



## BOARD OF DIRECTORS TRANSITION OF AUTHORITY

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### Overview

MNsurance enabling legislation was signed into law on March 20, 2013 by Governor Mark Dayton. Per the legislation, MNsure is constituted as a state board governed by a seven member board that includes the Commissioner of the Minnesota Department of Human Services and six additional members who are appointed by the Governor and confirmed by the Minnesota House of Representatives and the Minnesota Senate.

Board members were appointed by Governor Dayton in April 2013. Under MNsure's enabling legislation, the Board has 180 days from the March 20, 2013 date of enactment to establish its governing policies and procedures. The board met eight times between May and August 2013 and developed a number of policies and procedures:

- Charter and bylaws
  - Code of ethics and business conduct
  - Public comment policy
  - Advisory committee policy and charters
  - Delegation of authority
  - Procurement policy
  - Fiscal policy
  - Tribal consultation policy
  - Reporting, measurement and evaluation for MNsure
  - Reporting, measurement and evaluation for board of directors
  - Conflict of interest
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Whereas, pursuant to Laws of Minnesota 2013, Chapter 9, Section 14, Paragraph (a), the Commissioner of Management and Budget is authorized to exercise all authorities and responsibilities of the MNSure Board identified in Minnesota Statutes, Sections 62V.03 and 62V.05 until the Board has established bylaws, policies and procedures governing the operations of MNSure;

Whereas, pursuant to Minnesota Statutes, Section 62V.05, Paragraph (d), the individuals appointed to the MNSure Board under Minnesota Statutes, Section 62V.04, Subdivision 2, have been directed, within 180 days of the enactment of Laws of Minnesota 2013, Chapter 9, to establish bylaws, policies, and procedures governing the operations of MNSure; and

Whereas, pursuant to Laws of Minnesota 2013, Chapter 9, Section 14, Paragraph (b), upon establishment of bylaws, policies and procedures governing the operations of MNSure, all personnel, assets, contracts, obligations, and funds managed by the Commissioner of Management and Budget for the design and development of MNSure shall be transferred to the MNSure Board.

Now, therefore, it is agreed by the Commissioner of Management and Budget and by the individuals appointed to the MNSure Board that:

1. The individuals appointed to the MNSure Board under Minnesota Statutes, Section 62V.04, Subdivision 2, have established bylaws, policies, and procedures governing the operations of MNSure;
2. The Commissioner of Management and Budget shall no longer exercise the authorities and responsibilities of the MNSure Board under Minnesota Statutes, Sections 62V.03 and 62V.05 and all of these authorities and responsibilities shall be fully vested in the MNSure Board; and
3. The Commissioner of Management and Budget shall transfer any of his existing management authority over personnel, assets, contracts, obligations, and funds related to the design and development of MNSure to the MNSure Board

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James Schowalter  
Commissioner, Minnesota  
Management and Budget

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Date

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Brian Beutner  
Chair, MNSure Board of Directors

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Date