

## Substitute for HOUSE BILL No. 2435

By Committee on Commerce and Labor

2-24

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9 AN ACT concerning the governor's office; renaming the advisory com-  
10 mittee on Hispanic affairs as the Hispanic and Latino American affairs  
11 commission and placing such commission within the governor's office;  
12 providing for the advisory commission on African-American affairs to  
13 be within the governor's office; amending K.S.A. 74-6501, 74-6501a,  
14 74-6502, 74-6503, 74-6504, 74-6505, 74-6506, 74-6507, 74-6508, 74-  
15 6509, 74-9901, 74-9904 and 74-9906 and repealing the existing  
16 sections.

17

18 *Be it enacted by the Legislature of the State of Kansas:*

19 Section 1. K.S.A. 74-6501 is hereby amended to read as follows: 74-  
20 6501. There is hereby created the ~~advisory committee on~~ Hispanic and  
21 *Latino American affairs commission* hereinafter referred to as the "~~ad-~~  
22 ~~visory committee~~ *commission.*" The ~~advisory committee~~ *commission*  
23 shall be advisory to the ~~secretary of human resources~~ *governor and shall*  
24 *be within the office of the governor and a part thereof.*

25 Sec. 2. K.S.A. 74-6501a is hereby amended to read as follows: 74-  
26 6501a. (a) ~~On July 1, 1986,~~ The Kansas advisory committee on ~~Mexican~~  
27 ~~American Hispanic~~ affairs shall be and hereby is officially designated as  
28 the ~~Kansas advisory committee on~~ *Hispanic and Latino American affairs*  
29 *commission.*

30 (b) ~~On and after July 1, 1986~~ *the effective date of this act,* whenever  
31 the Kansas advisory committee on ~~Mexican American Hispanic~~ affairs or  
32 the executive director of the Kansas advisory committee on ~~Mexican~~  
33 ~~American Hispanic~~ affairs, or words of like effect, is referred to or des-  
34 ignated by a statute, contract or other document, such reference or des-  
35 ignation shall mean and apply to the ~~Kansas advisory committee on His-~~  
36 ~~panic affairs~~ *Hispanic and Latino American affairs commission* and to the  
37 executive director of the ~~Kansas advisory committee on Hispanic affairs~~  
38 *Hispanic and Latino American affairs commission.*

39 (c) ~~Nothing in this act shall be construed as abolishing the Kansas~~  
40 ~~advisory committee on Mexican American affairs or the office of the ex-~~  
41 ~~ecutive director thereof, or as reestablishing the same.~~ *The Hispanic and*  
42 *Latino American affairs commission shall be a continuation of the Kansas*  
43 *advisory committee on Hispanic affairs and the office of executive director*

1 *of the Hispanic and Latino American affairs commission shall be a con-*  
2 *tinuation of the office of executive director of the Kansas advisory com-*  
3 *mittee on Hispanic affairs.*

4 Sec. 3. K.S.A. 74-6502 is hereby amended to read as follows: 74-  
5 6502. (a) The ~~advisory committee~~ *commission* shall consist of seven mem-  
6 bers. No more than four members shall be members of the same political  
7 party. Subject to the provisions of K.S.A. 75-4315c, and amendments  
8 thereto, each congressional district in the state of Kansas shall be repre-  
9 sented on the ~~advisory committee~~ *commission* by at least one member  
10 who is a resident of the district at the time of appointment and the re-  
11 mainder shall represent the state at large. ~~Advisory committee~~ *Commis-*  
12 *sion* members shall be appointed by the governor. A person appointed to  
13 fill a vacancy which occurs prior to the expiration of a term shall be  
14 appointed for the unexpired term. Except as provided by subsection (b),  
15 each member of the ~~committee~~ *commission* shall be appointed for a  
16 three-year term.

17 (b) ~~The terms of all members of the committee shall expire on June~~  
18 ~~30, 2001. Of the members appointed to fill vacancies due to expiration~~  
19 ~~of terms on June 30, 2001, two shall be appointed to terms of one year;~~  
20 ~~two shall be appointed for terms of two years and three shall be appointed~~  
21 ~~for terms of three years. Thereafter~~ Members shall be appointed for  
22 terms of three years and until successors are appointed and qualified.

23 (c) Nothing in this subsection shall be construed as prohibiting the  
24 reappointment of members ~~of the committee~~ who had been appointed  
25 prior to the effective date of this act.

26 Sec. 4. K.S.A. 74-6503 is hereby amended to read as follows: 74-  
27 6503. The ~~advisory committee~~ *commission* shall elect one of its members  
28 as ~~chairman~~ *chairperson* and one as secretary to serve a one-year term.

29 Sec. 5. K.S.A. 74-6504 is hereby amended to read as follows: 74-  
30 6504. The ~~advisory committee~~ *commission* shall have the following func-  
31 tions, powers and duties:

32 (a) Gather and disseminate information and conduct hearings, con-  
33 ferences and special studies on problems and programs concerning  
34 Hispanics;

35 (b) coordinate, assist and cooperate with the efforts of state depart-  
36 ments and agencies to serve the needs of Hispanics especially in the area  
37 of culture, education, employment, health, housing, welfare and  
38 recreation;

39 (c) develop, coordinate and assist other public and private organiza-  
40 tions with understanding the problems of Hispanics;

41 (d) develop, coordinate and assist other public and private organiza-  
42 tions to provide services to Hispanics;

43 (e) propose new programs concerning Hispanics;

1 (f) evaluate existing programs and proposed legislation concerning  
2 Hispanics;

3 (g) stimulate public awareness of the problems of Hispanics by con-  
4 ducting a program of public education;

5 (h) conduct training programs for community leadership and service  
6 project staff;

7 (i) accept contributions from any person to assist in the effectuation  
8 of this section and to seek and enlist the cooperation of private, charitable,  
9 religious, labor, civic and benevolent organizations for the purposes of  
10 this section;

11 (j) solicit, receive and expend federal funds to effectuate the purposes  
12 of this act and enter into contracts and agreements with any federal  
13 agency for such purposes;

14 (k) establish advisory committees on special subjects; and

15 (l) cooperate with the state board of education in advising and assist-  
16 ing school districts, upon request, in conducting in-service training pro-  
17 grams for bilingual education personnel.

18 Sec. 6. K.S.A. 74-6505 is hereby amended to read as follows: 74-  
19 6505. The ~~advisory committee~~ *commission* shall meet at least four times  
20 a year. The ~~chairman~~ *chairperson* may call additional meetings. A majority  
21 of members shall constitute a quorum.

22 Sec. 7. K.S.A. 74-6506 is hereby amended to read as follows: 74-  
23 6506. Members of the ~~advisory committee~~ *commission* attending meet-  
24 ings of such ~~committee~~ *commission* shall be paid amounts provided in  
25 subsection (e) of K.S.A. 75-3223 and amendments thereto.

26 Sec. 8. K.S.A. 74-6507 is hereby amended to read as follows: 74-  
27 6507. The executive director of the ~~advisory committee~~ *commission* shall  
28 be qualified by education and experience to assume the responsibilities  
29 of such office and be able to converse and write fluently in both the  
30 English and Spanish languages.

31 Sec. 9. K.S.A. 74-6508 is hereby amended to read as follows: 74-  
32 6508. The executive director shall be the administrative officer of the  
33 ~~advisory committee~~ *commission* and shall serve the ~~advisory committee~~  
34 *commission* by gathering information, disseminating findings of fact and  
35 other information, forwarding proposals and evaluations to ~~the secretary~~  
36 ~~of human resources~~, the governor, the legislature and various state agen-  
37 cies, carrying out public education programs, conducting hearings and  
38 conferences and performing other duties necessary for the proper oper-  
39 ation of the ~~advisory committee~~ *commission*.

40 Sec. 10. K.S.A. 74-6509 is hereby amended to read as follows: 74-  
41 6509. The executive director of the ~~advisory committee~~ *commission* may  
42 appoint, subject to the approval of the ~~advisory committee~~ *commission*  
43 and the ~~secretary of human resources~~ *governor*, technical advisors and

1 assistants to develop, assist and cooperate with local commissions on  
2 Hispanics.

3 Sec. 11. K.S.A. 74-9901 is hereby amended to read as follows: 74-  
4 9901. There is hereby established the advisory commission on African-  
5 American affairs hereinafter referred to as the advisory commission. The  
6 advisory commission shall be advisory to the ~~secretary of human resources~~  
7 *governor and shall be within the office of the governor and a part thereof.*

8 Sec. 12. K.S.A. 74-9904 is hereby amended to read as follows: 74-  
9 9904. (a) The advisory commission may appoint, subject to the approval  
10 of the ~~secretary of human resources~~ *governor*, an executive director who  
11 shall be qualified by education and experience to assume the responsi-  
12 bilities of such office.

13 (b) The executive director shall be the administrative officer of the  
14 advisory commission and shall serve the advisory commission by gathering  
15 information, disseminating findings of fact and other information, for-  
16 warding proposals and evaluations to ~~the secretary of human resources,~~  
17 the governor, the legislature and various state agencies, carrying out pub-  
18 lic education programs, conducting hearings and conferences and per-  
19 forming other duties necessary for the proper operation of the advisory  
20 commission.

21 Sec. 13. K.S.A. 74-9906 is hereby amended to read as follows: 74-  
22 9906. The executive director of the advisory commission may appoint,  
23 subject to the approval of the advisory commission and the ~~secretary of~~  
24 ~~human resources~~ *governor*, technical advisors and assistants to develop,  
25 assist and cooperate with local organizations and associations on African-  
26 American concerns.

27 Sec. 14. K.S.A. 74-6501, 74-6501a, 74-6502, 74-6503, 74-6504, 74-  
28 6505, 74-6506, 74-6507, 74-6508, 74-6509, 74-9901, 74-9904 and 74-9906  
29 are hereby repealed.

30 Sec. 15. This act shall take effect and be in force from and after its  
31 publication in the statute book.