

SENATE

STATE OF MINNESOTA

EIGHTY-EIGHTH LEGISLATURE

S.F. No. 787

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DATE	D-PG	OFFICIAL STATUS
02/25/2013	395	Introduction and first reading Referred to Health, Human Services and Housing
03/18/2013	1061	Comm report: To pass and re-referred to Finance
04/25/2013	3099	Comm report: To pass
	3099	Second reading
05/19/2013	4974	General Orders: Stricken and returned to author See SF1034, Art. 4, Sec. 1

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A bill for an act

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relating to health; modifying the definition of mental illness in the Adult Mental

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Health Act; amending Minnesota Statutes 2012, section 245.462, subdivision 20.

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

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Section 1. Minnesota Statutes 2012, section 245.462, subdivision 20, is amended to read:

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Subd. 20. **Mental illness.** (a) "Mental illness" means an organic disorder of the brain

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or a clinically significant disorder of thought, mood, perception, orientation, memory, or

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behavior that is detailed in a diagnostic codes list published by the commissioner, and that

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seriously limits a person's capacity to function in primary aspects of daily living such as

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personal relations, living arrangements, work, and recreation.

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(b) An "adult with acute mental illness" means an adult who has a mental illness that

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is serious enough to require prompt intervention.

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(c) For purposes of case management and community support services, a "person

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with serious and persistent mental illness" means an adult who has a mental illness and

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meets at least one of the following criteria:

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(1) the adult has undergone two or more episodes of inpatient care for a mental

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illness within the preceding 24 months;

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(2) the adult has experienced a continuous psychiatric hospitalization or residential

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treatment exceeding six months' duration within the preceding 12 months;

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(3) the adult has been treated by a crisis team two or more times within the preceding

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24 months;

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(4) the adult:

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(i) has a diagnosis of schizophrenia, bipolar disorder, major depression,

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schizoaffective disorder, or borderline personality disorder;

2.1 (ii) indicates a significant impairment in functioning; and
2.2 (iii) has a written opinion from a mental health professional, in the last three years,
2.3 stating that the adult is reasonably likely to have future episodes requiring inpatient or
2.4 residential treatment, of a frequency described in clause (1) or (2), unless ongoing case
2.5 management or community support services are provided;
2.6 (5) the adult has, in the last three years, been committed by a court as a person who is
2.7 mentally ill under chapter 253B, or the adult's commitment has been stayed or continued; or
2.8 (6) the adult (i) was eligible under clauses (1) to (5), but the specified time period
2.9 has expired or the adult was eligible as a child under section 245.4871, subdivision 6; and
2.10 (ii) has a written opinion from a mental health professional, in the last three years, stating
2.11 that the adult is reasonably likely to have future episodes requiring inpatient or residential
2.12 treatment, of a frequency described in clause (1) or (2), unless ongoing case management
2.13 or community support services are provided.