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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 3654

02/13/2024 Authored by Robbins, Baker, Edelson, Zeleznikar and Virnig
The bill was read for the first time and referred to the Committee on Health Finance and Policy
02/22/2024 By motion, recalled and re-referred to the Committee on Human Services Finance

1.1 A bill for an act
1.2 relating to health; modifying requirements governing access to information on
1.3 assisted living facility compliance with correction orders; amending Minnesota
1.4 Statutes 2022, section 144G.30, subdivision 5.

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

1.6 Section 1. Minnesota Statutes 2022, section 144G.30, subdivision 5, is amended to read:

1.7 Subd. 5. Correction orders. (a) A correction order may be issued whenever the
1.8 commissioner finds upon survey or during a complaint investigation that a facility, a
1.9 managerial official, an agent of the facility, or an employee of the facility is not in compliance
1.10 with this chapter. The correction order shall cite the specific statute and document areas of
1.11 noncompliance and the time allowed for correction.

1.12 (b) The commissioner shall mail or email copies of any correction order to the facility
1.13 within 30 calendar days after the survey exit date. A copy of each correction order and
1.14 copies of any documentation supplied to the commissioner shall be kept on file by the
1.15 facility and public documents shall be made available for viewing by any person upon
1.16 request. Copies may be kept electronically.

1.17 (c) By the correction order date, the facility must:

1.18 (1) document in the facility's records any action taken to comply with the correction
1.19 order. The commissioner may request a copy of this documentation and the facility's action
1.20 to respond to the correction order in future surveys, upon a complaint investigation, and as
1.21 otherwise needed; and

2.1 (2) post or otherwise make available, in a manner or location readily accessible to  
2.2 residents and others, the most recent plan of correction documenting the actions taken by  
2.3 the facility to comply with the correction order.

2.4 (d) After the plan of correction is posted or otherwise made available under paragraph  
2.5 (c), clause (2), the facility must provide a copy of the facility's most recent plan of correction  
2.6 to any individual who requests it. A copy of the most recent plan of correction must be  
2.7 provided within 30 days after the request and in a format determined by the facility, except  
2.8 the facility must make reasonable accommodations in providing the plan of correction in  
2.9 another format upon request.

2.10 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to correction  
2.11 orders issued on or after that date.