

SENATE
STATE OF MINNESOTA
NINETIETH SESSION

S.F. No. 3323

(SENATE AUTHORS: BENSON)

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

1.1 A bill for an act
1.2 relating to health; establishing a quantity limit for opiate prescriptions following
1.3 a major trauma or surgical procedure; amending Minnesota Statutes 2016, section
1.4 152.11, by adding a subdivision.

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

1.6 Section 1. Minnesota Statutes 2016, section 152.11, is amended by adding a subdivision
1.7 to read:

1.8 Subd. 5. Limit on quantity of opiates prescribed for acute pain associated with a
1.9 major trauma or surgical procedure. (a) When used for the treatment of acute pain
1.10 associated with a major trauma or surgical procedure, prescriptions for opiate or narcotic
1.11 pain relievers listed in Schedules II through IV of section 152.02 shall not exceed a seven-day
1.12 supply. The quantity prescribed shall be consistent with the dosage listed in the professional
1.13 labeling for the drug that has been approved by the United States Food and Drug
1.14 Administration.

1.15 (b) For the purposes of this subdivision, "acute pain" means pain resulting from disease,
1.16 accidental or intentional trauma, surgery, or another cause, that the practitioner reasonably
1.17 expects to last only a short period of time. Acute pain does not include chronic pain or pain
1.18 being treated as part of cancer care, palliative care, or hospice or other end-of-life care.

1.19 (c) Notwithstanding paragraph (a), if in the professional clinical judgment of a practitioner
1.20 more than a seven-day supply of a prescription listed in Schedules II through IV of section
1.21 152.02 is required to treat a patient's acute pain, the practitioner may issue a prescription
1.22 for the quantity needed to treat such acute pain.

- 2.1 (d) This subdivision does not apply to the treatment of acute dental pain or acute pain
2.2 associated with refractive surgery, and the quantity of opiates that may be prescribed for
2.3 those conditions is governed by subdivision 4.