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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FOURTH SESSION

H. F. No. 3851

03/02/2026 Authored by Robbins; Swedzinski; Baker; Anderson, P. E.; Repinski and others
The bill was read for the first time and referred to the Committee on Workforce, Labor, and Economic Development Finance and Policy

1.1 A bill for an act
1.2 relating to employment; limiting certifications in the paid family and medical leave
1.3 insurance program by foreign providers; requiring suspension of certifications by
1.4 foreign providers based on credible allegations of fraud and certain convictions;
1.5 amending Minnesota Statutes 2024, sections 268B.01, subdivision 24; 268B.06,
1.6 by adding a subdivision.

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

1.8 Section 1. Minnesota Statutes 2024, section 268B.01, subdivision 24, is amended to read:

1.9 Subd. 24. Health care provider. "Health care provider" means:

1.10 (1) an individual who is licensed, certified, or otherwise authorized under the law of this
1.11 state or any state, commonwealth, district, or territory of the United States to practice in the
1.12 individual's scope of practice as a physician; physician assistant; podiatrist; osteopath;
1.13 surgeon; advanced practice registered nurse; an alcohol and drug counselor as defined in
1.14 section 148F.01, subdivision 5; or a mental health professional as defined in section 245I.02,
1.15 subdivision 27; or

1.16 (2) an individual who is licensed under the law of a foreign country to practice in the
1.17 individual's scope of practice as a physician; or

1.18 (2)(3) any other individual practicing within any state, commonwealth, district, or
1.19 territory of the United States determined by the commissioner by rule, in accordance with
1.20 the rulemaking procedures in the Administrative Procedure Act, to be capable of providing
1.21 health care services.

2.1 Sec. 2. Minnesota Statutes 2024, section 268B.06, is amended by adding a subdivision to
2.2 read:

2.3 Subd. 3a. Certification by foreign physician; suspension following credible allegations
2.4 of fraud. (a) As used in this subdivision, "credible allegation" means an allegation which
2.5 has been verified by the state from any source, including but not limited to:

2.6 (1) fraud hotline complaints;

2.7 (2) claims data mining; and

2.8 (3) patterns identified through provider audits, civil false claims cases, and law
2.9 enforcement investigations.

2.10 (b) If the commissioner determines that there is a credible allegation that a physician
2.11 licensed by a foreign country has filed a false certification or otherwise committed fraud in
2.12 any other program, the commissioner must suspend the processing of all further certifications
2.13 until the commissioner determines there is insufficient evidence of fraud by the physician.

2.14 (c) A physician licensed by a foreign country who has been convicted of any of the
2.15 following offenses is disqualified from filing a certification:

2.16 (1) section 256.98;

2.17 (2) section 609.465;

2.18 (3) section 609.466;

2.19 (4) section 609.496;

2.20 (5) section 609.497;

2.21 (6) section 609.52;

2.22 (7) section 609.542; or

2.23 (8) a statute from another state or jurisdiction in conformity with any of those sections.