

**SENATE
STATE OF MINNESOTA
NINETIETH SESSION**

S.F. No. 112

(SENATE AUTHORS: HOUSLEY, Eken, Relph, Abeler and Ruud)

DATE	D-PG	OFFICIAL STATUS
01/12/2017	115	Introduction and first reading
02/06/2017	506a	Referred to Aging and Long-Term Care Policy Comm report: To pass as amended and re-refer to State Government Finance and Policy and Elections
02/20/2017		Comm report: To pass as amended and re-refer to Health and Human Services Finance and Policy

1.1 A bill for an act
1.2 relating to health; creating the Palliative Care Advisory Council; proposing coding
1.3 for new law in Minnesota Statutes, chapter 144.

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

1.5 Section 1. [144.059] PALLIATIVE CARE ADVISORY COUNCIL.

1.6 Subdivision 1. **Membership.** The Palliative Care Advisory Council shall consist of 18
1.7 public members and four members of the legislature.

1.8 Subd. 2. **Public members.** (a) The commissioner shall appoint, in the manner provided
1.9 in section 15.0597, 18 public members, including the following:

1.10 (1) two physicians, of which one is certified by the American Board of Hospice and
1.11 Palliative Medicine;

1.12 (2) two registered nurses or advanced practice registered nurses, of which one is certified
1.13 by the National Board for Certification of Hospice and Palliative Nurses;

1.14 (3) one care coordinator experienced in working with people with serious or chronic
1.15 illness and their families;

1.16 (4) one spiritual counselor experienced in working with people with serious or chronic
1.17 illness and their families;

1.18 (5) three licensed health professionals, such as complementary and alternative health
1.19 care practitioners, dieticians or nutritionists, pharmacists, or physical therapists, who are
1.20 neither physicians nor nurses, but who have experience as members of a palliative care
1.21 interdisciplinary team working with people with serious or chronic illness and their families;

2.1 (6) one licensed social worker experienced in working with people with serious or chronic
2.2 illness and their families;

2.3 (7) four patients or personal caregivers experienced with serious or chronic illness;

2.4 (8) one representative of a health plan company;

2.5 (9) one physician assistant that is a member of the American Academy of Hospice and
2.6 Palliative Medicine; and

2.7 (10) two members from any of the categories described in clauses (1) to (9).

2.8 (b) The commissioner must include, where possible, representation that is racially,
2.9 culturally, linguistically, geographically, and economically diverse.

2.10 (c) The council must include at least six members who reside outside Anoka, Carver,
2.11 Chisago, Dakota, Hennepin, Isanti, Mille Lacs, Ramsey, Scott, Sherburne, Sibley, Stearns,
2.12 Washington, or Wright Counties.

2.13 (d) To the extent possible, council membership must include persons who have experience
2.14 in palliative care research, palliative care instruction in a medical or nursing school setting,
2.15 palliative care services for veterans as a provider or recipient, or pediatric care.

2.16 (e) Council membership must include health professionals who have palliative care work
2.17 experience or expertise in palliative care delivery models in a variety of inpatient, outpatient,
2.18 and community settings, including acute care, long-term care, or hospice, with a variety of
2.19 populations, including pediatric, youth, and adult patients.

2.20 Subd. 3. **Legislative members.** The majority leader in the senate shall appoint one
2.21 member of the senate, the minority leader in the senate shall appoint one member of the
2.22 senate, the speaker of the house shall appoint one member of the house of representatives,
2.23 and the minority leader in the house of representatives shall appoint one member of the
2.24 house of representatives.

2.25 Subd. 4. **Term.** Members of the council shall serve for a term of three years and may
2.26 be reappointed. Members shall serve until their successors have been appointed.

2.27 Subd. 5. **Administration.** The commissioner or the commissioner's designee shall
2.28 provide meeting space and administrative services for the council.

2.29 Subd. 6. **Chairs.** At the council's first meeting, and biannually thereafter, the members
2.30 shall elect a chair and a vice-chair whose duties shall be established by the council.

2.31 Subd. 7. **Meeting.** The council shall meet at least twice yearly.

3.1 Subd. 8. **No compensation.** Public members of the council serve without compensation.

3.2 Subd. 9. **Duties.** (a) The council shall consult with and advise the commissioner on
3.3 matters related to the establishment, maintenance, operation, and outcomes evaluation of
3.4 palliative care initiatives in the state.

3.5 (b) By February 15 of each year, the council shall submit to the chairs and ranking
3.6 minority members of the committees of the senate and the house of representatives with
3.7 primary jurisdiction over health care a report containing:

3.8 (1) the advisory committee's assessment of the availability of palliative care in the state;

3.9 (2) the advisory committee's analysis of barriers to greater access to palliative care; and

3.10 (3) recommendations for legislative action, with draft legislation to implement the
3.11 recommendations.

3.12 (c) The Department of Health shall publish the report each year on the department's Web
3.13 site.

3.14 Subd. 10. **Open meetings.** The council is subject to the requirements of chapter 13D.

3.15 Subd. 11. **Sunset.** The council shall sunset January 1, 2025.

3.16 **Sec. 2. PALLIATIVE CARE ADVISORY COUNCIL.**

3.17 The appointing authorities shall appoint the first members of the Palliative Care Advisory
3.18 Council under Minnesota Statutes, section 144.059, by October 1, 2017. The commissioner
3.19 of health shall convene the first meeting by November 15, 2017, and the commissioner or
3.20 the commissioner's designee shall act as chair until the council elects a chair at its first
3.21 meeting.

3.22 **Sec. 3. EFFECTIVE DATE.**

3.23 Sections 1 and 2 are effective the day following final enactment.