

4664.0003 DEFINITIONS.

Subpart 1. **Applicability.** As used in parts 4664.0002 to 4664.0550, the terms in this part have the meanings given them.

Subp. 2. **Attending physician.** "Attending physician" means a physician who is identified by the hospice patient at the time the patient receives hospice care as having the most significant role in the determination and delivery of the patient's medical care.

Subp. 3. **Business.** "Business" means an individual or other legal entity that provides hospice services to persons in their residence of choice.

Subp. 4. **Commissioner.** "Commissioner" means the commissioner of health.

Subp. 5. **Contract.** "Contract" means a legally binding agreement.

Subp. 6. **Core services.** "Core services" has the meaning given in Minnesota Statutes, section 144A.75, subdivision 3.

Subp. 7. **Counseling services or bereavement counseling.** "Counseling services" or "bereavement counseling" has the meaning given to "counseling services" in Minnesota Statutes, section 144A.75, subdivision 4.

Subp. 8. **Department.** "Department" means the Department of Health.

Subp. 9. **Home health aide.** "Home health aide" means a person who meets the competency and training requirements of part 4664.0260.

Subp. 10. **Home health aide services.** "Home health aide services" means services provided by a home health aide.

Subp. 11. **Hospice patient.** "Hospice patient" has the meaning given in Minnesota Statutes, section 144A.75, subdivision 6.

Subp. 12. **Hospice patient's family.** "Hospice patient's family" has the meaning given in Minnesota Statutes, section 144A.75, subdivision 7.

Subp. 13. **Hospice provider.** "Hospice provider" has the meaning given in Minnesota Statutes, section 144A.75, subdivision 5.

Subp. 14. **Hospice services or hospice care.** "Hospice services" or "hospice care" has the meaning given in Minnesota Statutes, section 144A.75, subdivision 8.

Subp. 15. **Hospital.** "Hospital" means a facility licensed under Minnesota Statutes, sections 144.50 to 144.56.

Subp. 16. **Inpatient facility.** "Inpatient facility" means a hospital, nursing home, or residential hospice facility.

Subp. 17. **Interdisciplinary team.** "Interdisciplinary team" has the meaning given in Minnesota Statutes, section 144A.75, subdivision 9.

Subp. 18. **Legend drug.** "Legend drug" has the meaning given in Minnesota Statutes, section 151.01, subdivision 17.

Subp. 19. **Licensee.** "Licensee" means the legal entity responsible for the operation of a hospice, including ensuring compliance with parts 4664.0002 to 4664.0550 and Minnesota Statutes, sections 144A.75 to 144A.755.

Subp. 20. **Licensed practical nurse.** "Licensed practical nurse" means a person licensed and currently registered to practice practical nursing as defined under Minnesota Statutes, section 148.171, subdivision 14.

Subp. 21. **Managerial official.** "Managerial official" means a director, officer, trustee, or employee of a hospice provider, however designated, who has the authority to establish or control business policy.

Subp. 22. **Medical director.** "Medical director" has the meaning given in Minnesota Statutes, section 144A.75, subdivision 10.

Subp. 23. **Medical social services.** "Medical social services" means social work related to the medical, health, or supportive care of patients.

Subp. 24. **Nurse.** "Nurse" means a registered nurse or licensed practical nurse authorized to practice nursing in Minnesota in compliance with Minnesota Statutes, sections 148.171 to 148.285.

Subp. 25. **Nursing home.** "Nursing home" means a facility licensed under Minnesota Statutes, sections 144A.01 to 144A.155.

Subp. 26. **Nutritional counseling.** "Nutritional counseling" means services provided by a dietitian, registered nurse, or physician with respect to a hospice patient's nutrition, including evaluation of a hospice patient's nutritional status and recommendation for changes in nutritional care.

Subp. 27. **Occupational therapist.** "Occupational therapist" has the meaning given in Minnesota Statutes, section 148.6402, subdivision 14.

Subp. 28. [Repealed, L 2020 c 79 art 2 s 26]

Subp. 29. **Other services.** "Other services" has the meaning given in Minnesota Statutes, section 144A.75, subdivision 11.

Subp. 30. **Over-the-counter drug.** "Over-the-counter drug" means any drug that is not a legend drug.

Subp. 31. **Palliative care.** "Palliative care" has the meaning given in Minnesota Statutes, section 144A.75, subdivision 12.

Subp. 32. **Pharmacist.** "Pharmacist" means a person licensed under Minnesota Statutes, chapter 151.

Subp. 33. **Physical therapist.** "Physical therapist" has the meaning given in Minnesota Statutes, section 148.65, subdivision 2.

Subp. 34. **Physical therapy.** "Physical therapy" has the meaning given in Minnesota Statutes, section 148.65, subdivision 1.

Subp. 35. **Physician.** "Physician" means a person licensed under Minnesota Statutes, chapter 147.

Subp. 36. **Prescriber.** "Prescriber" means a person who is authorized by Minnesota Statutes, section 151.01, subdivision 23, to prescribe legend drugs.

Subp. 37. **Registered nurse.** "Registered nurse" means a person licensed to practice professional nursing as defined in Minnesota Statutes, section 148.171, subdivision 15.

Subp. 38. **Residential hospice facility.** "Residential hospice facility" has the meaning given in Minnesota Statutes, section 144A.75, subdivision 13.

Subp. 39. **Responsible person.** "Responsible person" means a person who, because of a hospice patient's incapacity, makes decisions about the hospice patient's care on behalf of the hospice patient. A responsible person may be a hospice patient's family, guardian, conservator, attorney-in-fact, or other agent of the hospice patient. Nothing in this chapter expands or diminishes the rights of persons to act on behalf of hospice patients under other law.

Subp. 40. **Social worker.** "Social worker" has the meaning given in Minnesota Statutes, section 148B.21, subdivision 3.

Subp. 41. **Speech-language pathology practice.** "Speech-language pathology practice" has the meaning given to "practice of speech-language pathology" in Minnesota Statutes, section 148.512, subdivision 13.

Subp. 42. **Survey.** "Survey" means an inspection of a hospice provider for compliance with this chapter and Minnesota Statutes, sections 144A.75 to 144A.755. Survey includes inspections conducted as part of the investigation of a complaint.

Subp. 43. **Surveyor.** "Surveyor" means a representative of the department authorized by the commissioner to conduct surveys of hospice providers.

Subp. 44. **Unit of government.** "Unit of government" means a city, county, town, school district, other political subdivision of the state, or an agency of the state or the United States and includes any instrumentality of a unit of government.

Subp. 45. **Volunteer services.** "Volunteer services" has the meaning given in Minnesota Statutes, section 144A.75, subdivision 14.

Statutory Authority: *MS s 144A.752*

History: *28 SR 1639; L 2020 c 79 art 2 s 26*

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