

California Commission on Disability Access

By-Laws

1. NAME AND AUTHORIZATION

- 1.1. The name of this organization is the California Commission on Disability Access, herein referred to as CCDA.
- 1.2. The CCDA shall have the authority set forth in California Government Code Sections 8299-8299.11.

2. DUTIES AND FUNCTIONS

- 2.1. The CCDA shall:
 - 2.1.1. Study and make reports to the Legislature on issues regarding compliance with state laws and regulations relative to disability access, including recommendations that would promote compliance with state laws and regulations relative to disability access and whether public and private inspection programs, training and continuing education requirements are meeting the needs of both the business and the disability communities.
 - 2.1.2. Act as an information center on the status of compliance in California with state laws and regulations providing persons with disabilities full and equal access to public facilities.
 - 2.1.3. Coordinate with other state agencies and local building departments to ensure that information provided to the public on disability access requirements is uniform and complete.
 - 2.1.4. Recommend, develop, prepare, or coordinate materials, projects, or other activities, as appropriate, relating to any subject within its jurisdiction.
 - 2.1.5. Provide, within its resources, technical information and educational outreach.
 - 2.1.6. Recommend programs to enable persons with disabilities to obtain full and equal access to public facilities.
 - 2.1.7. Advise the Legislature on its activities, findings, and recommendations.

- 2.1.8. Perform other functions and duties as authorized by statute or resolution.

3. MEMBERSHIP

- 3.1. The members of the CCDA shall be those individuals designated in and appointed pursuant to California Government Code 8299.01.
- 3.2. The terms of office of CCDA members shall be as set forth in California Government Code 8299.01.
- 3.3. Vacancies shall be filled pursuant to California Government Code 8299.01.
- 3.4. In the event that a Commissioner fails to attend three consecutive meetings, without having given a written excuse acceptable to the CCDA, the CCDA shall notify the appointing authority, who may declare the position vacant.

STAFF RECOMMENDS FOR SECTION 3 MEMBERSHIP:

Possible re-wording of 3.4

In the event that a Commissioner fails to discharge the duties of his/her office for the period of three consecutive meetings, except when prevented by sickness without having given a written or phone excuse acceptable to the CCDA Chair or Executive Director, the CCDA will interpret the lack of communication as a formal resignation reportable the appointing authority, who may declare the position vacant.

1. OFFICERS AND DUTIES.

- 1.1. The officers of the CCDA shall be the Chair and Vice-Chair, as provided in California Government Code 8299.02.
- 1.2. Officers shall be elected by the CCDA at the last meeting of each calendar year and shall assume office January 1.
- 1.3. The Chair shall:
 - 1.3.1. Preside at all meetings of the Commission.
 - 1.3.2. Appoint the members of all standing or Ad Hoc committees of the Commission.
 - 1.3.3. Designate the chair and vice-chair of each committee, except the Executive Committee.
 - 1.3.4. Provide leadership in fulfilling the Commission's mandate.
 - 1.3.5. Work regularly with the Executive Director.
 - 1.3.6. Serve as liaison to the Legislature and Governor.
 - 1.3.7. Serve as liaison to the public. Serve as the chair of the Executive Committee and as ex-officio, non-voting member of all committees.

STAFF RECOMMENDS FOR SECTION 1 OFFICERS AND DUTIES:

- **Since CCDA is now contained within the Department of General Services, it is prudent to consider new language for sections 1.3.6 and 1.3.7 in regard to the role of liaison for the Chair of CCDA.**

- 1.4. The Vice-Chair shall:
 - 1.4.1. In the absence of the Chair, preside at Commission meetings and perform such additional duties as are required by the Commission and necessitated by the absence of the Chair.
 - 1.4.2. Serve as acting Chair in the event of a vacancy in the office of Chair until such time a new chair is duly elected by the Commission.
 - 1.4.3. Serve as vice-chair of the Executive Committee.

Updates inserted by Staff for Executive Meeting January 14th 2021
last update January 8th 2014

- 1.4.4. Perform other duties as the Chair may deem necessary.

2. EXECUTIVE COMMITTEE

- 5.1 The Executive Committee is a standing committee and shall be comprised of the elected officers of the CCDA and the chairs of the standing committees, the immediate past chair, a Senate legislative commissioner or their representative, and an Assembly legislative commissioner or their representative.
- 5.2 The Executive Committee shall make recommendations to the CCDA and shall implement policies set by the CCDA.
- 5.3 The Executive Committee shall meet every month or as determined by the Chair at a time and place designated by the Chair.
- 5.4 The immediate past Chair shall serve as an ex-officio voting member of the Executive Committee.

STAFF RECOMMENDS FOR SECTION 5 EXECUTIVE COMMITTEE:

- **The ability to create a Governance Ad Hoc to meet annually with the Executive Director for evaluations of performance (Recommended Evaluation Format -Health and Human Services Executive Leadership Performance review process), to bi-annually review and recommend updates to the bylaws, and/or CCDA governing statute.**

3. STANDING, AD HOC AND SUB-COMMITTEES

- 3.1. The CCDA Chair may create standing or Ad Hoc committees as are deemed necessary from time to time to carry out the Commission's mandate.
- 3.2. Standing or Ad Hoc committees shall meet upon the call of the committee chair at a time and place designated by the chair.
- 3.3. The chair and membership of each standing or Ad Hoc committee shall be appointed by the CCDA chair. The chair of any standing or Ad Hoc committee shall be a member of the CCDA. Additional

standing or Ad Hoc committee(s) members may be appointed by the chairperson of the applicable committee(s) subject to the concurrence of the CCDA chair. Non-voting, ex-officio members of the CCDA, or their representative, may vote as a member of any standing, Ad Hoc or subcommittee.
- 3.4. Subcommittees of a standing or Ad Hoc committee shall be appointed by the chairperson(s) of the applicable committee(s). The CCDA Officers and Executive Director shall be informed of any subcommittee being created as well as the appointees. No appointee shall serve on any sub-committee without the concurrence of the CCDA chair.
- 3.5. Standing Committees are considered a permanent part of the organization. A standing committee functions to perform duties that which are essential to the harmonious operation of the CCDA. Members of a standing committee may change when new officers are elected or appointed, but the purpose of the committee and its functions and duties do not change. When the CCDA receives business that is connected with the work of a standing committee, it may refer that business to the committee.

Ad Hoc Committees are created to perform a specific task and is dissolved when the task is completed and the final report is given. Ad Hoc committees are not created to do a task that is within the designated function of a standing committee. Ad Hoc committees have two functions; one is to investigate and the other is to carry out what the Commission has adopted. For example, if the CCDA moves to set up a law student program to help carry out CCDA's mission, the chair could create an Ad Hoc committee to define the actual service they would provide the commission.

Subcommittees are created to perform a specific task for a standing or Ad Hoc committee and are dissolved when the task is completed.

- 3.6. Standing or Ad Hoc committees shall make recommendations to the CCDA.

STAFF RECOMMENDS FOR SECTION 6 STANDING, AD HOC AND SUBCOMMITTEES:

- **Terms for stakeholder serving on subcommittee 2 year that is renewable indefinitely.**
- **And or the creation of a Vacancy Policy Section for stakeholder members and board members**

4. MEETING OF THE COMMISSION.

- 4.1. The Commission shall hold regularly scheduled meetings at a time and place designated by the Commission. Meetings shall be open to the public and all persons shall be permitted to attend, except for closed sessions, as required and permitted by applicable law.
- 4.2. Notices of meetings with agendas shall be mailed to Commissions and posted on the CCDA website, at least ten (10) days prior to regular meetings.
- 4.3. A majority of appointed, voting members of the CCDA shall constitute a quorum. The only action that may be taken in the absence of a quorum is to fix the time in which to adjourn.

5. RULES OF CONDUCT GOVERNING FULL COMMISSION AND COMMITTEE MEETINGS

- 5.1. The CCDA and all committees shall adhere to the requirements of the Bagley-Keene Open Meeting Act (California Government Code, Article 9 (commencing with Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2).
- 5.2. The Rules contained in Robert's Rules of Order, as revised from time to time, shall govern meetings of the CCDA and its committees in all cases in which they are applicable and in which they are not inconsistent to these bylaws and the Bagley-Keene Open Meeting Act.

- 5.3. The CCDA and its committees may adopt additional standing rules provided they do not conflict with the bylaws.

6. AMENDMENTS

- 6.1. These bylaws may be amended by a majority vote of a quorum of the CCDA at any regular meeting provided that the amendments have been submitted to the Commissioners, in writing, at least 10 days prior to the meeting.

STAFF RECOMMENDS FOR SECTION 6 AMENDMENTS

Possible re-wording of 6.1

These bylaws may be amended by a majority vote of a quorum of the CCDA at any Executive and or Full Commission Meeting provided that the amendments have been submitted to the Commissioners, in writing, at least 10 days prior to the meeting.