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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 2419

03/02/2023

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The bill was read for the first time and referred to the Committee on Commerce Finance and Policy

1.1 A bill for an act
1.2 relating to insurance; providing for coverage of advance care planning services
1.3 by health plans, medical assistance, and MinnesotaCare; amending Minnesota
1.4 Statutes 2022, section 256B.0625, by adding a subdivision; proposing coding for
1.5 new law in Minnesota Statutes, chapter 62Q.

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

1.7 Section 1. [62Q.547] COVERAGE OF ADVANCE CARE PLANNING SERVICES.

1.8 Subdivision 1. Definitions. (a) For purposes of this section, the following terms have
1.9 the meanings given them.

1.10 (b) "Advance care planning services" means a discussion between a health professional
1.11 and patient to discuss the patient's health care wishes in the event the patient becomes unable
1.12 to make decisions about the patient's care. Advance care planning services includes a
1.13 discussion of future health care decisions that may need to be made and how the patient can
1.14 let others know about health care preferences and decisions, an explanation of health care
1.15 directives and similar documents, and completion of a standard health care directive form.

1.16 (c) "Health care directive" has the meaning given in section 145C.01, subdivision 5a.

1.17 (d) "Health professional" means: (1) a physician, physician assistant, nurse practitioner,
1.18 or clinical nurse specialist; or (2) another medical professional or team of medical
1.19 professionals working under the direct supervision of a physician.

1.20 Subd. 2. Coverage required. A health plan that provides coverage to Minnesota residents
1.21 must provide coverage for advance care planning services.

2.1 **EFFECTIVE DATE.** This section is effective January 1, 2024, and applies to health
2.2 plans offered, sold, issued, or renewed on or after that date.

2.3 Sec. 2. Minnesota Statutes 2022, section 256B.0625, is amended by adding a subdivision
2.4 to read:

2.5 Subd. 3i. **Advance care planning services.** (a) Medical assistance covers advance care
2.6 planning services.

2.7 (b) For purposes of this subdivision, the definitions in section 62Q.547, subdivision 1,
2.8 apply.

2.9 **EFFECTIVE DATE.** This section is effective January 1, 2024.