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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. **3874**

03/03/2022 Authored by Reyer
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; modifying the definition of diagnostic imaging facility; amending
- 1.3 Minnesota Statutes 2020, section 144.565, subdivision 4.
- 1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.5 Section 1. Minnesota Statutes 2020, section 144.565, subdivision 4, is amended to read:
- 1.6 Subd. 4. **Definitions.** (a) For purposes of this section, the following terms have the
- 1.7 meanings given:
- 1.8 (b) "Diagnostic imaging facility" means a health care facility that is not a hospital or
- 1.9 location licensed as a hospital which offers diagnostic imaging services in Minnesota,
- 1.10 regardless of whether the equipment used to provide the service is owned or leased. For the
- 1.11 purposes of this section, diagnostic imaging facility includes, but is not limited to, facilities
- 1.12 such as a physician's office, clinic, mobile transport vehicle, outpatient imaging center, or
- 1.13 surgical center. A dental clinic or office is not considered a diagnostic imaging facility for
- 1.14 the purpose of this section when the clinic or office performs diagnostic imaging through
- 1.15 dental cone beam computerized tomography.
- 1.16 (c) "Diagnostic imaging service" means the use of ionizing radiation or other imaging
- 1.17 technique on a human patient including, but not limited to, magnetic resonance imaging
- 1.18 (MRI) or computerized tomography (CT) other than dental cone beam computerized
- 1.19 tomography, positron emission tomography (PET), or single photon emission computerized
- 1.20 tomography (SPECT) scans using fixed, portable, or mobile equipment.
- 1.21 (d) "Financial or economic interest" means a direct or indirect:

2.1 (1) equity or debt security issued by an entity, including, but not limited to, shares of
2.2 stock in a corporation, membership in a limited liability company, beneficial interest in a
2.3 trust, units or other interests in a partnership, bonds, debentures, notes or other equity
2.4 interests or debt instruments, or any contractual arrangements;

2.5 (2) membership, proprietary interest, or co-ownership with an individual, group, or
2.6 organization to which patients, clients, or customers are referred to; or

2.7 (3) employer-employee or independent contractor relationship, including, but not limited
2.8 to, those that may occur in a limited partnership, profit-sharing arrangement, or other similar
2.9 arrangement with any facility to which patients are referred, including any compensation
2.10 between a facility and a health care provider, the group practice of which the provider is a
2.11 member or employee or a related party with respect to any of them.

2.12 (e) "Fixed equipment" means a stationary diagnostic imaging machine installed in a
2.13 permanent location.

2.14 (f) "Mobile equipment" means a diagnostic imaging machine in a self-contained transport
2.15 vehicle designed to be brought to a temporary offsite location to perform diagnostic imaging
2.16 services.

2.17 (g) "Portable equipment" means a diagnostic imaging machine designed to be temporarily
2.18 transported within a permanent location to perform diagnostic imaging services.

2.19 (h) "Provider of diagnostic imaging services" means a diagnostic imaging facility or an
2.20 entity that offers and bills for diagnostic imaging services at a facility owned or leased by
2.21 the entity.