

FEDERAL STATUTES	AUTHORITY GRANTED
21 U.S.C. §360bbb-3	<ul style="list-style-type: none"> • During an emergency as determined by DHS, DOD or HHS, the HHS Secretary may issue an emergency use authorization to utilize a drug, medical device, or biological product against label or prior licensing requirements.
MINNESOTA STATUTES	AUTHORITY GRANTED
Minn. Stat. §§12.21 – 12.34	<ul style="list-style-type: none"> • Governor’s authorities during declared emergencies. These include power of the Governor or the Governor’s designees, during a declared national security or peacetime emergency, to direct and control the occupancy of facilities; exit from or entry to stricken or threatened public places, movement of persons on foot or by private and public transportation; public meetings or gatherings; and the evacuation, reception, and sheltering of persons.
Minn. Stat. §12.22, subds. 2a-2b	<ul style="list-style-type: none"> • Individuals who volunteer with a local political subdivision or the state, and who are under the direction and control of the agency will be considered an employee for workers’ compensation, tort claim defense, and indemnification.
Minn. Stat. §12.331	<ul style="list-style-type: none"> • In an emergency and in the absence of a written mutual aid agreement, the political subdivision that requests the assistance of another political subdivision is responsible for tort claims liability and indemnification while the political subdivision sending the assistance is responsible for its employees’ workers’ compensation.
Minn. Stat. §12.35, subds. 2-3	<ul style="list-style-type: none"> • If emergency response personnel are activated by the state director of HSEM, they are considered state employees and have the same powers, duties, rights, privileges, and immunities provided by law for the employees of this state.
Minn. Stat. §12.381	<ul style="list-style-type: none"> • Provides process for identification of bodies of persons believed to have died due to a declared emergency and authorizes governor to direct safe disposition of bodies in connection with such deaths.
Minn. Stat. §12.39	<ul style="list-style-type: none"> • Allows the Commissioner of Health to order an individual into isolation or quarantine if the individual refuses treatment or examination for a communicable disease. The communicable disease must be one that required the national security or peacetime emergency to be declared. Confirms right to refuse treatment or examination.
Minn. Stat. §12.42	<ul style="list-style-type: none"> • The Governor may request out of state license,

	<p>certificate, or permit holders to perform work within Minnesota during an emergency. Out of state includes all states of the United States, the District of Columbia and Canada. Similar provision also found in Minn. Stat. § 192.89</p>
Minn. Stat. §12.61	<ul style="list-style-type: none"> Adjusted standard of liability for a region's responders where Governor declares emergency and also finds region's hospital or medical transport capacity is overwhelmed.
Minn. Stat. §§144.419-144.4196	<ul style="list-style-type: none"> The Commissioner of Health may request isolation and quarantine orders, and may also issue temporary holds pending court determination. Individuals subject to an isolation or quarantine order have fair treatment rights, right to expedited court review, and certain employment protections.
Minn. Stat. §144.4197	<ul style="list-style-type: none"> The Commissioner of Health may authorize anyone to administer vaccinations or dispense legend drugs if such action is necessary to protect the health and safety of the public.
Minn. Stat. §147A.23	<ul style="list-style-type: none"> A MN physician assistant may provide care under their license, registration, or credential once a temporary supervisory agreement is formed with a physician involved in the disaster response.
Minn. Stat. §148.171, subd. 15	<ul style="list-style-type: none"> A registered nurse may delegate medical functions to other nursing personnel. Medication administration is delegated to others and supervised by an RN or monitored by an LPN.
Minn. Stat. §148.235, subds. 8-9	<ul style="list-style-type: none"> Prescription by protocol - an RN may give a legend drug that has been predetermined and delegated when the condition falls within the protocol and the protocol specifies the circumstances under which the drug is administered Vaccine by protocol - an RN or LPN may administer a vaccine from a protocol that does not reference a specific patient and results in an administration that has been pre-determined and delegated by a licensed practitioner.
Minn. Stat. §148.916, subd. 3	<ul style="list-style-type: none"> The American Red Cross and other disaster emergency relief organizations or the state or federal government may assign out of state psychologists to respond to a disaster or emergency relief effort for up to 30 days, and those out of state psychologists do not have to apply to the Minnesota Board of Psychology for a guest licensure.
Minn. Stat. §149A.91, subd. 3(4)	<ul style="list-style-type: none"> The Commissioner of Health may order bodies to be embalmed in order to control infectious disease and

	protect the public health.
Minn. Stat. §151.01, subd. 30	<ul style="list-style-type: none"> • Dispensing includes the delivery of a drug in an appropriately labeled container, pursuant to a practitioner’s order, for subsequent administration to or use by an individual.
Minn. Stat. §151.37, subd. 2(a)	<ul style="list-style-type: none"> • Pursuant to a licensed practitioner’s direction, a nurse, state-registered or nationally-certified PA, or medical student or resident may dispense legend drugs in accordance with protocol when treating any patient whose condition falls within such protocol, and when such protocol specifies the circumstances under which the legend drug is to be prescribed and administered.
Minn. Stats. §§176.011, subd. 9(9); 176.021, subd. 1	<ul style="list-style-type: none"> • Workers’ compensation protections for government volunteer in emergency management activities, including provision of health care.
Minn. Stat. §192.89	<ul style="list-style-type: none"> • Interstate Emergency Management Assistance Compact in which all states and three territories participate. Widely used to provide aid after 2005 Gulf hurricanes.
MINNESOTA RULES	AUTHORITY GRANTED
Minn. R. part 4605.7040	<ul style="list-style-type: none"> • Requires certain listed diseases to be reported to the Minnesota Department of Health. This list includes unusual case incidence, critical illness, or laboratory confirmed cases of influenza.