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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. 2797

03/12/2012 Authored by Barrett, Lohmer, Banaian, Crawford, Gruenhagen and others
The bill was read for the first time and referred to the Committee on Health and Human Services Reform

1.1 A bill for an act
1.2 relating to health; requiring disclosure of certain hospital futility policies;
1.3 proposing coding for new law in Minnesota Statutes, chapter 144.

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

1.5 Section 1. [144.595] HOSPITAL FUTILITY POLICY.

1.6 (a) A hospital licensed under sections 144.50 to 144.56 that adopts or implements a
1.7 futility policy that applies to treatment of any child, from birth to 18 years of age, must
1.8 disclose the futility policy to the parents of children treated at the hospital and must file a
1.9 copy of the hospital futility policy with the commissioner of health.

1.10 (b) For purposes of this section, a "futility policy" is any policy, whether written
1.11 or otherwise, that encourages hospital employees, or other medical professionals who
1.12 provide care to patients at the hospital, to withhold or discontinue treatment for a patient
1.13 on the grounds of medical futility when withholding or discontinuing treatment would
1.14 result in a financial benefit to the hospital.