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State of Minnesota  
HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 200

01/28/2013 Authored by Fritz and Abeler

The bill was read for the first time and referred to the Committee on Health and Human Services Policy

1.1 A bill for an act  
1.2 relating to health; requiring annual reports on nursing personnel staffing in  
1.3 medical clinics; providing penalties; proposing coding for new law in Minnesota  
1.4 Statutes, chapter 144.

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

1.6 Section 1. [144.5612] MEDICAL CLINIC; NURSING PERSONNEL STAFFING  
1.7 LEVELS.

1.8 Subdivision 1. Report required. (a) For purposes of monitoring and enhancing  
1.9 patient care and safety, all entities owning or operating a medical clinic within Minnesota  
1.10 shall file annual reports for each clinic location with the Minnesota Department of Health  
1.11 reflecting both patient activity and nursing personnel staffing levels for the preceding  
1.12 calendar year. For purposes of this section, "nursing personnel" means the paid on-duty  
1.13 nurses, certified medical assistants, and nursing assistants that provide direct hands-on  
1.14 patient care.

1.15 (b) A reporting entity with its principal offices in Minnesota that owns or operates  
1.16 a clinic in another state shall also file an annual report on patient activity and nursing  
1.17 personnel staffing levels for each non-Minnesota clinic. An entity required to report under  
1.18 this section must report the separate number of nursing personnel in each Minnesota clinic  
1.19 and each out-of-state clinic. The report must describe the number of nurses, certified  
1.20 medical assistants, and nursing assistants at each clinic. Reports shall be separately  
1.21 filed annually for each clinic by September 1 for the preceding calendar year beginning  
1.22 September 1, 2013, for the 2013 calendar year. The reports must state nursing personnel  
1.23 to patient activity ratio.

2.1 Subd. 2. **Patient activity.** Patient activity must be stated as the average number of  
2.2 patients treated by the medical clinic for the reporting year. Nursing personnel staffing  
2.3 levels shall be the average number of full-time nursing personnel employed at the medical  
2.4 clinic adjusted for the full-time equivalency of part-time staff.

2.5 Subd. 3. **Posting reports.** The reports are public documents and must be posted  
2.6 in a prominent location at each clinic site for review by patients, visitors, and staff.  
2.7 Copies must also be provided to pertinent collective bargaining representatives of clinic  
2.8 staff upon request.

2.9 Subd. 4. **Enforcement; penalties.** Any entity that violates the requirements of this  
2.10 section is subject to a fine of \$300 for each violation. A fine authorized by this subdivision  
2.11 may be imposed in a civil action brought by the attorney general on behalf of the state  
2.12 of Minnesota, and shall be deposited in the state treasury.

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