

SENATE  
STATE OF MINNESOTA  
NINETY-THIRD SESSION

S.F. No. 4235

(SENATE AUTHORS: FATEH, Abeler, Kupec and Pha)		
DATE	D-PG	OFFICIAL STATUS
02/26/2024	11807	Introduction and first reading Referred to Health and Human Services
03/11/2024	12143	Author added Kupec
04/08/2024	13543	Author added Pha

1.1

A bill for an act

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relating to health; modifying training requirements for nursing assistants and

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medication aides; amending Minnesota Statutes 2022, sections 144A.61, subdivision

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3a; 148.235, subdivision 10.

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

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Section 1. Minnesota Statutes 2022, section 144A.61, subdivision 3a, is amended to read:

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Subd. 3a. **Competency evaluation program.** (a) The commissioner of health shall

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approve the competency evaluation program.

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(b) A competency evaluation must be administered to persons who desire to be listed

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in the nursing assistant registry. The tests may only be administered by technical colleges,

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community colleges, or other organizations approved by the ~~Department of Health~~

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commissioner of health. The commissioner must ensure any written portions of the

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competency evaluation are available in languages other than English that are commonly

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spoken by persons who desire to be listed in the nursing assistant registry. The commissioner

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may consult with the state demographer or the commissioner of employment and economic

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development when identifying languages that are commonly spoken by persons who desire

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to be listed in the nursing assistant registry.

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(c) The commissioner of health shall approve a nursing assistant for the registry without

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requiring a competency evaluation if the nursing assistant is in good standing on a nursing

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assistant registry in another state.

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**EFFECTIVE DATE.** This section is effective January 1, 2025.

2.1 Sec. 2. Minnesota Statutes 2022, section 148.235, subdivision 10, is amended to read:

2.2 Subd. 10. **Administration of medications by unlicensed personnel in nursing**  
2.3 **facilities.** Notwithstanding the provisions of Minnesota Rules, part 4658.1360, subpart 2,  
2.4 a graduate of a foreign nursing school who has successfully completed an approved  
2.5 competency evaluation under the provisions of section 144A.61 is eligible to administer  
2.6 medications in a nursing facility upon completion of a any medication training program for  
2.7 unlicensed personnel ~~offered through a postsecondary educational institution, which approved~~  
2.8 by the commissioner of health that meets the requirements specified in Minnesota Rules,  
2.9 part 4658.1360, subpart 2, item B, subitems (1) to (6).

2.10 **EFFECTIVE DATE.** This section is effective January 1, 2025.