

1.1 Senator ..... moves to amend the delete-everything amendment (SCS2853A-1)  
1.2 to S.F. No. 2853 as follows:

1.3 Page 1, after line 16, insert:

1.4 "Section 2. COMMISSIONER OF HEALTH; TEMPORARY EMERGENCY  
1.5 AUTHORITY.

1.6 Subdivision 1. Temporary emergency authority granted. The commissioner of health  
1.7 is granted temporary emergency authority as described in and limited by this section. The  
1.8 temporary emergency authority granted to the commissioner may only be used to grant  
1.9 individual or blanket state waivers.

1.10 Subd. 2. Individual or blanket waivers permitted. Temporary individual or blanket  
1.11 waivers may be granted to waive requirements in the following statutes provided a granted  
1.12 waiver does not adversely affect resident or patient care or quality of the services:

1.13 (1) Minnesota Statutes, chapter 144, for hospitals relating to hospital construction  
1.14 moratorium or bed capacity restrictions, except that no individual or blanket waiver may  
1.15 be granted that will result in construction or other physical alterations of a hospital that  
1.16 cannot be removed at the expiration of the waiver;

1.17 (2) Minnesota Statutes, chapters 144 and 144A, for nursing homes relating to bed  
1.18 moratorium, bed capacity, layaway and nonlayaway beds, and the notice timeline  
1.19 requirements for residents who are transferred or discharged as a response to COVID-19;  
1.20 and

1.21 (3) Minnesota Statutes, chapter 149A, to temporarily modify the number of days a funeral  
1.22 establishment, mortician, or alkaline hydrolysis facility may store a decedent before final  
1.23 disposition.

1.24 Subd. 3. Notice. (a) No later than 48 hours after an individual wavier or blanket waiver  
1.25 under this section goes into effect, the commissioner must provide written notice of the  
1.26 waiver to the appropriate ombudsman, if any, and to the chairs and ranking minority members  
1.27 of the legislative committees with jurisdiction over the Department of Health.

1.28 (b) A waiver issued or granted under this section must be posted on the Department of  
1.29 Health's website within 48 hours after being issued or granted and must include a  
1.30 plain-language description of the waiver.

2.1 Subd. 4. **Expiration of waivers.** Any waiver granted by this section expires on June 30,  
 2.2 2022. This subdivision does not apply to nursing home transfer and discharge waivers if  
 2.3 necessary federal approval is not obtained prior to June 30, 2022.

2.4 **EFFECTIVE DATE.** This section is effective the day following final enactment."

2.5 Page 1, delete lines 17 to 20 and insert:

2.6 "Delete the title and insert:

2.7 "A bill for an act  
 2.8 relating to health; temporarily modifying the authority of the Emergency Medical  
 2.9 Services Regulatory Board; granting the commissioner of health temporary  
 2.10 emergency authority to grant certain COVID waivers."