

House Research Act Summary

CHAPTER: 120

SESSION: 2016 Regular Session

TOPIC: Civil commitment

Analyst: Lynn Aves

Date: May 16, 2016

This publication can be made available in alternative formats upon request. Please call 651-296-6753 (voice); or the Minnesota State Relay Service at 1-800-627-3529 (TTY) for assistance. Summaries are also available on our website at: www.house.mn/hrd/.

Overview

This bill modifies notification requirements if a person on a 72-hour hold at a treatment facility is discharged during the 72 hour period or leaves without the consent of the head of the treatment facility. It provides that a patient under an emergency hold or subject to an apprehend and hold order cannot be compelled to enroll in a clinical drug trial.

Section

- 1 **Emergency hold.** Amends § 253B.05, subd. 1. Adds paragraph (d). Provides that a patient cannot be required, nor can a patient consent, to participate in a clinical drug trial while on an emergency hold. Allows a patient to continue participation in a clinical drug trial in which the patient was enrolled prior to the emergency admission or hold.
- 2 **Peace or health officer authority.** Amends § 253B.05, subd. 2. Provides that when a peace or health officer makes application for a person to be placed on an emergency hold in a treatment facility, the peace or health officer must provide their name, the name of their employer, and contact information so that they can be notified if the person is discharged earlier than 72 hours after admission to the treatment facility or the person leaves without consent of the head of the facility.
- 3 **Duration of hold.** Amends § 253B.05, subd. 3. Adds that if a person on a 72-hour hold at a treatment facility leaves the facility without the consent of the head of the facility, the peace or health officer who transported the person to the facility must be notified.
- 4 **Apprehend and hold orders.** Amends § 253B.07, subd. 2b. Provides that a proposed patient cannot be required, nor can a patient consent, to participate in a clinical drug trial while an apprehend and hold order is in effect. Allows a patient to continue participation in a clinical drug trial in which the patient was enrolled prior to issuance of the order.