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State of Minnesota
HOUSE OF REPRESENTATIVES

**EIGHTY-FIFTH
SESSION**

HOUSE FILE No. 218

January 18, 2007

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The bill was read for the first time and referred to the Committee on Health and Human Services

1.1 A bill for an act
1.2 relating to health-related licensing boards; amending Minnesota Statutes 2006,
1.3 section 214.103, subdivision 2.

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

1.5 Section 1. Minnesota Statutes 2006, section 214.103, subdivision 2, is amended to read:

1.6 Subd. 2. **Receipt of complaint.** (a) The boards shall receive and resolve complaints
1.7 or other communications, whether oral or written, against regulated persons. Before
1.8 resolving an oral complaint, the executive director or a board member designated by the
1.9 board to review complaints may require the complainant to state the complaint in writing.
1.10 The executive director or the designated board member shall determine whether the
1.11 complaint alleges or implies a violation of a statute or rule which the board is empowered
1.12 to enforce. The executive director or the designated board member may consult with
1.13 the designee of the attorney general as to a board's jurisdiction over a complaint. If the
1.14 executive director or the designated board member determines that it is necessary, the
1.15 executive director may seek additional information to determine whether the complaint
1.16 is jurisdictional or to clarify the nature of the allegations by obtaining records or other
1.17 written material, obtaining a handwriting sample from the regulated person, clarifying the
1.18 alleged facts with the complainant, and requesting a written response from the subject of
1.19 the complaint.

1.20 (b) Except for the Board of Veterinary Medicine, the boards shall receive and
1.21 resolve complaints received from a family member of the patient or from another person
1.22 who lives with the patient if the other person provides care for, or is directly involved
1.23 in monitoring the treatment of the patient.