

SENATE
STATE OF MINNESOTA
NINETY-FOURTH SESSION

S.F. No. 4242

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DATE	D-PG	OFFICIAL STATUS
03/09/2026	6565	Introduction and first reading Referred to Health and Human Services
03/17/2026	6721	Comm report: To pass and re-referred to Judiciary and Public Safety

1.1 A bill for an act

1.2 relating to health; requiring health facilities to limit access to premises in certain

1.3 circumstances; requiring health care facilities to develop and implement policies

1.4 regarding civil immigration enforcement; proposing coding for new law in

1.5 Minnesota Statutes, chapter 144.

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

1.7 Section 1. [144.6575] DEFINITIONS.

1.8 Subdivision 1. **Definitions.** For purposes of sections 144.6575 to 144.6578, the following

1.9 terms have the meanings given.

1.10 Subd. 2. **Commissioner.** "Commissioner" means the commissioner of health.

1.11 Subd. 3. **Health care facility.** "Health care facility" means:

1.12 (1) a hospital licensed under sections 144.50 to 144.56;

1.13 (2) a medical facility as defined in section 144.561;

1.14 (3) a physician's office or health care clinic where licensed practitioners provide health

1.15 care to patients;

1.16 (4) a nonprofit community clinic, including a federally qualified health center, a rural

1.17 health clinic, public health clinic, or other community clinic that provides health care;

1.18 (5) a nursing home as defined in section 144A.01, subdivision 5; or

1.19 (6) an assisted living facility as defined in section 144G.08, subdivision 7.

2.1 Subd. 4. **Law enforcement agency.** "Law enforcement agency" means any local, state,
2.2 or federal entity with statutory police powers and the ability to employ individuals authorized
2.3 to make arrests.

2.4 Subd. 5. **Judicial warrant.** "Judicial warrant" or "judicial order authorizing the arrest"
2.5 means a written order from a state court or federal Article III court that directs a law
2.6 enforcement agency or another person who is specifically named in the order to arrest a
2.7 person.

2.8 Subd. 6. **Law enforcement agent.** "Law enforcement agent" means a person employed
2.9 by a law enforcement agency who is authorized to make a civil arrest.

2.10 Subd. 7. **Patient.** "Patient" means a person who receives health care services at a health
2.11 care facility.

2.12 Subd. 8. **Resident.** "Resident" means a person admitted to a nursing home or assisted
2.13 living facility.

2.14 Sec. 2. **[144.6576] LIMITS ON ACCESS TO PREMISES BY LAW ENFORCEMENT**
2.15 **AGENTS ENGAGED IN CIVIL IMMIGRATION ENFORCEMENT.**

2.16 Subdivision 1. **Limits on access to health care facility premises.** A health care facility
2.17 must not consent to a law enforcement agent entering a health care facility site for purposes
2.18 of civil immigration enforcement unless the law enforcement agent provides the health care
2.19 facility employee with a valid judicial warrant. The health care facility employee must
2.20 request that the law enforcement agent provide valid identification and must grant entry
2.21 only to the areas identified in the judicial warrant.

2.22 Subd. 2. **Notification required.** A health care facility employee granting entry to a law
2.23 enforcement agent engaged in civil immigration enforcement must immediately notify the
2.24 person with administrative control of the health care facility and the health care facility's
2.25 general counsel or other designated legal representative.

2.26 Sec. 3. **[144.6577] HEALTH CARE FACILITIES; POLICIES REGARDING CIVIL**
2.27 **IMMIGRATION ENFORCEMENT ON PREMISES.**

2.28 Subdivision 1. **Policies regarding law enforcement agent present at health care**
2.29 **facility.** By, a health care facility must develop and implement a policy regarding
2.30 interactions between health care facility employees and law enforcement agents present at
2.31 the health care facility and involved in civil immigration activities. Each policy must include:

3.1 (1) the name and contact information of a person or persons designated to be notified
3.2 of the presence of a law enforcement agent at the health care facility. The designated contact
3.3 person or persons must be legal counsel of the health care facility or other persons within
3.4 the management or administration of the health care facility;

3.5 (2) procedures to verify the identity and authority of any law enforcement agent present
3.6 at the health care facility, including but not limited to requesting and documenting the first
3.7 and last name of the law enforcement agent, the name of the law enforcement agency, and
3.8 the badge number of any law enforcement agent present with a patient or resident or
3.9 requesting information about a patient or resident; and

3.10 (3) procedures regarding a law enforcement agent's access to the health care facility
3.11 premises. A law enforcement agent must not access nonpublic areas of a health care facility
3.12 unless the law enforcement agent provides to a health care facility employee a valid judicial
3.13 warrant or is requested by health care facility staff to respond to a safety or security issue
3.14 within the health care facility.

3.15 Subd. 2. Policies regarding release of information to law enforcement agent. By
3.16, a health care facility must develop and implement a policy regarding releasing patient
3.17 or resident information to a law enforcement agent present at the health care facility. Each
3.18 policy must include:

3.19 (1) procedures to ensure that any protected health information requested by a law
3.20 enforcement agent is released in accordance with all applicable state and federal laws,
3.21 including the Health Insurance Portability and Accountability Act (HIPAA), if applicable;
3.22 and

3.23 (2) procedures that provide that, unless required by state or federal law, a health care
3.24 facility employee may only release patient or resident information to a law enforcement
3.25 agent engaging in civil immigration enforcement if the law enforcement agent provides:

3.26 (i) a valid subpoena issued by a federal judge or magistrate;

3.27 (ii) a valid order issued by a federal judge or magistrate to require access to the health
3.28 care facility premises; or

3.29 (iii) a valid warrant issued by a federal judge or magistrate.

3.30 Subd. 3. Policies protecting patient and resident information. By, a health care
3.31 facility must develop procedures to ensure that patients and residents are provided with the
3.32 following documents:

4.1 (1) if the health care facility is subject to HIPAA, a notice of privacy practices for
4.2 protected health information, including information about the patient's or resident's right to
4.3 request an amendment to any protected health information or record about the patient or
4.4 resident maintained in a designated record set, which may include a request that any of the
4.5 following information be deleted, redacted, or amended: place of birth; immigration or
4.6 citizenship status; or information from a birth certificate, passport, permanent resident card,
4.7 alien registration card, or employment authorization documents; and

4.8 (2) a form enabling a patient or resident to authorize the health care facility to disclose
4.9 the patient's or resident's health status, including admission and discharge information, to
4.10 the parents, guardians, relatives, or other designees of the patient or resident.

4.11 Subd. 4. **Health care facility employee training.** A health care facility must provide
4.12 health care facility employees, security personnel, and designated contact persons with
4.13 training annually on the policies in subdivisions 1 and 2.

4.14 Subd. 5. **Policy provided to commissioner.** A health care facility must submit the
4.15 policies required in subdivisions 1 and 2 to the commissioner by A health care facility
4.16 that fails to comply with the requirements in subdivisions 1 and 2 will be notified of
4.17 noncompliance by the commissioner and may be subject to the imposition of a fine by the
4.18 commissioner.

4.19 Subd. 6. **Investigation.** The commissioner may investigate and respond to complaints
4.20 from patients, residents, health care facility employees, and the public alleging noncompliance
4.21 with this section. A health care facility and its agents must not retaliate against a patient, a
4.22 resident, employees, or an agent who files a complaint under this section.

4.23 Subd. 7. **Posting immigration rights information on premises.** A health care facility
4.24 must post, either by physical or electronic means, a document providing the phone number
4.25 that individuals may call to learn about immigration rights. The document must be posted
4.26 on the premises of the health care facility in a conspicuous location that is accessible to
4.27 patients, residents, employees, and visitors. The commissioner must develop and provide
4.28 the document to health care facilities.

4.29 Sec. 4. **[144.6578] LIABILITY LIMITATIONS; DEFENSES.**

4.30 (a) Nothing in sections 144.6575 to 144.6577 permits an action against a health care
4.31 facility employee acting lawfully when engaging in reasonable compliance with the
4.32 provisions of sections 144.6575 to 144.6577.

- 5.1 (b) Nothing in sections 144.6575 to 144.6577 affects any right or defense of any health
- 5.2 care facility employee acting lawfully.