



County of Santa Cruz⁰⁴⁷³

OFFICE OF THE COUNTY COUNSEL

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July 12, 2000

Agenda: August 1, 2000

Board of Supervisors
County of Santa Cruz
701 Ocean Street, Room 500
Santa Cruz, CA 95060

Re: Ordinance Amending Chapter 2.72 Correcting Terminology.

Dear Members of the Board:

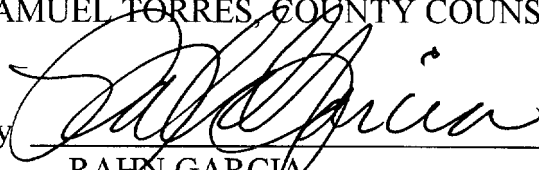
On June 13, 2000, your Board directed that the County Code be revised to correct certain terminology, specifically substituting the term "disability" in place of "handicapped" when referring to persons, and substituting the term "accessible" rather than "handicapped" when referring to facilities. In particular, your Board directed this Office to return with an ordinance making these amendments to Chapter 2.72 entitled "Commission on Disabilities". The attached ordinance makes these revisions.

IT IS THEREFORE RECOMMENDED that your Board approve in concept the attached ordinance entitled "Ordinance Amending Chapter 2.72 of the Santa Cruz County Code Entitled Commission on Disabilities to Correct Terminology", and then place the

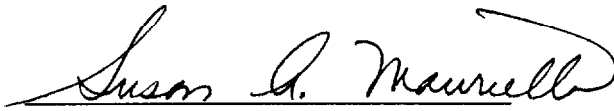
ordinance on your August 15, 2000, Agenda for final adoption.

Very truly yours,

SAMUEL TORRES, COUNTY COUNSEL

By 
RAHN GARCIA
Assistant County Counsel

RECOMMENDED:


SUSAN A. MAURIELLO
County Administrative Officer

RG:rg
Enclosure

cc: Commission on Disabilities

ORDINANCE NO. ____

**ORDINANCE AMENDING CHAPTER 2.72 OF
THE SANTA CRUZ COUNTY CODE ENTITLED
COMMISSION ON DISABILITIES BY
CORRECTING TERMINOLOGY**

The Board of Supervisors of the County of Santa Cruz ordains as follows:

SECTION I

Chapter 2.72 of the Santa Cruz County Code is hereby amended to read as follows:

Chapter 2.72

COMMISSION ON DISABILITIES

Sections:

- | | |
|-----------------|--|
| 2.72.010 | Definitions. |
| 2.72.020 | Established--Statutory authority. |
| 2.72.030 | Membership. |
| 2.72.040 | Term of office. |
| 2.72.050 | Organization and procedures. |
| 2.72.060 | Powers and duties. |

2.72.010 Definitions.

The following words and phrases, whenever used in this chapter, shall have the meanings set forth in this section:

A. ~~“Handicapped Person with a disability”~~ means any individual who, by reason of illness, injury, age, congenital malfunction or other permanent or temporary physical incapacity or disability is unable, without special facilities or special planning or design, to utilize public facilities such as buildings, sidewalks, public transportation and services as effectively as persons who are not so affected.

B. ~~“Severely handicapped person”~~ ~~Person with a severe disability~~ means those who, without the use of a mechanical device or assistance (person), would face the threat of institutionalization or confinement to bed. (Prior code § 3.65.030: Ord. 2744, 8/14/79)

2.72.020 Established--Statutory authority.

The commission on disabilities is established under the authority of Government Code

Section 31000.1. (Ord. 3875 § 1, 1987: prior code § 3.65.010: Ord. 2744, 8/14/79)⁴⁷⁶

2.72.030 Membership.

The commission shall consist of ten voting members, residents of the county, appointed by the board of supervisors in the following manner:

A. Each supervisor shall nominate one person, who may reside within the supervisor's district and who is a ~~severely handicapped person~~ ~~person with a severe disability~~, to serve on the commission;

B. Each supervisor shall nominate one person who may reside within the supervisor's district and who is either ~~handicapped person~~ ~~a person with a disability~~, or is a member of the immediate family of a ~~handicapped person with a disability~~ to serve on the commission:

C. The superintendent of the local State Department of Rehabilitation, or his/her designee, shall serve as an ex officio member of the commission without a vote. (Prior code § 3.65.040: Ord. 2744, 8/14/79)

2.72.040 Term of office.

Each member shall serve for a term of four years, commencing on April 1 of the year in which such member's appointing supervisors begins a full term. (Prior code § 3.65.050: Ord. 2744, 8/14/79)

2.72.050 Organization and procedures.

A. General Organization. The commission shall comply in all respects with Sections 2.38.110 through 2.38.250 of the Santa Cruz County code, unless otherwise provided herein.

B. County staff. The commission's coordinator shall provide staff support for the commission. The commission's coordinator shall serve as the administrative secretary, and shall provide copies of all reports and recommendations submitted to the board of supervisors, prepare and mail the agendas, take minutes at each meeting, and perform other duties as directed by the commission. The coordinator shall be selected by the county administrative officer who shall consult with the commission concerning the selection. (Ord. 4325 § 2, 1994: prior code § 3.65.060: Ord. 2744, 8/14/79)

2.72.060 Powers and duties.

The commission shall exercise the following responsibilities in its efforts to serve ~~the handicapped persons with disabilities~~ of ~~within~~ this county:

A. Review existing county policies that affect ~~handicapped persons with disabilities~~ and make recommendations to the board of supervisors regarding any proposed changes;

B. Review Sections 503 and 504 of the Federal Rehabilitation Act of 1973 and its implementing regulations and advise the board of supervisors on any actions necessary to bring the county into compliance with the federal requirements and to eliminate discrimination against

handicapped persons with disabilities;

C. Review the provision of access for handicapped persons with disabilities to public places within the county and recommend improvements where needed;

D. Review the county's affirmative action plan and policies, and recommend to the board of supervisors and affirmative action equal employment opportunity commission any revisions which may be necessary to eliminate employment discrimination against handicapped persons with disabilities;

E. Review the county's personnel rules and job descriptions, and make recommendations to the board of supervisors, and to the civil service commission, as necessary, to assume that any unnecessary barriers to the employment of handicapped persons with disabilities are removed;

F. Advise the board of supervisors on any other appropriate programs and actions which would increase employment opportunities for handicapped persons with disabilities;

G. Evaluate services provided to handicapped persons with disabilities in the county and make recommendations to the board of supervisors base on their conclusions;

H. Review requests by handicapped persons with disabilities or organizations for county assistance, and advise the board of supervisors on appropriate actions;

I. Investigate citizen complaints related to handicapped concerns of persons with disabilities and recommend appropriate actions to the board of supervisors;

J. Review federal and state legislation of interest to handicapped persons with disabilities and advise the board of supervisors of their recommendation; and

K. Exercise other responsibilities related to the needs and concerns of handicapped persons with disabilities in the county. (Prior code § 3.65.020: Ord. 2744, 8/14/79)

SECTION II

This ordinance shall take effect on the 3 1st day after the date of final passage.

PASSED AND ADOPTED this ____ day of _____, 2000, by the Board of Supervisors of the County of Santa Cruz by the following vote:

AYES: SUPERVISORS

NOES: SUPERVISORS

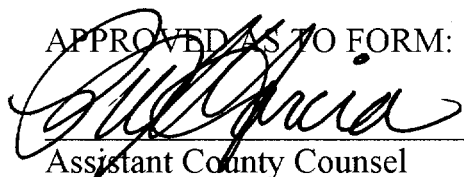
ABSENT: SUPERVISORS

ABSTAIN: SUPERVISORS

Chairperson of the
Board of Supervisors

Attest: _____
Clerk of the Board

APPROVED AS TO FORM:



Assistant County Counsel

ORDINANCE NO. ____

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2.72.010	Definitions.
2.72.020	Established--Statutory authority.
2.72.030	Membership.
2.72.040	Term of office.
2.72.050	Organization and procedures.
2.72.060	Powers and duties.

2.72.010 Definitions.

The following words and phrases, whenever used in this chapter, shall have the meanings set forth in this section:

A. "Person with a disability" means any individual who, by reason of illness, injury, age, congenital malfunction or other permanent or temporary physical incapacity or disability is unable, without special facilities or special planning or design, to utilize public facilities such as buildings, sidewalks, public transportation and services as effectively as persons who are not so affected.

B. "Person with a severe disability" means those who, without the use of a mechanical device or assistance (person), would face the threat of institutionalization or confinement to bed. (Prior code § 3.65.030: Ord. 2744, 8/14/79)

2.72.020 Established--Statutory authority.

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B. Each supervisor shall nominate one person who may reside within the supervisor's district and who is either a person with a disability, or is a member of the immediate family of a person with a disability to serve on the commission:

C. The superintendent of the local State Department of Rehabilitation, or his/her designee, shall serve as an ex officio member of the commission without a vote. (Prior code § 3.65.040: Ord. 2744, 8/14/79)

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B. Review Sections 503 and 504 of the Federal Rehabilitation Act of 1973 and its implementing regulations and advise the board of supervisors on any actions necessary to bring the county into compliance with the federal requirements and to eliminate discrimination against persons with disabilities;

C. Review the provision of access for persons with disabilities to public places within the county and recommend improvements where needed;

D. Review the county's affirmative action plan and policies, and recommend to the board of supervisors and equal employment opportunity commission any revisions which may be necessary to eliminate employment discrimination against persons with disabilities;

E. Review the county's personnel rules and job descriptions, and make recommendations to the board of supervisors, and to the civil service commission, as necessary, to assume that any unnecessary barriers to the employment of persons with disabilities are removed;

F. Advise the board of supervisors on any other appropriate programs and actions which would increase employment opportunities for persons with disabilities;

G. Evaluate services provided to persons with disabilities in the county and make recommendations to the board of supervisors base on their conclusions;

H. Review requests by persons with disabilities or organizations for county assistance, and advise the board of supervisors on appropriate actions;

I. Investigate citizen complaints related to concerns of persons with disabilities and recommend appropriate actions to the board of supervisors;

J. Review federal and state legislation of interest to persons with disabilities and advise the board of supervisors of their recommendation; and

K. Exercise other responsibilities related to the needs and concerns of persons with disabilities in the county. (Prior code § 3.65.020: Ord. 2744, 8/14/79)

SECTION II

This ordinance shall take effect on the **3 1st** day after the date of final passage.

PASSED AND ADOPTED this ____ day of _____, 2000, by the Board of Supervisors of the County of Santa Cruz by the following vote:

AYES: SUPERVISORS

NOES: SUPERVISORS

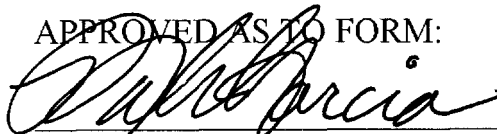
ABSENT: SUPERVISORS

ABSTAIN: SUPERVISORS

Chairperson of the
Board of Supervisors

Attest: _____
Clerk of the Board

APPROVED AS TO FORM:



Assistant County Counsel