

**SENATE
STATE OF MINNESOTA
NINETY-FIRST SESSION**

S.F. No. 3438

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DATE
02/20/2020

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Introduction and first reading
Referred to Health and Human Services Finance and Policy

OFFICIAL STATUS

1.1 A bill for an act
1.2 relating to health care; authorizing nonphysician practitioners to prescribe prosthetic
1.3 or orthotic devices; amending Minnesota Statutes 2018, section 256B.0625,
1.4 subdivision 12; repealing Minnesota Rules, part 9505.0365, subpart 3.

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

1.6 Section 1. Minnesota Statutes 2018, section 256B.0625, subdivision 12, is amended to
1.7 read:

1.8 Subd. 12. **Eyeglasses, dentures, and prosthetic devices.** (a) Medical assistance covers
1.9 eyeglasses, dentures, and prosthetic and orthotic devices if prescribed by a licensed
1.10 practitioner.

1.11 (b) For purposes of prescribing prosthetic and orthotic devices, "licensed practitioner"
1.12 includes a physician or an advanced practice registered nurse.

1.13 Sec. 2. **REPEALER.**

1.14 Minnesota Rules, part 9505.0365, subpart 3, is repealed.

9505.0365 PROSTHETIC AND ORTHOTIC DEVICES.

Subp. 3. **Payment limitation; ambulatory aid.** To be eligible for medical assistance payment, an ambulatory aid must be prescribed by a physician who is knowledgeable in orthopedics or physiatrics or by a physician in consultation with an orthopedist, physiatrist, physical therapist, or occupational therapist, or by a podiatrist.

Prior authorization of an ambulatory aid is required for an aid that costs in excess of the limits specified in the provider's performance agreement.