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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. **3401**

03/08/2018 Authored by Zerwas and Ecklund
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 care; limiting prescriptions for opiates to a seven-day supply;
1.3 amending Minnesota Statutes 2017 Supplement, section 152.11, subdivision 4.

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

1.5 Section 1. Minnesota Statutes 2017 Supplement, section 152.11, subdivision 4, is amended
1.6 to read:

1.7 Subd. 4. **Limit on quantity of opiates prescribed for acute dental and ophthalmic**
1.8 **pain.** (a) When used for the treatment of acute pain, prescriptions for opiates or narcotic
1.9 pain relievers listed in Schedules II through IV in section 152.02 shall not exceed a seven-day
1.10 supply.

1.11 ~~(a) (b) Notwithstanding paragraph (a), when used for the treatment of acute dental pain~~
1.12 ~~or acute pain associated with refractive surgery, prescriptions for opiate or narcotic pain~~
1.13 ~~relievers listed in Schedules II through IV of section 152.02 shall not exceed a four-day~~
1.14 ~~supply. The quantity prescribed shall be consistent with the dosage listed in the professional~~
1.15 ~~labeling for the drug that has been approved by the United States Food and Drug~~
1.16 ~~Administration.~~

1.17 ~~(b) (c)~~ (c) For the purposes of this subdivision, "acute pain" means pain resulting from
1.18 disease, accidental or intentional trauma, surgery, or another cause, that the practitioner
1.19 reasonably expects to last only a short period of time. Acute pain does not include chronic
1.20 pain or pain being treated as part of cancer care, palliative care, or hospice or other end-of-life
1.21 care.

- 2.1 ~~(e) Notwithstanding paragraph (a), if in the professional clinical judgment of a practitioner~~
2.2 ~~more than a four-day supply of a prescription listed in Schedules II through IV of section~~
2.3 ~~152.02 is required to treat a patient's acute pain, the practitioner may issue a prescription~~
2.4 ~~for the quantity needed to treat such acute pain.~~