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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 3048

03/14/2016 Authored by Zerwas; Dean, M., and Yarusso
The bill was read for the first time and referred to the Committee on Aging and Long-Term Care Policy

1.1 A bill for an act
1.2 relating to health; modifying the population served by residential hospice
1.3 facilities to include children who need respite care or palliative care; amending
1.4 Minnesota Statutes 2014, section 144A.75, by adding a subdivision; Minnesota
1.5 Statutes 2015 Supplement, section 144A.75, subdivision 13.

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

1.7 Section 1. Minnesota Statutes 2015 Supplement, section 144A.75, subdivision 13,
1.8 is amended to read:

1.9 Subd. 13. **Residential hospice facility.** (a) "Residential hospice facility" means
1.10 a facility ~~that resembles a single-family home located in a residential area~~ that directly
1.11 provides 24-hour residential and support services in a home-like setting ~~for hospice patients~~
1.12 as an integral part of the continuum of home care provided by a hospice; that provides
1.13 care for hospice patients, or for children who need respite care or palliative care due to a
1.14 life-threatening condition requiring care 24 hours a day, seven days a week; and that houses:

1.15 (1) no more than eight hospice patients or children who need respite care or
1.16 palliative care; or

1.17 (2) at least nine and no more than 12 hospice patients or children who need respite
1.18 care or palliative care, with the approval of the local governing authority, notwithstanding
1.19 section 462.357, subdivision 8.

1.20 (b) Residential hospice facility also means a facility that directly provides 24-hour
1.21 residential and support services for hospice patients and that:

1.22 (1) houses no more than 21 hospice patients;

1.23 (2) meets hospice certification regulations adopted pursuant to title XVIII of the
1.24 federal Social Security Act, United States Code, title 42, section 1395, et seq.; and

2.1 (3) is located on St. Anthony Avenue in St. Paul, Minnesota, and was licensed as a
2.2 40-bed non-Medicare certified nursing home as of January 1, 2015.

2.3 Sec. 2. Minnesota Statutes 2014, section 144A.75, is amended by adding a subdivision
2.4 to read:

2.5 Subd. 13a. **Respite care.** "Respite care" means short-term care in an inpatient
2.6 facility such as a residential hospice facility, when necessary to relieve the hospice
2.7 patient's family; the family of a child with a life-threatening condition requiring care 24
2.8 hours a day, seven days a week; or other persons caring for the patient or child. Respite
2.9 care may be provided on an occasional basis.