

S.F. No. 3143 and H.F. No. 3404, which had been referred to the Chief Clerk for comparison, were examined and found to be not identical.

The following document shows the differences between S.F. No. 3143, the second engrossment, and H.F. No. 3404, as introduced.

May 9, 2018

Patrick D. Murphy  
Chief Clerk, House of Representatives

### **Explanation of Comparison Reports**

When a Senate File is received from the Senate, it is given its first reading and must be referred to the appropriate standing committee or division under Rule 1.11.

But if the House File companion of that Senate File has already been reported out of Committee and given its second reading and is on the General Register, the Senate File must be referred to the Chief Clerk for comparison pursuant to Rule 1.15.

The Chief Clerk reports whether the bills were found to be identical or not identical. Once the bills have been compared and the differences have been reported, the Senate File is given its second reading and is substituted for the House File. The House File is then considered withdrawn.

Pursuant to rule 3.33, if the bills are not identical and the chief author of the bill wishes to use the House language, the chief author must give notice of their intent to substitute the House language when the bill is placed on the Calendar for the Day or the Fiscal Calendar. If the chief author of the bill wishes to keep the Senate language, no action is required.

1.1 A bill for an act  
 1.2 relating to human services; postponing the expiration date of the Traumatic Brain  
 1.3 Injury Advisory Committee; amending Minnesota Statutes 2016, **section** 256B.093,  
 1.4 subdivision 1.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.1 A bill for an act  
 1.2 relating to human services; postponing the expiration date of the Traumatic Brain  
 1.3 Injury Advisory Committee, **the American Indian Advisory Council, the Formulary**  
 1.4 **Committee, and the American Indian Child Welfare Advisory Council;** amending  
 1.5 Minnesota Statutes 2016, **sections 254A.035, subdivision 2; 256B.0625, subdivision**  
 1.6 **13c; 256B.093, subdivision 1; 260.835, subdivision 2.**

1.7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.8 Section 1. **Minnesota Statutes 2016, section 254A.035, subdivision 2, is amended to read:**

1.9 Subd. 2. **Membership terms, compensation, removal and expiration.** The membership  
 1.10 of this council shall be composed of 17 persons who are American Indians and who are  
 1.11 appointed by the commissioner. The commissioner shall appoint one representative from  
 1.12 each of the following groups: Red Lake Band of Chippewa Indians; Fond du Lac Band,  
 1.13 Minnesota Chippewa Tribe; Grand Portage Band, Minnesota Chippewa Tribe; Leech Lake  
 1.14 Band, Minnesota Chippewa Tribe; Mille Lacs Band, Minnesota Chippewa Tribe; Bois Forte  
 1.15 Band, Minnesota Chippewa Tribe; White Earth Band, Minnesota Chippewa Tribe; Lower  
 1.16 Sioux Indian Reservation; Prairie Island Sioux Indian Reservation; Shakopee Mdewakanton  
 1.17 Sioux Indian Reservation; Upper Sioux Indian Reservation; International Falls Northern  
 1.18 Range; Duluth Urban Indian Community; and two representatives from the Minneapolis  
 1.19 Urban Indian Community and two from the St. Paul Urban Indian Community. The terms,  
 1.20 compensation, and removal of American Indian Advisory Council members shall be as  
 1.21 provided in section 15.059. The council expires June 30, ~~2018~~ **2023.**

1.22 **EFFECTIVE DATE.** This section is effective June 29, 2018.

2.1 Sec. 2. **Minnesota Statutes 2016, section 256B.0625, subdivision 13c, is amended to read:**

2.2 Subd. 13c. **Formulary Committee.** The commissioner, after receiving recommendations  
 2.3 from professional medical associations and professional pharmacy associations, and consumer  
 2.4 groups shall designate a Formulary Committee to carry out duties as described in subdivisions  
 2.5 13 to 13g. The Formulary Committee shall be comprised of four licensed physicians actively  
 2.6 engaged in the practice of medicine in Minnesota one of whom must be actively engaged  
 2.7 in the treatment of persons with mental illness; at least three licensed pharmacists actively  
 2.8 engaged in the practice of pharmacy in Minnesota; and one consumer representative; the  
 2.9 remainder to be made up of health care professionals who are licensed in their field and  
 2.10 have recognized knowledge in the clinically appropriate prescribing, dispensing, and  
 2.11 monitoring of covered outpatient drugs. Members of the Formulary Committee shall not  
 2.12 be employed by the Department of Human Services, but the committee shall be staffed by  
 2.13 an employee of the department who shall serve as an ex officio, nonvoting member of the  
 2.14 committee. The department's medical director shall also serve as an ex officio, nonvoting  
 2.15 member for the committee. Committee members shall serve three-year terms and may be  
 2.16 reappointed by the commissioner. The Formulary Committee shall meet at least twice per  
 2.17 year. The commissioner may require more frequent Formulary Committee meetings as

1.6 Section 1. Minnesota Statutes 2016, section 256B.093, subdivision 1, is amended to read:

1.7 Subdivision 1. **State traumatic brain injury program.** (a) The commissioner of human

1.8 services shall:

1.9 (1) maintain a statewide traumatic brain injury program;

1.10 (2) supervise and coordinate services and policies for persons with traumatic brain

1.11 injuries;

1.12 (3) contract with qualified agencies or employ staff to provide statewide administrative

1.13 case management and consultation;

1.14 (4) maintain an advisory committee to provide recommendations in reports to the

1.15 commissioner regarding program and service needs of persons with brain injuries;

1.16 (5) investigate the need for the development of rules or statutes for the brain injury home

1.17 and community-based services waiver; and

1.18 (6) investigate present and potential models of service coordination which can be

1.19 delivered at the local level; ~~and~~.

1.20 ~~(7)~~ (b) The advisory committee required by paragraph (a), clause (4), must consist of

1.21 no fewer than ten members and no more than 30 members. The commissioner shall appoint

2.1 all advisory committee members to one- or two-year terms and appoint one member as

2.2 chair. The advisory committee ~~does not terminate until~~ expires on June 30, 2018 2023.

2.18 needed. An honorarium of \$100 per meeting and reimbursement for mileage shall be paid

2.19 to each committee member in attendance. The Formulary Committee expires June 30, ~~2018~~

2.20 2022.

2.21 **EFFECTIVE DATE.** This section is effective June 29, 2018.

2.22 Sec. 3. Minnesota Statutes 2016, section 256B.093, subdivision 1, is amended to read:

2.23 Subdivision 1. **State traumatic brain injury program.** (a) The commissioner of human

2.24 services shall:

2.25 (1) maintain a statewide traumatic brain injury program;

2.26 (2) supervise and coordinate services and policies for persons with traumatic brain

2.27 injuries;

2.28 (3) contract with qualified agencies or employ staff to provide statewide administrative

2.29 case management and consultation;

2.30 (4) maintain an advisory committee to provide recommendations in reports to the

2.31 commissioner regarding program and service needs of persons with brain injuries;

2.32 (5) investigate the need for the development of rules or statutes for the brain injury home

2.33 and community-based services waiver; and

3.1 (6) investigate present and potential models of service coordination which can be

3.2 delivered at the local level; ~~and~~.

3.3 ~~(7)~~ (b) The advisory committee required by paragraph (a), clause (4), must consist of

3.4 no fewer than ten members and no more than 30 members. The commissioner shall appoint

3.5 all advisory committee members to one- or two-year terms and appoint one member as

3.6 chair. The advisory committee ~~does not terminate until~~ expires on June 30, 2018 2023.

3.7 **EFFECTIVE DATE.** This section is effective June 29, 2018.

3.8 Sec. 4. Minnesota Statutes 2016, section 260.835, subdivision 2, is amended to read:

3.9 Subd. 2. **Expiration.** The American Indian Child Welfare Advisory Council expires

3.10 June 30, 2018 2023.

3.11 **EFFECTIVE DATE.** This section is effective June 29, 2018.