

SENATE
STATE OF MINNESOTA
NINETY-THIRD SESSION

S.F. No. 4235

(SENATE AUTHORS: FATEH and Abeler)

DATE	D-PG	OFFICIAL STATUS
02/26/2024	11807	Introduction and first reading Referred to Health and Human Services

1.1A bill for an act

1.2relating to health; modifying training requirements for nursing assistants and

1.3medication aides; amending Minnesota Statutes 2022, sections 144A.61, subdivision

1.43a; 148.235, subdivision 10.

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

1.6Section 1. Minnesota Statutes 2022, section 144A.61, subdivision 3a, is amended to read:

1.7Subd. 3a. **Competency evaluation program.** (a) The commissioner of health shall

1.8approve the competency evaluation program.

1.9(b) A competency evaluation must be administered to persons who desire to be listed

1.10in the nursing assistant registry. The tests may only be administered by technical colleges,

1.11community colleges, or other organizations approved by the ~~Department of Health~~

1.12commissioner of health. The commissioner must ensure any written portions of the

1.13competency evaluation are available in languages other than English that are commonly

1.14spoken by persons who desire to be listed in the nursing assistant registry. The commissioner

1.15may consult with the state demographer or the commissioner of employment and economic

1.16development when identifying languages that are commonly spoken by persons who desire

1.17to be listed in the nursing assistant registry.

1.18(c) The commissioner of health shall approve a nursing assistant for the registry without

1.19requiring a competency evaluation if the nursing assistant is in good standing on a nursing

1.20assistant registry in another state.

1.21EFFECTIVE DATE. This section is effective January 1, 2025.

2.1 Sec. 2. Minnesota Statutes 2022, section 148.235, subdivision 10, is amended to read:

2.2 Subd. 10. **Administration of medications by unlicensed personnel in nursing**
2.3 **facilities.** Notwithstanding the provisions of Minnesota Rules, part 4658.1360, subpart 2,
2.4 a graduate of a foreign nursing school who has successfully completed an approved
2.5 competency evaluation under the provisions of section 144A.61 is eligible to administer
2.6 medications in a nursing facility upon completion of a any medication training program for
2.7 unlicensed personnel ~~offered through a postsecondary educational institution, which approved~~
2.8 by the commissioner of health that meets the requirements specified in Minnesota Rules,
2.9 part 4658.1360, subpart 2, item B, subitems (1) to (6).

2.10 **EFFECTIVE DATE.** This section is effective January 1, 2025.