

1.1 **Senator McEwen from the Committee on Labor, to which was re-referred**

1.2 **S.F. No. 4444:** A bill for an act relating to health; requiring continued publication of  
1.3 the annual adverse health event report; prohibiting retaliation against patient care staff;  
1.4 providing for enforcement; amending Minnesota Statutes 2022, sections 144.05, subdivision  
1.5 7; 144.7065, subdivision 8; 144.7067, subdivision 2; proposing coding for new law in  
1.6 Minnesota Statutes, chapter 181.

1.7 Reports the same back with the recommendation that the bill be amended as follows:

1.8 Page 3, after line 6, insert:

1.9 "Sec. 4. Minnesota Statutes 2023 Supplement, section 177.27, subdivision 4, is amended  
1.10 to read:

1.11 Subd. 4. **Compliance orders.** The commissioner may issue an order requiring an  
1.12 employer to comply with sections 177.21 to 177.435, 179.86, 181.02, 181.03, 181.031,  
1.13 181.032, 181.101, 181.11, 181.13, 181.14, 181.145, 181.15, 181.165, 181.172, paragraph  
1.14 (a) or (d), 181.214 to 181.217, 181.275, subdivision 2a, 181.2751, 181.635, 181.722, 181.79,  
1.15 181.85 to 181.89, 181.939 to 181.943, 181.9445 to 181.9448, 181.987, 181.991, 268B.09,  
1.16 subdivisions 1 to 6, and 268B.14, subdivision 3, with any rule promulgated under section  
1.17 177.28, 181.213, or 181.215. The commissioner shall issue an order requiring an employer  
1.18 to comply with sections 177.41 to 177.435, 181.165, or 181.987 if the violation is repeated.  
1.19 For purposes of this subdivision only, a violation is repeated if at any time during the two  
1.20 years that preceded the date of violation, the commissioner issued an order to the employer  
1.21 for violation of sections 177.41 to 177.435, 181.165, or 181.987 and the order is final or  
1.22 the commissioner and the employer have entered into a settlement agreement that required  
1.23 the employer to pay back wages that were required by sections 177.41 to 177.435. The  
1.24 department shall serve the order upon the employer or the employer's authorized  
1.25 representative in person or by certified mail at the employer's place of business. An employer  
1.26 who wishes to contest the order must file written notice of objection to the order with the  
1.27 commissioner within 15 calendar days after being served with the order. A contested case  
1.28 proceeding must then be held in accordance with sections 14.57 to 14.69 or 181.165. If,  
1.29 within 15 calendar days after being served with the order, the employer fails to file a written  
1.30 notice of objection with the commissioner, the order becomes a final order of the  
1.31 commissioner. For the purposes of this subdivision, an employer includes a contractor that  
1.32 has assumed a subcontractor's liability within the meaning of section 181.165."

1.33 Page 3, line 12, delete "another" and insert "a"

1.34 Page 5, line 11, after "request" insert ", including an examination of the reasonableness  
1.35 of the patient care staff's determination pursuant to paragraph (a) or (b) of this subdivision,"

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Page 5, line 29, after the period, insert "The commissioner may defer investigation and

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enforcement while the parties participate in alternative dispute resolution services to resolve

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disputes of alleged violations of this section."

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Renumber the sections in sequence

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Amend the title numbers accordingly


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And when so amended the bill do pass and be re-referred to the Committee on Finance.

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Amendments adopted. Report adopted.

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(Committee Chair)

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March 14, 2024.....

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(Date of Committee recommendation)