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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 44

01/11/2021 Authored by Quam and Gruenhagen
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 occupations; allowing nurses licensed under the Nurse Licensure
1.3 Compact to practice nursing during a peacetime emergency; amending Minnesota
1.4 Statutes 2020, section 148.211, by adding a subdivision.

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

1.6 Section 1. Minnesota Statutes 2020, section 148.211, is amended by adding a subdivision
1.7 to read:

1.8 Subd. 2b. License recognition for nurses licensed under the Nurse Licensure
1.9 Compact. (a) As used in this subdivision, "out-of-state nurse" means a nurse who:

1.10 (1) holds a multistate license under the Nurse Licensure Compact; and

1.11 (2) is not licensed to practice nursing in Minnesota by the Board of Nursing.

1.12 (b) An out-of-state nurse may practice nursing in Minnesota during a peacetime
1.13 emergency declared under section 12.31, subdivision 2, when the peacetime emergency
1.14 may require the assistance of nurses. When practicing nursing under this subdivision, an
1.15 out-of-state nurse's license has the same force and effect as if issued by the Board of Nursing.

1.16 (c) Before practicing nursing under this subdivision, an out-of-state nurse must be under
1.17 contract or provider agreement with a health care system or provider, located in Minnesota,
1.18 such as a hospital, clinic, or other health care entity.

1.19 (d) A health care system or provider that is under contract or provider agreement with
1.20 an out-of-state nurse under this subdivision must:

1.21 (1) verify that the nurse holds a multistate license under the Nurse Licensure Compact
1.22 that is in good standing; and

2.1 (2) file a report with the commissioner of health that includes the number of out-of-state
2.2 nurses under contract or provider agreement under this subdivision and the length of each
2.3 nurse's contract or provider agreement. The report must be filed with the commissioner no
2.4 later than 60 days after the peacetime emergency referenced in paragraph (b) ends.

2.5 (e) By practicing nursing under this subdivision, an out-of-state nurse submits to the
2.6 jurisdiction of the Board of Nursing. The Board of Nursing may revoke the authorization
2.7 provided by this subdivision from an out-of-state nurse under the Board of Nursing's
2.8 jurisdiction. Upon revocation, an out-of-state nurse must immediately cease practicing
2.9 nursing under this subdivision.

2.10 (f) This subdivision expires if Minnesota joins the Nurse Licensure Compact. The Board
2.11 of Nursing must notify the revisor of statutes if Minnesota joins the Nurse Licensure
2.12 Compact.

2.13 **EFFECTIVE DATE.** This section is effective the day following final enactment.