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REVISOR

## State of Minnesota

## HOUSE OF REPRESENTATIVES н. г. No. 2670

## NINETY-SECOND SESSION

01/31/2022

Authored by Morrison and Bahner 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<br>1.3<br>1.4 | relating to insurance; providing for coverage of advance care planning services<br>by health plans, medical assistance, and MinnesotaCare; amending Minnesota<br>Statutes 2020, 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.  |

RSI/NB

| 2.1 | EFFECTIVE DATE. This section is effective January 1, 2023, and applies to health         |
|-----|--|
| 2.2 | plans offered, sold, issued, or renewed on or after that date.                           |
| 2.3 | Sec. 2. Minnesota Statutes 2020, 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, 2023.