

**SENATE  
STATE OF MINNESOTA  
EIGHTY-EIGHTH LEGISLATURE**

**S.F. No. 908**

**(SENATE AUTHORS: NIENOW and Benson)**

DATE	D-PG	OFFICIAL STATUS
02/28/2013	454	Introduction and first reading Referred to Health, Human Services and Housing

1.1 A bill for an act  
 1.2 relating to health; requiring disclosures of certain futility policies; proposing  
 1.3 coding for new law in Minnesota Statutes, chapter 144.

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

1.5 Section 1. **[144.595] HOSPITAL FUTILITY POLICY.**

1.6 (a) A hospital licensed under sections 144.50 to 144.56 that adopts or implements a  
 1.7 futility policy that applies to treatment of any child, from birth to 18 years of age, must  
 1.8 disclose the futility policy to the parents of children treated at the hospital when the  
 1.9 hospital identifies the need for a formal process to address concerns over the proposed  
 1.10 treatment of a child. The hospital must, upon request of a parent of a patient or prospective  
 1.11 patient, provide a copy of the current policy, if any.

1.12 (b) For purposes of this section, a "futility policy" is any written policy that  
 1.13 encourages or allows hospital employees, or other medical professionals who provide  
 1.14 care to patients at the hospital, to withhold or discontinue treatment for a patient on the  
 1.15 grounds of medical futility.