

HOUSE BILL NO. 1418

Introduced by

Representatives Dobervich, Dakane, Ista, Meier, Murphy, Nelson, Schneider

Senators Dever, Hogan, Lee

1 A BILL for an Act to amend and reenact section 50-06.4-10 of the North Dakota Century Code,
2 relating to the membership of the brain injury advisory council.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 50-06.4-10 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **50-06.4-10. Brain injury advisory council.**

- 7 1. The governor shall appoint at least ~~five~~six~~eight~~, but no more than nine, voting
8 members to serve on the brain injury advisory council. The governor may make
9 appointments under this subsection so a majority of the total voting members
10 appointed under subsections 1 and 2 are brain injury survivors and family members of
11 brain injury survivors. The members appointed by the governor must consist of the
12 following:
- 13 a. At least ~~one~~two brain injury ~~survivor~~survivors, nominated by the council;
 - 14 b. At least ~~one~~two family ~~member~~members of a brain injury survivor, nominated by
15 the council;
 - 16 c. At least one service provider who provides services to brain injury survivors,
17 nominated by the council, who may be a brain injury survivor or a family member
18 of a brain injury survivor;
 - 19 d. An individual representing the Indian affairs commission, nominated by the Indian
20 affairs commission, who may be a brain injury survivor or a family member of a
21 brain injury survivor; and
 - 22 e. At least one individual representing a religious, charitable, fraternal, civic,
23 educational, legal, veteran, welfare, or professional group or organization, who
24 may be a brain injury survivor or a family member of a brain injury survivor.

- 1 2. The speaker of the house of representatives shall appoint one member of the house of
2 representatives and the president pro tempore of the senate shall appoint one
3 member of the senate to serve as members of the council. Each legislative member of
4 the council is entitled to receive compensation from the legislative council for each day
5 spent in meetings of the council and for reimbursement for related travel and other
6 necessary expenses in the amounts provided by law for other state officers.
- 7 3. Each of the following entities shall appoint a representative to serve as a nonvoting
8 member of the council who serves at the pleasure of the appointing entity:
 - 9 a. Protection and advocacy project, one representative;
 - 10 b. Department, one individual representing injury prevention ~~and~~, one
11 representative representing emergency medical services and trauma, one
12 individual representing behavioral health, one individual representing Medicaid,
13 one individual representing the adult and aging population, and one individual
14 representing vocational rehabilitation; and
 - 15 c. Department of public instruction, one representative.
- 16 4. The governor may appoint an individual representing stroke health and an individual
17 representing a brain injury advocacy organization to serve as a nonvoting
18 ~~member~~members of the council who ~~servesserve~~ at the pleasure of the governor.
- 19 5. A voting advisory council member appointed by the governor may not serve more than
20 two consecutive four-year terms on the council.
- 21 6. A council member appointed under subdivision a or b of subsection 1 is entitled to
22 receive from the department reimbursement for expenses as provided by law for state
23 officers and per diem compensation as determined by the department if the member is
24 attending meetings or performing duties directed by the council.
- 25 7. The council shall elect a chairman and vice chairman from the voting membership of
26 the council and shall elect a secretary from the voting or nonvoting membership of the
27 council. The council shall meet quarterly. A majority of the voting members of the
28 council constitutes a quorum. The council shall adopt bylaws.
- 29 8. The council shall advise the department and shall participate in activities to improve
30 the quality of life for an individual with brain injury and the individual's family through

- 1 brain injury awareness, prevention, research, education, collaboration, support
2 services, and advocacy.
- 3 9. The department shall contract with a private, nonprofit agency that does not provide
4 brain injury services, to facilitate and provide support services to the council.