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State of Minnesota

HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. **588**

- 02/14/2013 Authored by Atkins, Fritz, Abeler, Anzenc, Metsa and others
The bill was read for the first time and referred to the Committee on Labor, Workplace and Regulated Industries
- 02/25/2013 Adoption of Report: Pass as Amended and re-referred to the Committee on Government Operations
- 03/07/2013 Adoption of Report: Pass as Amended and re-referred to the Committee on Health and Human Services Policy
- 03/18/2013 Adoption of Report: Pass as Amended and re-referred to the Committee on Health and Human Services Finance
- 04/02/2013 Adoption of Report: Pass as Amended and re-referred to the Committee on Ways and Means
- 04/11/2013 Adoption of Report: Pass and Read Second Time
- 04/17/2013 Calendar for the Day
Read Third Time
Passed by the House and transmitted to the Senate

1.1 A bill for an act
1.2 relating to health; requiring a hospital staffing report; requiring a study on nurse
1.3 staffing levels and patient outcomes; appropriating money.

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

1.5 Section 1. **STAFFING PLAN DISCLOSURE ACT.**

1.6 Subdivision 1. **Definitions.** (a) For the purposes of this section, the following terms
1.7 have the meanings given.

1.8 (b) "Core staffing plan" means the projected number of full-time equivalent
1.9 nonmanagerial care staff that will be assigned in a 24-hour period to an inpatient care unit.

1.10 (c) "Nonmanagerial care staff" means registered nurses, licensed practical nurses,
1.11 and other health care workers, which may include but is not limited to nursing assistants,
1.12 nursing aides, patient care technicians, and patient care assistants, who perform
1.13 nonmanagerial direct patient care functions for more than 50 percent of their scheduled
1.14 hours on a given patient care unit.

1.15 (d) "Inpatient care unit" means a designated inpatient area for assigning patients and
1.16 staff for which a distinct staffing plan exists and that operates 24 hours per day, seven days
1.17 per week in a hospital setting. Inpatient care unit does not include any hospital-based
1.18 clinic, long-term care facility, or outpatient hospital department.

1.19 (e) "Staffing hours per patient day" means the number of full-time equivalent
1.20 nonmanagerial care staff who will ordinarily be assigned to provide direct patient care
1.21 divided by the expected average number of patients upon which such assignments are based.

1.22 (f) "Patient acuity tool" means a system for measuring an individual patient's need
1.23 for nursing care. This includes utilizing a professional registered nursing assessment of
1.24 patient condition to assess staffing need.

2.1 Subd. 2. **Hospital staffing report.** (a) The chief nursing executive or nursing
2.2 designee of every reporting hospital in Minnesota under Minnesota Statutes, section
2.3 144.50, will develop a core staffing plan for each patient care unit.

2.4 (b) Core staffing plans shall specify the full-time equivalent for each patient care
2.5 unit for each 24-hour period.

2.6 (c) Prior to submitting the core staffing plan, as required in subdivision 3,
2.7 hospitals shall consult with representatives of the hospital medical staff, managerial and
2.8 nonmanagerial care staff, and other relevant hospital personnel about the core staffing plan
2.9 and the expected average number of patients upon which the staffing plan is based.

2.10 Subd. 3. **Standard electronic reporting developed.** (a) Hospitals must submit
2.11 the core staffing plans to the Minnesota Hospital Association by January 1, 2014. The
2.12 Minnesota Hospital Association shall include each reporting hospital's core staffing plan on
2.13 the Minnesota Hospital Association's Minnesota Hospital Quality Report Web site by April
2.14 1, 2014. Any substantial changes to the core staffing plan shall be updated within 30 days.

2.15 (b) The Minnesota Hospital Association shall include on its Web site for each
2.16 reporting hospital on a quarterly basis the actual direct patient care hours per patient and
2.17 per unit. Hospitals must submit the direct patient care report to the Minnesota Hospital
2.18 Association by July 1, 2014, and quarterly thereafter.

2.19 Sec. 2. **STUDY.**

2.20 The Department of Health shall convene a work group to consult with the department
2.21 as they study the correlation between nurse staffing levels and patient outcomes. This report
2.22 shall be presented to the chairs and ranking minority members of the health and human
2.23 services committees in the house of representatives and the senate by January 15, 2015.

2.24 Sec. 3. **APPROPRIATIONS; NURSING STAFFING.**

2.25 \$187,000 in fiscal year 2014 and \$65,000 in fiscal year 2015 are appropriated from
2.26 the general fund to the commissioner of health for the completion of the study in section 2.
2.27 This is a onetime appropriation.