

**SENATE
STATE OF MINNESOTA
NINETY-FIRST SESSION**

S.F. No. 1314

(SENATE AUTHORS: NEWTON and Hoffman)

DATE
02/14/2019

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Introduction and first reading
Referred to Health and Human Services Finance and Policy

OFFICIAL STATUS

1.1 A bill for an act
1.2 relating to health occupations; providing an opportunity for a complaining party
1.3 to directly address a health-related licensing board regarding a complaint prior to
1.4 the complaint being dismissed by the board; amending Minnesota Statutes 2018,
1.5 section 214.10, subdivision 1.

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

1.7 Section 1. Minnesota Statutes 2018, section 214.10, subdivision 1, is amended to read:

1.8 Subdivision 1. **Receipt of complaint; notice.** The executive director or executive
1.9 secretary of a board, a board member or any other person who performs services for the
1.10 board who receives a complaint or other communication, whether oral or written, which
1.11 complaint or communication alleges or implies a violation of a statute or rule which the
1.12 board is empowered to enforce, shall promptly forward the substance of the communication
1.13 on a form prepared by the attorney general to the designee of the attorney general responsible
1.14 for providing legal services to the board. Before proceeding further with the communication,
1.15 the designee of the attorney general may require the complaining party to state the complaint
1.16 in writing on a form prepared by the attorney general. Complaints which relate to matters
1.17 within the jurisdiction of another governmental agency shall be forwarded to that agency
1.18 by the executive director or executive secretary. An officer of that agency shall advise the
1.19 executive director or executive secretary of the disposition of that complaint. A complaint
1.20 received by another agency which relates to a statute or rule which a licensing board is
1.21 empowered to enforce shall be forwarded to the executive director or executive secretary
1.22 of the board to be processed in accordance with this section. No complaint alleging a matter
1.23 within the jurisdiction of the board shall be dismissed by a board unless at least two board
1.24 members have reviewed the matter and the complaining party has been provided the

- 2.1 opportunity to address the board directly regarding the complaint. If a board makes a
2.2 determination to investigate a complaint, it shall notify a licensee who is the subject of an
2.3 investigation that an investigation has been initiated at a time when such notice will not
2.4 compromise the investigation.