

# Colorado Advisory Council for Persons with Disabilities

Annual Report for 2008-09

State Fiscal Year:

July 1, 2008 – June 30, 2009

# Colorado Advisory Council for Persons with Disabilities

*Ensuring equality of opportunity for Colorado citizens with disabilities*

Ann R. Pearce, Ph. D.  
Chair

Tom D. Muniz  
1<sup>st</sup> Vice Chair

John Beckman  
2<sup>nd</sup> Vice Chair

Darlene Beals  
Secretary

William Muth  
Treasurer

Frank Lombardi  
Immediate Past Chair

Agency Members:

Julia Beems

Joy Caine

Benjamin Cordova

Barbara Palmer

Gina Robinson

Nancy Snow

Marie Valenzuela

Community Members:

Megan Burgess

Morgan Carroll, Esq.

Robert Eqstein

Griffith McClure

Dwight Roinestad

Joseph W. Sims, Jr.

The Honorable Bill Ritter, Jr.  
Governor, State of Colorado  
Executive Chambers  
136 State Capitol  
Denver, CO 80203

December 18, 2009

Dear Governor Ritter,

Attached is the first annual report for the Colorado Advisory Council for Persons with Disabilities as required by **BILL 08-165 - A BILL FOR AN ACT CONCERNING CODIFICATION OF THE ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES, AND MAKING AN APPROPRIATION THEREFOR** which states:

***24-45.5-104. Powers and duties of the council. (1) THE COUNCIL SHALL HAVE THE FOLLOWING POWERS, FUNCTIONS, AND DUTIES:***

***(c) ISSUING AN ANNUAL REPORT TO THE GOVERNOR AND GENERAL ASSEMBLY ON THE STATE'S PROGRAMS, SERVICES, AND POLICIES AFFECTING AND ADDRESSING PERSONS WITH DISABILITIES;***

Our report includes a record of activities of the Colorado Advisory Council for Persons with Disabilities from July 1, 2008 through June 30, 2009. We are proud of the progress we have made in building our infrastructure and look forward to moving forward and making recommendations to you and the Legislature regarding programs, policies, and services affecting persons with disabilities in Colorado.

Respectfully,

Ann R. Pearce, Ph.D.  
Chairperson

## Background & History

The Colorado Advisory Council for Persons with Disabilities was established by **Senate Bill 08-165, Concerning Codification of the Advisory Council for Persons with Disabilities, and Making an Appropriation Therefore** and enacted July 1, 2008. (APPENDIX A) Activities include:

- I. Coordination with state boards, advisory councils, and commissions
- II. Legislation and state policy advisement
- III. Monitoring of Title II Implementation
- IV. Public entry point for grievances and issues for persons with disabilities
- V. Procedures for Council Internal Operations



*The Council replaces the Governor's Advisory Council for Persons with Disabilities that was established by executive order in 1988 by Governor Roy Romer and reauthorized annually.*

**Our Current Mission:** To serve in an advisory capacity to ensure the equality of opportunity, independent living, and economic self-sufficiency for all of the state's citizens, including persons with disabilities, to the Governor's Office and General Assembly on issues relating to the need, problems and other concerns of people with disabilities.



## I. Coordination with State Boards, Advisory Councils, and Commissions

- Developed a distribution list of 61 current Colorado state boards, advisory councils, and commissions that relate to persons with disabilities and collected information on meeting dates and times. (Appendix B)



- The Communication Committee initiated contact with state disability related boards for the purpose of gaining mutual understanding of our related missions and continues to provide quarterly emails with related disability information.
- Members represent the Council on other disability related councils, commissions and projects such as:
  - Arapahoe County Commission on Aging
  - Capitol Building Advisory Committee
  - Colorado ARC
  - Colorado Asset Building Coalition
  - Denver Commission on Aging
  - Developmental Disabilities Planning Council – Multicultural Committee
  - Douglas County Senior Council
  - Little People of American – Colorado Chapter
  - Northeast Region All Hazards Committee – Special Needs Subcommittee
  - State Rehabilitation Council
  - State Rehabilitation Council - Employment Subcommittee
  - Statewide Independent Living Council (SILC)
  - United Veterans Committee



## **II. Legislation and State Policy Advisement**

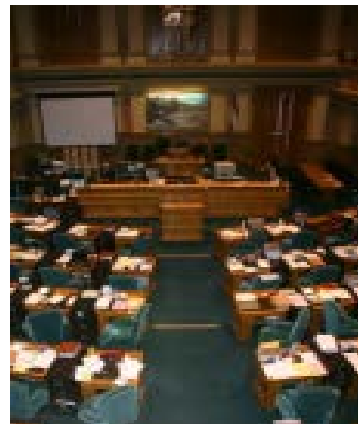
- Developed Checklist to help policymakers analyze how a bill impacts people with disabilities and their families. (APPENDIX C)
- Reviewed 23 pieces of pending state legislation throughout the 2009 session (APPENDIX D)
- Provided weekly updates to Council members and interested disability organizations
- Provided letter of support and represented the Council at the passing of Joint Resolution 09-039 – Concerning the recognition of the history of the disability rights movement, and, in connection therewith, proclaiming Disability History Week in Colorado. (APPENDIX E)
- Legislative Committee is monitoring state compliance of the Olmstead Act through the PAS Center for Personal Assistance website  
[http://www.pascenter.org/olmstead/olmstead\\_refs.php?state=colorado](http://www.pascenter.org/olmstead/olmstead_refs.php?state=colorado) .



## **II. Legislation and state policy advisement** **continued**

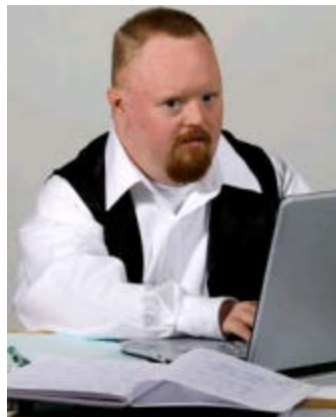
- Conducted review of the implementation of previous legislation as it related to persons with disabilities
  - **HB08-1047 CONCERNING THE CREATION OF A SET ASIDE PROGRAM FOR A NONPROFIT AGENCY THAT BIDS FOR STATE SERVICES SOLICITATIONS WHEN THE NONPROFIT AGENCY EMPLOYS PERSONS WITH SEVERE DISABILITIES.** This created a set aside program for nonprofit agencies that employ any persons with severe disabilities and to allow nonprofit agencies to bid on certain types of services solicitations.

The Council followed up with both State Purchasing and the Purchasing Department of Human Services to make sure that the word was getting out to all potential Businesses that hire individuals with developmental disabilities and were notified of when and how to apply for the set asides



## **II. Legislation and state policy advisement** **continued**

- **SB08-004 CONCERNING MEASURES TO ENCOURAGE STATE EMPLOYMENT OF PERSONS WITH DEVELOPMENTAL DISABILITIES**  
In collaboration, the Department of Human Services and the Department of Personnel would design and implement a program to coordinate the hiring of persons with developmental disabilities into appropriate permanent and stable state employment opportunities.)
  - We determined the bill was sent to a workgroup between CDHS and Personnel by July 1, 2008, and that there were barriers within the State Personnel System that needed to be worked out.



## III. Monitoring of Title II Implementation

- The Council researched all State Agencies and identified names of current ADA Coordinators. (APPENDIX F) In developing the list of ADA Title II Coordinators, it was found that the majority were also identified as Family Medical Leave Act (FMLA) Coordinators.
  - The Council presented at the April 1, 2009 statewide FMLA coordinators' meeting to discuss the role of the ADA Coordinators and identify training needs specific to Title II of the ADA.
- The Council provided input on Access issues to the State Capitol Building
  - Acting upon issues brought to the Council by the disability community, the Council worked with DPA and the Capitol Complex to assure access to the Capitol Building during the Legislative Session. Specifically the Council worked on Parking, Cafeteria and Restroom accessibility issues with positive results.





## IV. Public entry point for grievances and issues for persons with disabilities

### The Colorado History Museum



- The Council was contacted about possible main entrance access issues related to the architectural design work for the new Colorado History Museum.
- The Council invited representatives from the contracted architectural firm, Tryba, to present the proposed design to the Council and dialogue about concerns.
- Outcome: Changes were made that honored both the spirit and letter of the ADA.
- Representatives from Tryba and the museum continue to update the Council on progress related to the new construction.
- Advised the Governor and General Assembly about activities related to ADA access to the Colorado History Museum



## **IV. Public entry point for grievances and issues for persons with disabilities**

### **Colorado Commission on Community Service**

The commission requested an audience with the Council to solicit information to use for a study to identify sources that could provide information on the needs and services currently available for persons with disabilities in the State of Colorado.

- The Council provided input on the issues that members judged to have most significant impact on the ability of the disabled community to be aware of and to access currently available services and specific unmet needs.
- Subsequent to that meeting a representative from the commission to talk about the mission of the Colorado Commission on Community Service and to ask for suggestions for ways to better reach and involve persons with disabilities in AmeriCorps activities.
- Invited to submit a grant proposal for outreach activities (APPENDIX G) and were awarded \$1,500.00 to be used on grant activities by 12/31/09



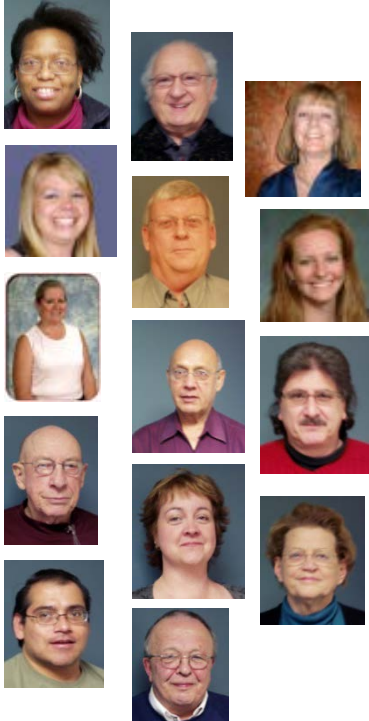
## **IV. Public entry point for grievances and issues for persons with disabilities**

- Maintained phone lines (303-866-5816 and 888-887-9135) for messages only to receive citizen comments, feedback, and grievances
  - Dialogued with individual regarding issues surrounding persons with disabilities within the criminal justice system, housing, healthcare, employment, and civil rights
  - Received an average 15 calls per month
  - Counties calls originated from: Denver, Arapahoe, Boulder,
  - Referrals to: Disability Business and Technical Assistance Center, The Legal Center for People with Disabilities and Older Persons, Telephone Pioneers, The Client Assistance Program, equipment vendors
- Established email address for electronic communications  
[cacpd@coloroadadvisorycouncilforpersonswithdisabilities.com](mailto:cacpd@coloroadadvisorycouncilforpersonswithdisabilities.com)
- Responded to citizen issues
- The Outreach and Communications Committee provided information across the state to promote the Council and phone line to better serve the disability community of Colorado:
  - Developed public website  
<http://coloroadadvisorycouncilforpersonwithdisabilities.com>
  - Developed letterhead for correspondence and outreach
  - Developed brochure for distribution



## V. Procedures for Council Internal Operations

- Members of the previous Council (Governor's Advisory Council for Persons with Disabilities) were invited to submit applications for appointment if they were interested in being part of the new Council.
- Additional persons were identified to represent state agencies that provide services to persons with disabilities.
- Nineteen members were appointed to the new Council.



### *Council Membership represents:*

- *Assistive technology*
- *Colorado Department of Education*
- *Colorado Department of Health Care Policy and Financing – Office of Client & Community Relations*
- *Colorado Department of Labor and Employment*
- *Colorado Department of Personnel and Administration – Division of Central Services*
- *Colorado Department of Regulatory Agencies – Division of Civil Rights*
- *Colorado Department of Transportation*
- *Colorado Department of Human Services - Division of Vocational Rehabilitation*
- *Colorado Workforce Centers*
- *Legal advocates*
- *Parents and families*
- *People with disabilities*
- *Seniors*

- Chair appointed by Governor
- Elected full slate of officers (APPENDIX H)
- Established standing committees
  - Executive committee
  - Finance committee
  - Membership committee
  - ADA committee
  - Outreach and Communication committee

## **V. Procedures for Council Internal Operations continued**

- Monthly meeting scheduled and held the 2<sup>nd</sup> Tuesday of the month from 1pm-4pm at the ARC Thrift Store office, located at 7721 W. 6th Ave.
- Strategic Plan & Goals for 2008-2010 (APPENDIX I)
  - Adopted Council by-laws (January 2009) (APPENDIX J)
  - Applied for and were awarded a grant for outreach related to accessibility and community service (APPENDIX K)
  - Identified equipment needs to meet accessibility accommodations for council activities
  - The Council chair participated in regular National Governor's Advisory Councils teleconference calls
  - Developed a team room on E-Colorado Portal (<http://www.e-colorado.org>) for maintaining council documents (APPENDIX L)



## Committee Reports

### **Executive committee**

- Held an annual retreat to develop strategic plan
- Developed new member notebooks

### **Finance committee**

- Developed an annual budget (Appendix M)
- Developed protocols for turning in expenses

### **Membership committee**

- Cooperated with the Governor's Office of Boards and Commissions to establish a full membership roster (APPENDIX N)
- Established Associate membership roster
- Developed new member notebooks

### **ADA committee**

- Developed list of ADA coordinators
- Presented at spring FMLA meeting to determine future training topics
- Scheduled ADA training for ADA coordinators and FMLA representatives for the fall

### **Outreach and Communication committee**

- Co-sponsored statewide Disability Mentoring Day (APPENDIX O)
- Communicated with 130 disability boards, commissions and disability organizations. (APPENDIX P)
- Developed and launched website:  
<http://www.coloroadvisorycouncilforpersonswithdisabilities.com>
- Developed Council brochures for dissemination
- Participated in Medicaid Buy-In/SSI Community Initiatives discussions



# Appendix A

## The Act

### **BILL 08-165**

### **A BILL FOR AN ACT CONCERNING CODIFICATION OF THE ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES, AND MAKING AN APPROPRIATION THEREFOR.**

#### **Bill Summary**

Creates the Colorado advisory council for persons with disabilities in the department of human services. Outlines the council's membership and duties. Creates the Colorado advisory council for persons with disabilities cash fund.

**SENATE SPONSORSHIP - Williams**

**HOUSE SPONSORSHIP - Carroll M.**

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1. Title 24, Colorado Revised Statutes, is amended BY**

THE ADDITION OF A NEW ARTICLE to read:

#### **ARTICLE 45.5**

#### **Colorado Advisory Council for Persons with Disabilities**

**24-45.5-101. Legislative declaration.** (1) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT:

- (a) NEARLY A HALF MILLION COLORADANS HAVE ONE OR MORE PHYSICAL, MENTAL, OR DEVELOPMENTAL DISABILITIES;
- (b) PERSONS WITH DISABILITIES ARE OFTEN SUBJECT TO DISCRIMINATION IN THE AREAS OF TELECOMMUNICATIONS, PUBLIC SERVICES, PUBLIC ACCOMMODATIONS OPERATED BY PRIVATE ENTITIES, AND EMPLOYMENT;
- (c) THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. 12101 ET SEQ., AS AMENDED, ESTABLISHED PRINCIPLES AND GUIDELINES REGARDING PERSONS WITH DISABILITIES;
- (d) IT IS IN THE BEST INTEREST OF THE STATE OF COLORADO TO STRIVE TO ENSURE EQUALITY OF OPPORTUNITY, INDEPENDENT LIVING, AND ECONOMIC SELF-SUFFICIENCY FOR ALL OF THE STATE'S CITIZENS, INCLUDING PERSONS WITH DISABILITIES.

**24-45.5-102. Definitions. AS USED IN THIS ARTICLE UNLESS THE** CONTEXT OTHERWISE REQUIRES:

- (1) "COUNCIL" MEANS THE COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES CREATED IN SECTION 24-45.5-103.
- (2) "PERSON WITH A DISABILITY" MEANS A PERSON WHO:
  - (a) HAS A PHYSICAL OR MENTAL IMPAIRMENT OR CHRONIC MEDICAL CONDITION THAT SUBSTANTIALLY LIMITS ONE OR MORE OF HIS OR HER MAJOR LIFE ACTIVITIES;
  - (b) HAS A RECORD OF SUCH AN IMPAIRMENT; OR
  - (c) IS REGARDED AS HAVING SUCH AN IMPAIRMENT.

## The Act continued

### **24-45.5-103. Colorado advisory council for persons with disabilities - creation - appointments - meetings.**

(1) THERE IS HEREBY CREATED IN THE OFFICE OF THE GOVERNOR THE COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES.

(2) THE COUNCIL SHALL CONSIST OF NO MORE THAN TWENTY MEMBERS AND SHALL REFLECT STATEWIDE PARTICIPATION AND A COMMITMENT TO THE INCLUSION OF PERSONS WITH DISABILITIES. MEMBERSHIP SHALL INCLUDE AT LEAST SEVEN PERSONS APPOINTED FROM STATE AGENCIES SERVING PERSONS WITH DISABILITIES, AND THE REMAINING MEMBERS SHALL REPRESENT PERSONS WITH DISABILITIES FROM BUSINESS AND INDUSTRY, DISABILITY ADVOCACY ORGANIZATIONS, AND OTHER NONPROFIT ORGANIZATIONS.

(3) THE GOVERNOR SHALL APPOINT THE INITIAL COUNCIL MEMBERS ON OR BEFORE AUGUST 1, 2008. THE GOVERNOR SHALL APPOINT THE COUNCIL CHAIR AT THE TIME OF APPOINTMENT. THE TERMS OF THE COUNCIL MEMBERS SHALL EXPIRE AT THE PLEASURE OF THE GOVERNOR. UPON THE EXPIRATION OF A COUNCIL MEMBER'S TERM, THE COUNCIL MEMBERS SHALL CONTINUE TO SERVE UNTIL A SUCCESSOR IS APPOINTED AS PROVIDED IN SUBSECTION (4) OF THIS SECTION.

(4) THE GOVERNOR SHALL APPOINT A QUALIFIED PERSON TO FILL A VACANCY ON THE COUNCIL FOR THE REMAINDER OF ANY UNEXPIRED TERM. IF THE GOVERNOR DOES NOT APPOINT A PERSON TO FILL THE VACANCY WITHIN SIXTY DAYS AFTER THE DATE THE VACANCY ARISES, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE, WITHIN NINETY DAYS AFTER THE DATE THE VACANCY ARISES, SHALL JOINTLY APPOINT A QUALIFIED PERSON TO FILL THE VACANCY. IF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE DO NOT APPOINT A PERSON TO FILL THE VACANCY WITHIN THE NINETY-DAY PERIOD, THE COUNCIL, BY A MAJORITY VOTE, SHALL APPOINT A QUALIFIED PERSON TO FILL THE VACANCY.

(5) THE COUNCIL SHALL CONVENE ITS FIRST MEETING NO LATER THAN SEPTEMBER 1, 2008, AND MEET AT LEAST QUARTERLY THEREAFTER. THE MEETINGS OF THE COUNCIL SHALL ALSO BE HELD ON CALL OF THE CHAIR OR AT THE REQUEST OF AT LEAST THREE MEMBERS OF THE COUNCIL.

(6) COUNCIL MEMBERS SHALL NOT RECEIVE COMPENSATION FOR THEIR TIME BUT MAY BE REIMBURSED FOR ACTUAL AND NECESSARY EXPENSES PURSUANT TO SECTION 24-45.5-105 (2).

### **24-45.5-104. Powers and duties of the council. (1) THE**

COUNCIL SHALL HAVE THE FOLLOWING POWERS, FUNCTIONS, AND DUTIES:

(a) COORDINATING WITH STATE BOARDS, ADVISORY COUNCILS, AND COMMISSIONS ESTABLISHED FOR OR RELATED TO PERSONS WITH DISABILITIES;

(b) ADVISING THE GOVERNOR AND GENERAL ASSEMBLY ON LEGISLATION AND STATE POLICY AFFECTING PERSONS WITH DISABILITIES;



## The Act continued

(c) ISSUING AN ANNUAL REPORT TO THE GOVERNOR AND GENERAL ASSEMBLY ON THE STATE'S PROGRAMS, SERVICES, AND POLICIES AFFECTING AND ADDRESSING PERSONS WITH DISABILITIES;

(d) MONITORING THE STATE'S IMPLEMENTATION OF TITLE II OF THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. 12101 ET SEQ., AS AMENDED, INCLUDING OVERSIGHT PURSUANT TO *OLMSTEAD V. L.C. AND E.W.*, 527 U.S. 581 (1999);

(e) ACTING AS AN ADDITIONAL ENTRY POINT FOR PUBLIC GRIEVANCES REGARDING DISABILITY ISSUES AND REFERRING THOSE GRIEVANCES TO THE APPROPRIATE STATE AGENCY OR PERSONNEL; AND

(f) DEVELOPING PROCEDURES RELATING TO THE COUNCIL'S INTERNAL OPERATIONS.

### **24-45.5-105. Gifts, grants, and donations - reimbursement.**

(1) THE COUNCIL IS AUTHORIZED TO RECEIVE AND EXPEND GIFTS, GRANTS, AND DONATIONS FROM INDIVIDUALS, PRIVATE ORGANIZATIONS, FOUNDATIONS, OR ANY GOVERNMENTAL UNIT; EXCEPT THAT THE COUNCIL MAY NOT ACCEPT A GIFT, GRANT, OR DONATION IF IT IS SUBJECT TO CONDITIONS THAT ARE INCONSISTENT WITH THIS ARTICLE OR ANY OTHER LAW OF THIS STATE.

(2) COUNCIL MEMBERS SHALL BE REIMBURSED FOR ACTUAL AND NECESSARY EXPENSES INCURRED IN THE DISCHARGE OF THEIR OFFICIAL DUTIES, INCLUDING AN ALLOWANCE FOR MILEAGE AS PROVIDED IN SECTION 24-9-104 (2), C.R.S., AND ANY REASONABLE AND NECESSARY EXPENSES ASSOCIATED WITH PROVIDING ACCOMMODATIONS FOR A COUNCIL MEMBER'S DISABILITY.

### **24-45.5-106. Repeal of article. THIS ARTICLE IS REPEALED,**

EFFECTIVE JULY 1, 2018. PRIOR TO SAID REPEAL, THE COUNCIL SHALL BE REVIEWED, AS PROVIDED IN SECTION 2-3-1203, C.R.S.

### **SECTION 2. 2-3-1203 (3), Colorado Revised Statutes, is**

amended BY THE ADDITION OF A NEW PARAGRAPH to read:

### **2-3-1203. Sunset review of advisory committees. (3) The**

following dates are the dates for which the statutory authorization for the designated advisory committees is scheduled for repeal:

(ee) JULY 1, 2018: THE COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES, CREATED IN SECTION 24-45.5-103, C.R.S.

### **SECTION 3. Appropriation - adjustments to the 2008 long bill.**

(1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the office of the governor, for the Colorado advisory council for persons with disabilities, for the fiscal year beginning July 1, 2008, the sum of nine thousand thirty dollars (\$9,030), or so much thereof as may be necessary, for the implementation of this act.

(2) For the implementation of this act, the general fund appropriation to the controlled maintenance trust fund made in section 23 of the annual general appropriation act, for the fiscal year beginning July 1, 2008, shall be decreased by nine thousand thirty dollars (\$9,030).

**The Act**  
**continued**

**SECTION 4. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

## Appendix B

# Colorado State Boards, and Commissions

- Advisory Committee on Licensing of Child Care Facilities
- Auraria Higher Education Center Board of Directors
- Board of Colorado Educational and Cultural Facilities Authority
- Board of Colorado Health Facilities Authority
- Board of Directors of CoverColorado
- Board of Examiners of Nursing Home Administrators
- Board of Governors of the CO State University System
- Board of Parks and Outdoor Recreation
- Board of Trustees for Adams State College
- Board of Trustees for Ft. Lewis College
- Board of Trustees of the Colorado School of Mines
- Caring for Colorado Foundation
- Charter School Institute Board
- Colorado Advisory Council on AIDS
- Colorado Board of Veterans' Affairs
- Colorado Children's Trust Fund Board
- Colorado Civil Rights Commission
- Colorado Commission for the Deaf and Hard of Hearing
- Colorado Commission on Higher Education
- Colorado Commission on Low Income Energy Assistance
- Colorado Commission on the Aging
- Colorado Council on the Arts
- Colorado Scenic & Historic Byways Commission
- Colorado State Child Fatality Prevention Review Team
- Colorado State Historic Preservation Review Board
- Colorado Tourism Office Board of Directors
- Colorado Traumatic Brain Injury Board
- Commission on Mandated Health Insurance Benefits
- Dental Advisory Council
- Developmental Disabilities Council
- Emergency Medical and trauma Services Advisory Council
- Emergency Planning Commission
- Executive Residence Advisory Commission
- Fire & Police Pension Association Board of Directors
- Governor's Commission on Community Service
- Governor's Council for Physical Fitness
- Health Care Community Board
- Information Management Commission & Statewide Internet Portal Authority
- Medical Services Board
- Mental Health Advisory Board for Service Standards & Regulations
- Minority Business Advisory Council & Women's Economic Development Advisory Council
- Peace Officer's Standards and Training Board
- Private Occupational School Board
- Public Utilities Commission of the State of CO
- Read-to-Achieve Board
- Sickel-Cell Anemia Advisory Committee
- Small Business Council
- Special Funds Board for Workers' Comp. Self Insurers
- State and Veterans Nursing Home Commission
- State Board of Licensed Professional Counselor Examiners & State Board of Psychologist Examiners
- State Board of Licensure for Architects, Professional Engineers & Professional Land Surveyors
- State Board of Nursing & State Board of Pharmacy
- State Capitol Building Advisory Committee
- State Interagency Coordinating Council
- State Personnel Board
- State Rehab Advisory Council
- Statewide Independent Living Council
- Victim's Assistance and Law Enforcement Advisory Board
- Workers' Compensation Cost Containment Board
- Workforce Development Council

## Appendix C

# Legislation Checklist

Goal: It is a goal of the Colorado Advisory Council for Persons with Disabilities to help provide some quick tools to help policymakers analyze how a bill impacts people with disabilities and their families.

- Equal Rights: Does the bill give the same access to rights for persons with disabilities on its face and in its actual application?
- Increased Costs, Fees: Cost increases have a disparate impact on people on fixed income.
- Increase “Assets”: Potential to impact eligibility for benefits.
- Standards / Uniformity: Can sometimes cause unintended harm to persons / families with disabilities.
- Government & Private Access: hours, wait-lines, navigating phones, websites accessible to persons with disabilities?
- Custody: take care parents with disabilities aren’t losing parenting rights because it is easier for non disabled parent etc.
- Crimes: strict liability crimes (with no mental state requirement) can inadvertently criminalize people with behavioral disorders. Do aggravating & mitigating circumstances adequately reflect people with disabilities who get tripped up?
- Education: Are there adequate communication channels, individualization, IEP support, enough flexibility in curriculum, rules, para training?
- Workplace: Does any given employment bill help or hurt the ability for people with disabilities to find work or accommodations?
- Healthcare: Exclusions for a pre-existing conditions always hurt people with disabilities. Poor Medicaid reimbursement rates can hurt access.
- Transportation: Is it possible to get to any given place without a car? How long? How confusing?
- Rehab: Access to timely intervention can minimize or eliminate some disabilities entirely.
- Funding: Does this bill require funding (that may be taking funds away from programs need for persons with disabilities? i.e. special education, Medicaid, CHP+, CICIP, AND, TANF, DVR, Food Stamps, Rehab (OT, in home health care, etc.)

How does this bill directly or indirectly impact people who can’t See? Hear? Talk? Walk? Read? Sit for long periods? Interact comfortable with others? Function in public without an assistant? Or who have cognitive, psychological or behavioral disorders? Learning Disabilities? Memory problems? Concentration limits?

**Ask!** Before you write legislation that may impact people with disabilities it is critical to ask individuals or advocacy groups for input on how they think it I may impact them.

## Appendix D

# 2009 Legislation

- Senate Bill 005** - Concerning the Colorado Traumatic Brain Injury Program
- Senate Bill 009** - Concerning Dental Services for Persons Participating in Certain State-Funded Medical Services Programs
- Senate Bill 012** - Concerning Professional Review of Health Care Providers
- Senate Bill 061** - Concerning The Qualifications Of Health Care Professionals Who Review Claims For Medical Treatment Under Insurance Policies
- Senate Bill 102** - Concerning The Lack Of Employer-Sponsored Insurance As An Eligibility Requirement For Public Medical Assistance
- Senate Bill 103** - Concerning The Designation Of The Practice Of Providing Financial Incentives To Persons Handling Insurance Claims For Making Determinations That Adversely Affect Insured's As A Deceptive Act In The Business Of Insurance
- Senate Bill 130** - Concerning The Creation Of The Colorado Scholarships For Children With Autism Pilot Program
- Senate Bill 133** - Concerning Increased Surcharges For Traffic Violations That Apply The Moneys Collected To The Colorado Traumatic Brain Injury Trust Fund
- Senate Bill 144** - Concerning Programs For The Deaf And Hard Of Hearing
- Senate Bill 244** - Concerning Health Insurance Benefits for the Treatment of Autism Spectrum Disorders
- Senate Bill 251** - Concerning the Authority of a Licensed HealthCare Provider to Charge a Fee for Certain Ophthalmic Devices
- Senate Joint Resolution 09-039** - Concerning the recognition of the history of the disability rights movement, and, in connection therewith, proclaiming Disability History Week in Colorado
- House Bill 1012** - Concerning Incentives Provided by Health Insurance Carriers to Encourage Voluntary Participation in Programs to Promote Health
- House Bill 1018** - Concerning the Removal of Obsolete Language in Statutory Provisions Implementing the Statewide Voter Registration and Election System for Purposes of Compliance with the Federal "Help America Vote Act".
- House Bill 1020** - Concerning Expedited Processes for Reenrollment in Publicly Funded Medical Programs
- House Bill 1026** - Concerning The Application Of Vehicle Laws To Low-Power Vehicles That Operate With Less Than Four Wheels In Contact With The Ground, And, In Connection Therewith, Defining "Low-Power Scooter"
- House Bill 1047** - Concerning a Program for Providing Additional Therapies to Certain Persons with Disabilities Who are Eligible to Receive Medicaid (Pilot Program)
- House Bill 1078** - Concerning Training For Foster Parents In Regard To Individualized Education Programs
- House Bill 1084** - Concerning Procedures for the Review of Providers Under the State Medical Assistance Program
- House Bill 1090** - Concerning The Use Of Titles Associated With Interpretation For Deaf Persons, And, In Connection Therewith, Making Unauthorized Use Of Such Titles A Deceptive Trade Practice Under The "Colorado Consumer Protection Act"
- House Bill 1096** - Concerning The Establishment Of Standards To Assess A Person's Competency To Operate A Motor Vehicle
- House Bill 1097** - Concerning The Development Of An Alternative Medical Assistance Program For The Elderly
- House Bill 1139** - Concerning Fetal Alcohol Spectrum Disorders
- House Bill 1296** - Concerning Extending the Repeal Date for the Reading Assistance Grant Program

## **Appendix E** **Joint Resolution 09-039**

BY SENATOR(S) Spence, Boyd, Carroll M., Gibbs, Groff, Heath, Hodge, Hudak, Isgar, Keller, Kester, Morse, Newell, Sandoval, Schwartz, Shaffer B., Tapia, Tochtrop, Veiga, White, Williams; also REPRESENTATIVE(S) Primavera, Acree, Apuan, Balmer, Baumgardner, Benefield, Bradford, Casso, Court, Curry, Ferrandino, Fischer, Frangas, Gagliardi, Gardner B., Gardner C., Gerou, Green, Hullinghorst, Judd, Kagan, Kefalas, Kerr A., Kerr J., King S., Labuda, Lambert, Levy, Liston, Looper, Marostica, Massey, May, McCann, McFadyen, McKinley, McNulty, Merrifield, Middleton, Miklosi, Murray, Nikkel, Pace, Peniston, Pommer, Priola, Rice, Riesberg, Roberts, Ryden, Scanlan, Schafer S., Solano, Sonnenberg, Soper, Stephens, Summers, Swalm, Tipton, Todd, Vaad, Vigil, Waller, Weissmann, Carroll T.

### **CONCERNING RECOGNITION OF THE HISTORY OF THE DISABILITY RIGHTS MOVEMENT, AND, IN CONNECTION THEREWITH, PROCLAIMING DISABILITY HISTORY WEEK IN COLORADO.**

WHEREAS, More than 54 million Americans, or 19% of the population, are living with some level of disability, and 12% of the population, or about 35 million people, are classified as having a severe disability; and

WHEREAS, About 656,000 Coloradans, which is 13% of the state's residents, live with disabilities, and over 80,000 students, or approximately 12% of the student population in the state, receive either special education services or some type of accommodation for a disability; and

WHEREAS, Colorado is recognized nationwide for its leadership in the disability rights movement and for promoting disability rights and providing services that enable people with disabilities to participate in and contribute to their communities; and

WHEREAS, In 1975, a group of young, disabled Colorado nursing home residents, assisted by concerned staff members, fought to secure provision of Medicaid support services for home settings and moved out of the nursing home to form the Atlantis Community, the first home health agency in Colorado to provide attendant services in a community setting; and

WHEREAS, Members of the Atlantis Community brought legal action against the nursing home, which case highlighted serious problems with the institutional care of persons with disabilities and helped to bring about federal minimum standards of direct patient care for residents in nursing homes; and

WHEREAS, The Atlantis Community also coordinated one of the first major disability rights protests in the United States when, in July 1978, nineteen people with severe disabilities stopped traffic at Broadway and Colfax in downtown Denver and blocked buses overnight to demonstrate for wheelchair-accessible public transportation, a protest commemorated by a plaque installed at the intersection by the City and County of Denver on July 26, 1992, that lists the names of the "Gang of Nineteen" who participated in the blockade; and

## **Joint Resolution 09-039** **continued**

WHEREAS, In 1983, members of Denver's disability rights community organized "ADAPT", originally the American Disabled for Accessible Public Transit, a grassroots activist movement that has worked to highlight the needs and rights of the disabled community and that has grown into a successful national advocacy organization; and

WHEREAS, The disability community's continuing nationwide activism has led to significant progress in rights and accommodations for persons with disabilities, such as sidewalk curb cuts, requirements for wheelchair accessibility in public buildings, access to polling places, deinstitutionalization, and supported employment efforts; and

WHEREAS, A major milestone in the disability rights movement was the federal Americans with Disabilities Act of 1990, which was passed on July 26th of that year and which provides broad civil rights protections for persons with disabilities; and

WHEREAS, Disability rights activists continue to fight for home- and community-based health care options and to advocate for the expansion of community-based programs; and

WHEREAS, Leaders in Colorado's government have long recognized that inclusion of people with disabilities in public policy-making, particularly regarding policies that affect people in the disabled community, is in the best interest of the state; and

WHEREAS, Progressive businesses and agencies demonstrate that employing persons with disabilities benefits the business, the employee, and the community as a whole; and

WHEREAS, To ensure the full inclusion of people with disabilities into all aspects of society, it is essential to educate the public about the history of the disability rights movement and to raise awareness of the daily challenges faced by persons living with disabilities and of the talents and skills that such persons can bring to the work environment; and

WHEREAS, Public schools, postsecondary educational institutions, state agencies, and community organizations in the state can and should help to promote awareness and understanding about people with disabilities and the disability rights movement through educational programs and activities; now, therefore,

*Be It Resolved by the Senate of the Sixty-seventh General Assembly of the State of Colorado, the House of Representatives concurring herein:*

(1) That we, the members of the Colorado General Assembly, recognize and applaud the fortitude and tenacity of those Coloradans who began the campaign to secure civil rights for persons with disabilities and those who continue the fight;

(2) That we encourage schools, educational institutions, state agencies, businesses, and community **23** organizations to work together to raise the public's awareness of disability issues, to share the history of the disability rights movement, and to promote fair treatment of and equal opportunities for people with disabilities; and

## **Joint Resolution** **09-039 continued**

(3) That we proclaim the week beginning July 26, 2009, the anniversary of the signing of the federal Americans with Disabilities Act of 1990, as Disability History Week in Colorado.

*Be It Further Resolved, That copies of this Joint Resolution be sent to the Colorado Statewide Independent Living Council, the Division of Vocational Rehabilitation in the state Department of Human Services, the Colorado Developmental Disabilities Council, the Colorado Traumatic Brain Injury Board, the Colorado Advisory Council for People with Disabilities, the State Rehabilitation Council, the Colorado Cross-Disability Coalition, the Legal Center for People with Disabilities and Older People, the National Federation of the Blind of Colorado, the Colorado Association of the Deaf, the National Alliance for the Mentally Ill - Colorado, the Disability Business Technical Assistance Center in Colorado Springs, the Brain Injury Association of Colorado, and the Association of Colorado Centers for Independent Living.*



# Appendix F

## State ADA Coordinators

### ADA Coordinator List

<u>Name</u>	<u>Agency</u>	<u>Phone</u>	<u>E-mail</u>
Ann Margaret Gallegos	Public Health & Environment	303-692-062	<a href="mailto:ann.gallegos@state.co.us">ann.gallegos@state.co.us</a>
Benjamin Cordova	CDOT	303-757-9594	<a href="mailto:benjamin.cordova@dot.state.co.us">benjamin.cordova@dot.state.co.us</a>
Carlton Brooks	*		
Carmel Garcia	Attorney General	303-866-4580	<a href="mailto:carmel.garcia@state.co.us">carmel.garcia@state.co.us</a>
Carol Stahlberg	DORA	303-894-2360	<a href="mailto:carol.stahlberg@dora.state.co.us">carol.stahlberg@dora.state.co.us</a>
Charles MacKensey	*		
Charles Scheibe	Dept. of Treasury	303-866-5826	<a href="mailto:charles.scheibe@state.co.us">charles.scheibe@state.co.us</a>
Cindy Langan	*		
Ed Gietl	EDO- HR Section	303-239-4430	<a href="mailto:ed.gietl@cdps.state.co.us">ed.gietl@cdps.state.co.us</a>
Frances Alexander	*		
George deCurnou	Div. Health Care Policy & Finance	303-866-2704	<a href="mailto:george.decurnou@state.co.us">george.decurnou@state.co.us</a>
Georgia Adame	Executive Director's Office	303-866-4244	<a href="mailto:georgia.adama@state.co.us">georgia.adama@state.co.us</a>
Gina Jaquez	Div. Health Care Policy & Finance	303-866-3255	<a href="mailto:gina.jaquez@state.co.us">gina.jaquez@state.co.us</a>
Gwen Gruenloh	*		
Jacqueline Brown-Tremble	Revenue EDO- Human Resources	303-866-4282	<a href="mailto:jbrown-tremble@spike.dor.state.co.us">jbrown-tremble@spike.dor.state.co.us</a>
Janet Brinkman	*		
Janet Martin	Department of Education	303-866-6770	<a href="mailto:martin_j@cde.state.co.us">martin_j@cde.state.co.us</a>
Jennifer Squire	*		
Jim Davidson	State Historical Society	303-866-2136	<a href="mailto:jim.davidson@chs.state.co.us">jim.davidson@chs.state.co.us</a>
Julie Luekenga	*		
Ken Nufer	*		
Kirsten Moorek	*		
Marci Sannes	Judicial SCA Office	303-861-1111	Not available
Marlene Boettcher	*		
Marshall Parks	*		
Mary Sierra	Public Health & Environment	303-692-2066	<a href="mailto:mary.sierra@state.co.us">mary.sierra@state.co.us</a>
Matthew Flora	Department of Human Services	303-866-5900	<a href="mailto:matthew.flora@state.co.us">matthew.flora@state.co.us</a>
Michael Roseberry	*		
Michelle Padilla	*		
Mindy Masias	Judicial SCA Office	303-861-1111	<a href="mailto:mindy.masias@judicial.state.co.us">mindy.masias@judicial.state.co.us</a>
Mona F. Huestis	DOLA- Director of HR	303-866-4911	<a href="mailto:mona.huestis@state.co.us">mona.huestis@state.co.us</a>
Myra Pasco	*		
Nancy J. Brown	Revenue-EDO-HR	303-866-4278	<a href="mailto:nbrown@spike.dor.state.co.us">nbrown@spike.dor.state.co.us</a>
Renee Johnson	*		
Rick Thompkins	Corrections	719-226-4401	<a href="mailto:rick.thompkins@doc.state.co.us">rick.thompkins@doc.state.co.us</a>
Ronda L. Torres	AGR Commissioners Office	303-239-4100	<a href="mailto:ronda.torres@ag.state.co.us">ronda.torres@ag.state.co.us</a>

\* State Website does not have any contact information for this person under this name and/or spelling

## Appendix F State ADA Coordinators *continued*

Sara Wood	CDLE	303-318-8205	Not available
Shannon Long	*		
Shelley Oxenreider	Attorney General	303-866-4500	<a href="mailto:shelley.oxenreider@state.co.us">shelley.oxenreider@state.co.us</a>
Sheryl Lebsack	Dept. of Human Services	303-866-7132	Not available
Sibyl Clausen	Secretary of State	303-894-2200	<a href="mailto:sibyl.clausen@sos.state.co.us">sibyl.clausen@sos.state.co.us</a>
Tamy Calahan	Military & Veterans Affairs	720-250-1520	<a href="mailto:tamy.calahan@dmva.state.co.us">tamy.calahan@dmva.state.co.us</a>
Tiffany Monroe	Revenue-EDO-HR	303-866-3716	<a href="mailto:tmonroe@spike.dor.state.co.us">tmonroe@spike.dor.state.co.us</a>
Vernon Jackson	HS- Wheat Ridge Reg. Center	303-866-7129	<a href="mailto:vernon.jackson@state.co.us">vernon.jackson@state.co.us</a>
Wendy Kispert	Dept. of Education	303-866-6815	<a href="mailto:kispert_w@cde.state.co.us">kispert_w@cde.state.co.us</a>

\* State Website does not have any contact information for this person under this name and/or spelling

## APPENDIX G

# Community Service Grant Proposal

The Council proposes to hold three (3) community forums for the purpose of soliciting public comment and input about the unserved & underserved needs of persons with disabilities and about current services that are benefitting individuals with disabilities. These forums would be held in 3 separate geographic regions of the state, i.e. Southern Colorado, Southwestern Colorado and Western Colorado. The forums would be structured to accomplish three primary goals.

**Goal 1)** is to hear directly from community members, including those with disabilities and those who have an interest in the welfare of people with disabilities. Specifically, information would be sought related to implementation of accommodations as addressed in the Title II of the Americans with Disabilities Act, with particular focus on employment, education, transportation, healthcare, housing, and recreation.

**Goal 2)** is to provide information about services and opportunities that are currently available for individuals with disabilities, including community service. It is the desire of the Council to partner with the Commission on Community Service in identifying these services and developing printed and electronic information about these services.

**Goal 3)** is to provide basic information about the requirements of Title II of the ADA as it relates to responsibilities of public entities for providing appropriate accommodations and services to provide equal access for persons with disabilities. The Council will partner with the appropriate agencies to develop materials and to present the information in accessible formats.

Colorado AmeriCorps could benefit from this plan in a number of ways. 1) there is the potential that individuals with disabilities will apply to participate as AmeriCorps members as a result of information shared at the forum. 2) the materials developed as a part of this plan would be made available to AmeriCorps members to be used as appropriate in their work. 3) the information obtained from the community forums will provide valuable data for AmeriCorps planning and project implementation. 4) the Council will explore the possibility that AmeriCorps members could be trained to assist in providing the training and to conduct public forums in the future.

Materials will be developed to provide information in accessible formats to increase public awareness of accommodations and services that enable persons with disabilities to access community services and opportunities. In addition, materials will be developed to provide information about available employment, training, and service opportunities for persons with disabilities. These will be in both print and electronic formats designed for accessibility. The project will utilize existing resources to the extent possible, for example, materials specific to Colorado AmeriCorps, and when necessary adapt them for easy access by persons with disabilities.

Training materials will include a lesson plan, PowerPoint presentation, and suggested supporting activities for public presentations related to the ADA, needs of persons with disabilities, and ways for communities to increase the inclusion of persons with disabilities within the life activities of their communities.

## Appendix H Council Officers

- Sharon “Ann” Pearce, Chair
- Tom D. Muniz, 1st Vice Chair
- John Beckman, 2nd Vice Chair
- Darlene Beals, Secretary
- William F. Muth, Treasurer
- Frank Lombardi, Past Chair

# **Appendix I**

## **Strategic Plan 2008-2010**

### **I. Coordination with state boards, advisory councils, and commissions**

- Develop distribution list of state board and commissions
- Set up team room on E-Colorado
- Review existing brochure
- Create website
- Develop disability agency resource guide
- Develop quarterly information “Tidbits”

### **II. Legislation and state policy advisement**

- Review state legislation as it is introduced
- Determine distribution of information
- Determine protocol for council consensus
- Develop timeline for decisions

### **III. Monitoring of Title II Implementation**

- Summarize requirement from Federal Regulations
- Train ADA Coordinators on:
  - Self Assessments
  - Plan to correct deficiencies
  - Complaint/grievance procedure

### **IV. Public entry point for grievances and issues for persons with disabilities**

- Create a system to organize and manage flow of information

### **V. Procedures for Council Internal Operations**

- Develop and adopt by-laws
- Develop Council procedure to implement and support by-laws
- Ensure committees are active in implementing council activities

## **Appendix J** **By-Laws**

### **ARTICLE I - CREATION**

#### Section 1 - Name and Authority

The Colorado Advisory Council for Persons with Disabilities, hereinafter referred to as "the Council," was created by CRS, Title 24, Article 45.5, enacted on July 1, 2008.

#### Section 2 - Location

The Council is in the Office of the Governor of Colorado.

#### Section 3 - Operating Year

The Council's operating year shall conform to the State of Colorado's Fiscal Year, which is July 1st through June 30th of each year.

### **ARTICLE II - PURPOSE**

The Council shall serve in an advisory capacity to ensure equality of opportunity, independent living, and economic self-sufficiency for all of the state's citizens, including persons with disabilities, to the Governor's Office and General Assembly on issues relating to the needs, problems and other concerns of people with disabilities.

### **ARTICLE III – POWERS AND DUTIES**

#### Section 1. The council shall:

Coordinate with State boards, advisory councils, and commissions established for, or related to, persons with disabilities.

Advise the Governor and General Assembly on legislation and state policy affecting persons with disabilities.

Issue an annual report to the Governor and General Assembly on the State's programs, services, and policies affecting and addressing persons with disabilities.

Monitor the State's implementation of Title II of the federal "Americans with Disabilities Act of 1990", 42 U.S.C. 12101 et seq., as amended, including oversight pursuant to *Olmstead v. L.C.* and *E.W.*, 527 U.S. 581 (1991).

Act as an additional entry point for public grievances regarding disability issues and refer those grievances to the appropriate state agency or personnel.

Develop procedures relating to the Council's internal operations.

Section 2. All Council activities and decisions shall be in accordance with state and federal laws and regulations.

## **By-Laws** **continued**

### **ARTICLE IV - MEMBERSHIP**

#### Section 1 - Composition

The Council shall consist of no more than twenty (20) members and shall reflect statewide participation and a commitment to the inclusion of persons with disabilities.

At least seven (7) members shall come from State agencies serving persons with disabilities.

The remaining members shall represent persons with disabilities from business and industry, disability advocacy organizations, and other non-profit organizations focused on disability issues.

#### Section 2 – Selection

The Governor shall appoint Council members. The Council may recommend qualified applicants to the Governor for consideration.

#### Section 3 - Terms

The terms of the Council members shall expire at the pleasure of the Governor. Upon expiration of a Council member's term, the Council member shall continue to serve until a successor is appointed as follows: The Governor shall appoint a qualified person to fill a vacancy on the Council for the remainder of any unexpired term.

If the Governor does not appoint a person to fill the vacancy within sixty days after the date the vacancy arises, the Speaker of the House of Representatives and the President of the Senate, within ninety days after the date the vacancy arises, shall jointly appoint a qualified person to fill the vacancy.

If the Speaker of the House of Representatives and the President of the Senate do not appoint a person to fill the vacancy within the ninety-day period, the Council, by a majority vote, shall appoint a qualified person to fill the vacancy.

#### Section 4 – Associate Members

The Council may invite interested individuals to participate in Council activities as Associate Members. Associate members are not appointed by the Governor and thus are not entitled to vote, hold office, or serve as a committee chair. They may participate in all other related activities of the Council, including serving on committees. Candidates for Associate membership shall be recommended by the Membership Committee.

Associate membership is bestowed by a simple majority vote of a quorum at a regular meeting.

### **ARTICLE V – OFFICERS**

The officers of the Council shall consist of a Chairperson, a First Vice-Chairperson, a Second Vice-Chairperson, a Secretary and a Treasurer. The Chairperson shall be appointed by the Governor.

## **By-Laws** **continued**

### Section 1 – Council Chairperson

The Chairperson of the Council shall be recommended by the Nominating Committee, voted on by the Council, and recommended for appointment by the Governor. At least every two years, or as vacancies occur, the Council shall make a recommendation to the Governor for the office of Chairperson.

### Section 2 – Council Vice-Chairpersons

The Council shall elect from its membership two Vice-Chairpersons. In order to ensure continuity, the First Vice-Chairperson may be recommended to the Governor to assume the position of Chairperson in the order of succession.

The First Vice-Chairperson shall assist the Chairperson in the discharge of his/her duties. In the absence of the Chairperson, the First Vice-Chairperson shall assume those duties.

The Second Vice-Chairperson shall assist the Chairperson in the discharge of his/her duties. In the absence of the Chairperson and the First Vice-Chairperson, the Second Vice-Chairperson shall assume those duties.

### Section 3 – Council Secretary

The Council shall elect from its membership a Secretary who shall be responsible for recording and preserving a written record of the actions of the Council. This may include minutes of meetings, agendas, Council correspondence and any other documents that support the work of the Council.

### Section 4 – Council Treasurer

The Council shall elect from its membership a Treasurer. The Treasurer shall be responsible for maintaining records related to the funding and expenditures of the Council and to present a report to the membership at least quarterly.

## ***ARTICLE VI – COMMITTEES***

### Section 1 – Standing Committees

The Council shall consist of the following standing committees:

#### Executive

The Executive Committee consists of the Chairperson, First Vice-Chairperson, Second Vice-Chairperson, Secretary, Treasurer and immediate Past Chairperson.

The Executive Committee shall function as the governing body of the Council between Council meetings and shall make recommendations to the Council for new policies and procedures. The Executive Committee is responsible for communicating with the Governor's Office and the General Assembly on behalf of the Council.



## **By-Laws** **continued**

### Membership

The Membership Committee shall recruit and screen potential candidates for Council membership. In addition, the Committee shall recommend individuals for Associate Membership. The committee may also serve as a resource to help recruit members for Council committees.

### Budget and Finance

The treasurer shall serve as chair of the Finance Committee.

The Finance Committee shall be responsible for (a) development and management of the annual budget; (b) oversight of the operating expenditures, including reimbursement of travel expenses and necessary accommodations; (c) development of long-range fiscal plans; (d) research and development of additional funding sources; and (e) preparation of grant proposals, as provided for by statute.

### Communications and Outreach

The Communications and Outreach Committee shall be responsible for carrying out the Council's responsibilities in (1) coordinating with other State boards and commissions; (2) providing an additional entry point for members of the public with questions, grievances or concerns on disability-related issues, and referring individuals to the appropriate program or agency; and (3) assisting in the development of the annual report.

The Committee shall develop and use effective and accessible methods to communicate with members of the public, public and private entities, and other state boards and commissions.

### ADA

The ADA Committee shall be responsible carrying out the Council's responsibility for monitoring and oversight of the State's implementation of Title II of the ADA, including oversight pursuant to "Olmstead."

### Legislative

The Legislative Committee shall monitor state legislative activity and inform the Council of pending legislation that may impact persons with disabilities.

### Section 2 – Other Committees

The Council may appoint ad hoc or special committees to address time-limited or single issue topics related to persons with disabilities.

Associate members may be members of ad hoc or special committees.

## **By-Laws** **continued**

### **ARTICLE VII -- MEETINGS**

#### Section 1: Frequency of meetings

The Council shall meet at least quarterly.

The meetings of the Council shall also be held on call of the chair or at the request of at least three (3) members of the Council.

All meetings are open to the public in accordance with applicable state and federal laws and regulations.

#### Section 2: Location of meetings

Meetings of the Council shall be held at an accessible location.

#### Section 3: Quorum

A quorum necessary for the Council to transact business shall be by a simple majority of the membership of the Council.

#### Section 4 – Voting

Decisions of the Council shall be by a simple majority of the members present and voting, unless otherwise specified by these by-laws.

The Chairperson may participate in discussions, but shall vote only to break a tie.

#### Section 5 – Rules of Order

The Council shall conduct meetings in accordance with the latest published version of *Robert's Rules of Order*.

### **ARTICLE VIII – FUNDING AND REIMBURSEMENT**

The Council is funded through general fund appropriation to the Office of the Governor.

The Council is authorized to receive and expend gifts, grants, and donations from individuals, private organizations, foundations, or any governmental unit unless such gift, grant, or donation is subject to conditions that are inconsistent with Title 24, CRS, Article 45.5, or any other law of Colorado.

Council fiscal accounting shall conform to the state fiscal year.

Council members shall not receive compensation for their time. Members may be reimbursed for actual and necessary expenses incurred in the discharge of their official duties, including an allowance for mileage as provided in section 24-9-104 (2), C.R.S., and any reasonable and necessary expenses associated with providing accommodations for a Council member's disability.

## **By-Laws** **continued**

### ***ARTICLE IX – BY-LAWS***

#### **Section 1 – By-Law Changes**

These by-laws may be amended or repealed by a majority vote of the entire membership of the Council, either in person or electronically, at any regular meeting.

New by-laws may be adopted by a majority vote of the entire membership of the Council, either in person or electronically, at any regular meeting.

Notice of any proposed changes to the by-laws must be distributed to all Council members no fewer than ten (10) days prior to the meeting.

#### **Section 2 – Statement of Adoption**

These by-laws are hereby adopted by the Colorado Advisory Council for Persons with Disabilities on (date).

Signatures:

Members, Executive Committee

# Appendix K Grant Award Letter



GOVERNOR'S COMMISSION ON COMMUNITY SERVICE  
OFFICE OF LT. GOVERNOR BARBARA O'BRIEN  
225 EAST 16<sup>TH</sup> AVENUE, SUITE B-52 • DENVER, COLORADO 80203  
PHONE: 303.866.6426 • FAX: 303.866.2525  
WWW.COLORADO.GOV/GCCS • GOVERNORS.COMMISSION@STATE.CO.US

COMMISSIONERS  
CHRISTINE BENERO,  
CHAIR  
DENVER

GARTH SCHAEFER,  
VICE CHAIR  
DENVER

ROBERT S. ARCINIAGA  
ELIZABETH

CHERYL ARMSTRONG  
DENVER  
DENVER

RICHARD ESQUIBEL  
ALAMOSA

JOHANNA B. GARTON  
DENVER

AMY HUMBLE  
COLORADO SPRINGS

MAUREEN K. MCGUIRE  
GRAND JUNCTION

JACQUELINE MERRILL  
ASPEN

THOMAS RAPP  
FEDERAL HEIGHTS

MARK SHELTON  
FORT COLLINS

DARIUS SMITH  
DENVER

LINDSAY MORGAN TRACY  
DENVER

BRUCE CLINE  
EX-OFFICIO

EXECUTIVE DIRECTOR  
TOYA M. NELSON

SENIOR PROGRAM  
OFFICER  
MARK SKINNER

PROGRAM OFFICER  
TERRI JUTZI

COMMUNITY & VOLUNTEER  
COORDINATOR  
JANET MICKISH, PHD

PROGRAM ASSISTANT  
JOVAN MELTON

December 22, 2008

Ms. Ann Pearce, Council Chairperson  
7622 W. Elmhurst Drive  
Littleton, CO 80128

**Re: Request for Funding From the Governor's Commission on Community Service**

Dear Ms. Pearce:

The Governor's Commission on Community Service (GCCS) is pleased to inform you that we have approved a grant for your organization in the amount of \$1500.00. We congratulate you for being selected to receive this award under the Commission's Disability Inclusion and Awareness fund.

Colorado Disability "mini-grants" are made possible by funding from the Corporation for National and Community Service and are intended to increase inclusion of persons with disabilities in National Service and to further opportunities for our AmeriCorps members and staff.

Your efforts to include AmeriCorps programs and the GCCS in outreach and material development are commendable. The GCCS is excited to assist with this worthwhile project.

Once again, congratulations for being selected as a FY 2008-09 grant award recipient. Attached is a letter regarding your acceptance of these grant funds. Please sign and date this letter and return it via fax to the Commission at 303-866-2572. Our Commission board and staff extend best wishes for your success in this program, and we look forward to working with your organization this year to assist in establishing a system that provides lasting benefits to communities and residents of Colorado.

Sincerely,

Terri Jutzi, State Disability Coordinator  
Governor's Commission on Community Service

# Appendix L E-Colorado Portal

Welcome to e-colorado.org - Mozilla Firefox

File Edit View History Bookmarks Tools Help

http://www.e-colorado.org/TeamRoom.aspx?ID=1611

Most Visited Getting Started Latest Headlines Customize Links Free Hotmail Windows Marketplace Windows Media Windows

McAfee SiteAdvisor

Announcements Team Rooms Portfolios Meeting Online Calendar Newsletters Peer Networking Locations Glossary FAQs

e-COLORADO

Home

Need some help ?

## Welcome, Julia!

### Colorado Disability Advisory Council

Team Room Description: The Colorado Advisory Council for Persons with Disabilities is established under Title 24, Article 45.5, CRS to serve in an advisory capacity to the Governor and State Legislature on disability-related issues. The Council also: - coordinates with state boards, advisory councils and commissions established for, or related to, persons with disabilities; - prepares and issues an annual report on the State's programs, services and policies related to persons with disabilities; - monitors the State's implementation of Title II of the Americans with Disabilities Act of 1990; - acts as an additional entry point for public grievances regarding disability issues, and refers those grievances to the appropriate state agency.

Type: Private

### Announcements

There are no announcements for the topics to which you subscribed.

[More](#)

### Team Calendar

Today is Monday, December, 07, 2009

- [12/8/2009: Colorado Advisory Council Meetings](#)
- [1/12/2010: Colorado Advisory Council Meetings](#)

[More](#)

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## Appendix M Budget

### 2008-2009 Budget

Office Expenses	\$ 900
Travel	\$1,000
Accommodations	\$4,000
Website	\$2,000
Telecommunications	\$1,000
Meetings	<u>\$ 130</u>
<b>TOTAL</b>	<b>\$9,030</b>

## **Appendix N** **Council Membership**

- Michael Bastien, Division of Vocational Rehabilitation
- Darlene Beals, Community Member
- Julia Beems, Assistive Technology Partners
- John Beckman, Community Member
- Megan Burgess, Community Member
- Joy Caine, Division of Vocational Rehabilitation
- Senator Morgan Carroll, Community Member
- Benjamin Cordova, Colorado Department of Transportation
- Robert “Bob” Epstein, Community Member
- Frank Lombardi, Colorado Department of Personnel and Administration
- Griffith R. McClure, Community Member
- Tom D. Muniz, Community Member
- William F. Muth, Community Member
- Barbara C. Palmer, Colorado Department of Education
- Sharon “Ann” Pearce, Community Member
- Gina Robinson, Colorado Department of Health Care Policy and Financing
- Dwight Roinestad, Community Member
- Joseph W. Sims, Jr., Community Member
- Nancy R. Snow, Colorado Division of Civil Rights

## Appendix O

# Disability Mentoring Day

Disability Mentoring Day is a nationwide effort to promote career development for students with disabilities through hands-on career exploration. The Colorado Advisory Council for Persons with Disabilities sponsors Disability Mentoring Day for Colorado.

Students with disabilities (mentees) are matched with workplace mentors according to expressed career interests. Mentees experience a typical day on the job and learn how to prepare to enter the world of work. Employers gain an increased awareness that people with disabilities represent an overlooked talent pool. Disability Mentoring Day is a program of the American Association of People with Disabilities (AAPD).

Disability Mentoring Day began in 1999 with fewer than three-dozen student participants as part of a White House effort to increase the profile of National Disability Employment Awareness Month (NDEAM), celebrated every October. In 2005, 9,000 youth with disabilities participated nationally and in 20 international locations. They were mentored by more than 2,000 private, non-profit, governmental, and educational organizations.

The goals of Disability Mentoring Day are:

- To enhance internship and employment opportunities for people with disabilities.
- To promote disability as a central component of diversity recruitment for a more inclusive workforce.
- To dispel employers' fears about hiring people with disabilities.
- To increase confidence among students and job seekers with disabilities.
- To launch a year-round effort to foster mentoring opportunities.

Participants include:

Employers (private, non-profit, government, educational), students with disabilities, and educators participate in Disability Mentoring Day.

### 2008 Colorado Disability Mentoring Day Report

We had the commemoration event for Colorado Disability Mentoring Day – Connecting Youth to Careers activities. This event was a huge success. Special thanks go out to Derek Woodbury with OED for all his help in drafting and disseminating our press release for this event. Everyone from the Front range School to Work Alliance Program Collaborative especially Jamie Koenecny; Jennifer Medina; Jan Edwards from Colorado SWAP program; Monica Schultz from ACE CTE program from DPS; as well as all the local SWAP coordinators were truly the heart and soul behind the initiative this year.

**OUTCOME:** We had more than 130 youth and more than 30 employers participate in activities throughout the month and the commemoration breakfast was coordinated beautifully by everyone on the planning committee and we had numerous sponsors including the Colorado Dept of Education. This initiative was a fantastic event this year and I hope is something that continues and grows for the foreseeable future.



# Appendix P

## Colorado Disability Organizations

ADAPT	Easter Seals Colorado
ALS Association - Rocky Mountain Chapter	Eastern Colorado Services for the Developmentally Disabled, Inc.
American Council of the Blind Colorado Inc.	Envision
American Diabetes Association	Epilepsy Foundation of Colorado
ARC of Colorado	Federation of Families for Children's Mental Health - Colorado Chapter
Arkansas Valley Community Center	Foothills Gateway
Assistive Technology Partners	Goodwill Industries
Atlantis Community	Horizon Specialized Services, Inc.
Blue Peaks Developmental Services, Inc.	Imagine!
Center for Disabilities	Independent Life Center
Center for Independence	Mesa Developmental Services, Inc.
Center for People with Disabilities	Mile High Down Syndrome Association
Colorado Advisory Council for Persons with Disabilities	Mountain Valley Developmental Services, Inc.
Colorado Behavioral Health Care Council	Muscular Dystrophy Association
Colorado Blue Sky Enterprises, Inc.	NAMI – Colorado
Colorado Commission for the Deaf and Hard of Hearing	National Stroke Association
Colorado Cross Disability Coalition	Office of Adult Disability and Rehabilitation Services
Colorado Developmental Disabilities Council	Paralyzed Veterans of America - Mountain States Chapter
Colorado Parkinson's Foundation	Parent to Parent of Colorado
Colorado Post-Polio Connections	Parkinson's Association of the Rockies
Colorado Springs Independence Center	Rocky Mountain Arthritis Foundation
Colorado State Government - Pueblo Regional Center	Southeastern Developmental Services
Colorado Talking Book Library	Southern Colorado Developmental Disabilities Services, Inc.
Community Connections, Inc.	Southwest Center for Independence
Community Options, Inc.	Spina Bifida Association of Colorado
Connections for Independent Living	Starpoint
CP Colorado	TASH – ColoradoChapter
Cystic Fibrosis Foundation - Colorado Chapter	The Davis Phinney Foundation
Denver Center for Independent Living	The Legal Center for People with Disabilities and Older People
Denver Options, Inc.	The Resource Exchange
Depart. of Health Care Policy and Financing	Traumatic Brain Injury Trust Fund Program
Developmental Disabilities Resource Center	Veterans of Foreign Wars - Department of Colorado
Developmental Pathways	Wounded Warrior Project
Disabled Resource Services	
Division for Developmental Disability - Grand Junction	
Division of Behavioral Health - CO Dept. of Human Services	
Division of Vocational Rehabilitation	