

LEGISLATURE OF THE STATE OF IDAHO

Sixtieth Legislature

Second Regular Session - 2010

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 455

BY THOMPSON

AN ACT

RELATING TO STATE GOVERNMENT; AMENDING SECTION 67-2319, IDAHO CODE, TO PROVIDE FOR THE IDAHO COUNCIL FOR PURCHASES FROM PEOPLE WITH SEVERE DISABILITIES, TO PROVIDE FOR THE APPOINTMENT OF COUNCIL MEMBERS, TO PROVIDE FOR THE LENGTH OF TERM OF COUNCIL MEMBERS, TO PROVIDE FOR APPOINTMENT TO COUNCIL AS VACANCIES OCCUR, TO PROVIDE THAT MEMBERS SHALL SERVE WITHOUT HONORARIUM AND TO PROVIDE FOR COUNCIL DUTIES AND RESPONSIBILITIES.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 67-2319, Idaho Code, be, and the same is hereby amended to read as follows:

67-2319. PURCHASING PRODUCTS OF REHABILITATION FACILITIES -- COUNCIL
ESTABLISHED. (1) Products which are manufactured by and services which are provided for nonprofit corporations and public agencies operating rehabilitation facilities serving the handicapped and disadvantaged and offered for sale at the fair market price as determined by the administrator of the division of purchasing which meet the specific requirement for such products may be procured by the state agencies or departments or any political subdivision of the state from such nonprofit corporations or public agencies without advertising or calling for bids.

(2) (a) There is hereby established, within the state department of education, the Idaho council for purchases from people with severe disabilities. The state board of education shall appoint members of the council comprised of the following: a representative from a private nonprofit community rehabilitation program; a representative from the division of purchasing; a representative from the private sector; a representative from a labor organization; the administrator of the division of vocational rehabilitation; and a representative from one (1) other state agency. Each member of the council shall serve for a term of three (3) years. Members of the council shall select a chairperson from their members. Members of the council shall be appointed by a simple majority of the state board of education.

(b) To the extent there are no vacancies on the council on July 1, 2010, the state board of education shall appoint members to the council as vacancies occur.

(c) The council established by this section is a voluntary council and, consequently, members shall serve without honorarium, compensation or expense reimbursement of any kind as provided for in section 59-509(a), Idaho Code.

(3) The council's duties and responsibilities shall include the following:

- 1 (a) To promote the purchase by state agencies of goods and services
- 2 produced by people with severe disabilities in private nonprofit
- 3 community rehabilitation programs;
- 4 (b) To conduct monitoring and study the implementation of the
- 5 purchasing program authorized by subsection (1) of this section.
- 6 (c) To designate a central nonprofit organization to coordinate the
- 7 participation of private nonprofit community rehabilitation programs
- 8 in the Idaho purchasing program and develop procedures for such
- 9 participation.
- 10 (d) To advise the division of purchasing on the development and
- 11 operation of a program to purchase products and services from people
- 12 with severe disabilities in private nonprofit community rehabilitation
- 13 programs; and
- 14 (e) To provide an annual report of activities, products, services,
- 15 employment opportunities and other benefits derived from this program.