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State of Minnesota

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HOUSE OF REPRESENTATIVES

EIGHTY-SIXTH
SESSION

HOUSE FILE No. **521**

February 5, 2009

Authored by Thissen

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

March 16, 2009

Committee Recommendation and Adoption of Report:

To Pass and re-referred to the Committee on Civil Justice

April 14, 2009

Committee Recommendation and Adoption of Report:

To Pass

Read Second Time

1.1 A bill for an act
1.2 relating to health; modifying provisions for volunteer health practitioners;
1.3 amending Minnesota Statutes 2008, section 145A.06, subdivision 8.

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

1.5 Section 1. Minnesota Statutes 2008, section 145A.06, subdivision 8, is amended to
1.6 read:

1.7 Subd. 8. **Volunteer health practitioners licensed in other states.** (a) While an
1.8 emergency declaration is in effect, a volunteer health practitioner who is (1) registered
1.9 with a registration system that complies with the emergency system for the advanced
1.10 registration of volunteer health professionals (ESAR-VHP) established under United
1.11 States Code, title 42, section 247d-7b; (2) licensed and in good standing in the state upon
1.12 which the practitioner's registration is based; and (3) requested for deployment by the
1.13 state's authorized representative under section 192.89, or deployed pursuant to a plan or
1.14 cooperative agreement with a disaster relief organization, professional association of
1.15 health practitioners, health care facilities or providers, or other persons and the state's
1.16 authorized representative under section 192.89, may practice in this state within the scope
1.17 of practice authorized in the licensing state and to the extent authorized by this section as if
1.18 the practitioner were licensed in this state. A "volunteer health practitioner" means a health
1.19 practitioner who provides health or veterinary services, whether or not the practitioner
1.20 receives compensation for those services. The term does not include a practitioner who
1.21 receives compensation pursuant to a preexisting employment relationship with a host
1.22 entity or affiliate which requires the practitioner to provide health services in this state,
1.23 unless the practitioner is not a resident of this state and is employed by a disaster relief
1.24 organization providing services in this state while an emergency declaration is in effect.

2.1 (b) A volunteer health practitioner qualified under paragraph (a) is ~~not~~ entitled to the
2.2 liability protections of section 192.89, subdivision 6, ~~if the practitioner is licensed in more~~
2.3 ~~than one state and~~ unless any license of the practitioner is in any state has been suspended,
2.4 revoked, or subject to an agency order limiting or restricting practice privileges, or has
2.5 been voluntarily terminated under threat of sanction.