

**9505.5035 SURGICAL PROCEDURES REQUIRING SECOND MEDICAL OPINION.**

Subpart 1. **General requirements.** Second medical opinions shall be required for medical assistance, general assistance medical care, and MinnesotaCare recipients for inpatient and outpatient elective surgical procedures according to the list published in the State Register under Minnesota Statutes, section 256B.0625, subdivisions 1, 4a, and 24. Publication shall occur in the last issue of the State Register for the month of October if there has been a revision in the list since the last October. In addition, the department shall publish any revision of the list at least 45 days before the effective date if the revision imposes a second medical opinion requirement. The department shall send each provider a copy of the published list or a revision of the published list.

Subp. 2. **Requirements prior to eligibility determination.** The requirements of parts 9505.5035 to 9505.5105 shall apply to individuals who have applied for MA or GAMC, but whose applications have not yet been approved or denied at the time the surgical procedure is performed.

**Statutory Authority:** *MS s 256.0625; 256.991; 256D.03*

**History:** *10 SR 842; L 1988 c 689 art 2 s 268; 13 SR 1688; 20 SR 2405*

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