

1.1 moves to amend H.F. No. 3862 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "Section 1. **PROGRAM TO DISTRIBUTE COVID-19 TESTS, MASKS, AND**
RESPIRATORS.

1.5 Subdivision 1. Definitions. (a) The terms defined in this subdivision apply to this section.

1.6 (b) "Antigen test" means a lateral flow immunoassay intended for the qualitative detection
1.7 of nucleocapsid protein antigens from the SARS-CoV-2 virus in nasal swabs, that has
1.8 emergency use authorization from the United States Food and Drug Administration and
1.9 that is authorized for nonprescription home use with self-collected nasal swabs.

1.10 (c) "COVID-19 test" means a test authorized by the United States Food and Drug
1.11 Administration to detect the presence of genetic material of the SARS-CoV-2 virus either
1.12 through a molecular method that detects the RNA or nucleic acid component of the virus,
1.13 such as polymerase chain reaction or isothermal amplification, or through a rapid lateral
1.14 flow immunoassay that detects the nucleocapsid protein antigens from the SARS-CoV-2
1.15 virus.

1.16 (d) "KN95 respirator" means a type of filtering facepiece respirator that is commonly
1.17 made and used in China, is designed and tested to meet an international standard, and does
1.18 not include an exhalation valve.

1.19 (e) "Mask" means a face covering intended to contain droplets and particles in a person's
1.20 breath, cough, or sneeze.

1.21 (f) "Respirator" means a face covering that filters the air and fits closely on the face to
1.22 filter out particles, including the SARS-CoV-2 virus.

2.1 Subd. 2. Program established. In order to help reduce the number of cases of COVID-19
2.2 in the state, the commissioner of health must administer a program to distribute to individuals
2.3 in Minnesota, COVID-19 tests, including antigen tests; and masks and respirators, including
2.4 KN95 respirators and similar respirators approved by the Centers for Disease Control and
2.5 Prevention and authorized by the commissioner for distribution under this program. Masks
2.6 and respirators distributed under this program may include child-sized masks and respirators,
2.7 if such masks and respirators are available and the commissioner finds there is a need for
2.8 them. COVID-19 tests, masks, and respirators must be distributed at no cost to the individuals
2.9 receiving them and may be shipped directly to individuals; distributed through local health
2.10 departments, COVID community coordinators, and other community-based organizations;
2.11 and distributed through other means determined by the commissioner. The commissioner
2.12 may prioritize distribution under this section to communities and populations who are
2.13 disproportionately impacted by COVID-19 or who have difficulty accessing COVID-19
2.14 tests, masks, or respirators.

2.15 Subd. 3. Process to order COVID-19 tests, masks, and respirators. The commissioner
2.16 may establish a process for individuals to order COVID-19 tests, masks, and respirators to
2.17 be shipped directly to the individual.

2.18 Subd. 4. Notice. An entity distributing KN95 respirators or similar respirators under this
2.19 section may include with the respirators a notice that individuals with a medical condition
2.20 that may make it difficult to wear a KN95 respirator or similar respirator should consult
2.21 with a health care provider before use.

2.22 Subd. 5. Coordination. The commissioner may coordinate this program with other state
2.23 and federal programs that distribute COVID-19 tests, masks, or respirators to the public.

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

2.25 **Sec. 2. APPROPRIATION; PROGRAM TO DISTRIBUTE COVID-19 TESTS,
2.26 MASKS, AND RESPIRATORS.**

2.27 \$..... in fiscal year 2022 is appropriated from the general fund to the commissioner of
2.28 health for a program to distribute COVID-19 tests, masks, and respirators. This appropriation
2.29 is available until June 30, 2023.

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

2.31 Amend the title accordingly