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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 1882

02/16/2023 Authored by Anderson, P. H., The bill was read for the first time and referred to the Committee on Health Finance and Policy

1.1 A bill for an act
1.2 relating to health; requiring certain health care providers to provide patients with
1.3 information about diagnosis, treatment, and prognosis orally and in writing;
1.4 allowing health-related licensing boards to discipline providers for violations;
1.5 proposing coding for new law in Minnesota Statutes, chapter 145.

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

1.7 Section 1. [145.848] INFORMATION ABOUT DIAGNOSIS, TREATMENT,
1.8 PROGNOSIS.

1.9 Subdivision 1. Definitions. (a) The terms defined in this subdivision apply to this section.

1.10 (b) "Health care provider" means a physician licensed under chapter 147, a physician
1.11 assistant licensed under chapter 147A, or an advanced practice registered nurse as defined
1.12 in section 148.171, subdivision 3.

1.13 (c) "Patient" means a natural person who is receiving health care services from a health
1.14 care provider for treatment or examination of a medical, psychiatric, or mental health
1.15 condition; a person the patient appoints in writing as a representative; or, except for minors
1.16 who are receiving health care services under sections 144.341 to 144.347, a parent or
1.17 guardian of a minor.

1.18 Subd. 2. Requirements for the provision of information. (a) Information provided by
1.19 a health care provider to a patient during examination, diagnosis, or treatment about the
1.20 patient's diagnosis, laboratory and diagnostic testing and results, treatment, alternatives,
1.21 risks, and prognosis must be provided both orally and in writing. The patient shall determine
1.22 whether the written information is provided to the patient in paper or electronic form.

2.1 (b) After providing this information, the health care provider must attest to having  
2.2 provided the information by signing the written version of the information and the patient  
2.3 must attest to having received the information by signing the written version of the  
2.4 information. These attestations must be included in the patient's health record.

2.5 (c) As authorized in section 144.651, subdivision 9, a patient may refuse to have a health  
2.6 care provider provide the information specified in paragraph (a) to the patient.

2.7 Subd. 3. **Licensing action.** A violation of this section may be grounds for disciplinary  
2.8 action against a health care provider by the appropriate health-related licensing board.

2.9 **EFFECTIVE DATE.** This section is effective August 1, 2023, and applies to health  
2.10 care provided on or after that date.