

144.5621 SWING BED APPROVAL; EXCEPTIONS.

Subdivision 1. **Swing bed exemption.** (a) The conditions and limitations in section 144.562, paragraphs (d) and (e), do not apply to any hospital located in Cook County that:

(1) is designated as a critical access hospital under section 144.1483, clause (9), and United States Code, title 42, section 1395i-4; and

(2) has an attached nursing home.

(b) Any swing bed located in a hospital described in this section may be used to provide nursing care without requiring a prior hospital stay.

(c) The nursing care provided to a patient in a swing bed is a covered medical assistance service under section 256B.0625, subdivision 2b.

Subd. 2. **Application of the health care bill of rights.** A patient in a swing bed located in a hospital described in this section is a resident of a nursing home for the purposes of section 144.651.

Subd. 3. **Comprehensive resident assessment.** A patient in a swing bed located in a hospital described in this section is a resident of a nursing home for the purposes of Minnesota Rules, part 4658.0400.

History: *1Sp2025 c 3 art 1 s 54*

NOTE: This section, as added by Laws 2025, First Special Session chapter 3, article 1, section 54, is effective January 1, 2026, or upon federal approval, whichever is later. The commissioners of health and human services shall inform the revisor of statutes when federal approval is obtained. Laws 2025, First Special Session chapter 3, article 1, section 54, the effective date.