.231 to 15.246.

16 (11) Members of the commission shall serve without  
17 compensation. However, members of the commission may be reimbursed  
18 for their actual and necessary expenses incurred in the performance  
19 of their official duties as members of the commission.

20 (12) The commission shall do all of the following:

21 (a) Promote and raise awareness of recreational opportunities  
22 and athletic competitions for athletes with an intellectual  
23 disability.

24 (b) Educate the general public on the benefits of athletics  
25 for people with intellectual disabilities.

26 (c) Provide funding to identify and develop training programs  
27 for athletes with an intellectual disability.

1 (d) Connect athletes with an intellectual disability with  
2 medical and sports programs at public universities in this state.

3 (e) Investigate opportunities to attract events and  
4 championships for athletes with an intellectual disability to this  
5 state.

6 Sec. 4. (1) The athletes with an intellectual disability  
7 empowerment fund is created within the state treasury.

8 (2) The state treasurer may receive money or other assets from  
9 any source for deposit into the fund. The state treasurer shall  
10 direct the investment of the fund. The state treasurer shall credit  
11 to the fund interest and earnings from fund investments.

12 (3) Money in the fund at the close of the fiscal year shall  
13 remain in the fund and shall not lapse to the general fund.

14 (4) The department shall be the administrator of the fund for  
15 auditing purposes.

16 (5) The department shall expend money from the fund, upon  
17 appropriation, only for 1 or more of the following purposes:

18 (a) To provide funding for training of athletes with an  
19 intellectual disability.

20 (b) To promote and identify opportunities for athletes with an  
21 intellectual disability to participate in athletic events and  
22 competitions.

23 (c) To provide educational materials on the benefits of  
24 participation in athletic events and competitions for athletes with  
25 an intellectual disability.

26 (d) To provide funding to evaluate individuals for placement  
27 on the intellectual disability spectrum.