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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FOURTH SESSION

H. F. No. 4813

04/07/2026 Authored by Huot
The bill was read for the first time and referred to the Committee on Health Finance and Policy

1.1 A bill for an act
1.2 relating to health; providing for informed consent for medical treatment provided
1.3 to an unconscious patient by a student or medical resident; establishing a penalty;
1.4 proposing coding for new law in Minnesota Statutes, chapter 145.

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

1.6 Section 1. [145.077] INFORMED CONSENT REQUIRED FOR MEDICAL
1.7 TREATMENT PROVIDED TO AN UNCONSCIOUS PATIENT BY STUDENT OR
1.8 MEDICAL RESIDENT.

1.9 Subdivision 1. Definitions. (a) For purposes of this section, the terms defined in this
1.10 subdivision have the meanings given.

1.11 (b) "Medical resident" means a physician who has graduated from medical school and
1.12 is undergoing supervised clinical training in a specific medical specialty.

1.13 (c) "Student" means an individual enrolled in a health-related occupation education
1.14 program.

1.15 Subd. 2. Informed consent required; exceptions. (a) A student or medical resident
1.16 may perform medical treatment on an unconscious patient if the patient or the patient's
1.17 legally authorized representative provides prior written informed consent to medical treatment
1.18 to be provided by a student or medical resident, and the medical treatment is necessary for
1.19 preventative, diagnostic, or treatment purposes.

1.20 (b) Written informed consent must include, at a minimum, a description of the specific
1.21 medical treatment to be performed and notice that the medical treatment may be performed

2.1 by a student or a medical resident. An informed consent disclosure form must be approved
2.2 by the commissioner prior to its use.

2.3 **Subd. 3. Penalty; grounds for disciplinary action.** A student who violates this section
2.4 is subject to disciplinary action by the education program provider or academic institution
2.5 the student attends. A medical resident who violates this section is subject to disciplinary
2.6 action by the health-related licensing board regulating the medical resident.