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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 3043

01/31/2020 Authored by Morrison and Albright The bill was referred to the Committee on Health and Human Services Policy

1.1 A bill for an act
1.2 relating to health; modifying provisions of the Board of Medical Practice; amending
1.3 Minnesota Statutes 2018, sections 147.038, subdivision 1; 147.039; 147.091,
1.4 subdivision 8.

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

1.6 Section 1. Minnesota Statutes 2018, section 147.038, subdivision 1, is amended to read:

1.7 Subdivision 1. Board approval; reporting. A person holding an active a license to
1.8 practice medicine in the state may, upon approval of the board, be granted license cancellation
1.9 if the board is not investigating the person as a result of a complaint or information received
1.10 or if the board has not begun disciplinary proceedings against the person. Such action by
1.11 the board shall must be reported as a cancellation of a license in good standing.

1.12 Sec. 2. Minnesota Statutes 2018, section 147.039, is amended to read:

1.13 147.039 CANCELLATION OF LICENSE FOR NONRENEWAL.

1.14 The Board of Medical Practice shall not renew, reissue, reinstate, or restore a license
1.15 that has lapsed on or after January 1, 1989, and is not subject to a pending review,
1.16 investigation, or disciplinary action, and has not been renewed within two annual license
1.17 renewal cycles starting July 1, 1991. A licensee whose license is canceled for nonrenewal
1.18 must obtain a new license by applying for licensure and fulfilling all requirements then in
1.19 existence for an initial license to practice medicine in Minnesota.

2.1 Sec. 3. Minnesota Statutes 2018, section 147.091, subdivision 8, is amended to read:

2.2 Subd. 8. **Limitation.** ~~No~~ A board ~~proceeding against~~ review or investigation of a regulated
2.3 person ~~shall~~ must not be ~~instituted~~ initiated unless ~~commenced~~ the board has received a
2.4 complaint or report within seven years from the date of the commission of some portion of
2.5 the ~~offense or misconduct~~ conduct complained of or reported on except for alleged violations
2.6 of subdivision 1, paragraph (t).