

SENATE
STATE OF MINNESOTA
NINETIETH SESSION

S.F. No. 782

(SENATE AUTHORS: HALL)

DATE	D-PG	OFFICIAL STATUS
02/09/2017	551	Introduction and first reading Referred to Human Services Reform Finance and Policy

1.1

A bill for an act

1.2

relating to human services; modifying the zoning requirements for residential

1.3

programs licensed by the commissioner of human services; amending Minnesota

1.4

Statutes 2016, section 245A.11, subdivision 4.

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

1.6

Section 1. Minnesota Statutes 2016, section 245A.11, subdivision 4, is amended to read:

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Subd. 4. **Location of residential programs.** In determining whether to grant a license,

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the commissioner shall specifically consider the population, size, land use plan, availability

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of community services, and the number and size of existing licensed residential programs

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in the town, municipality, or county in which the applicant seeks to operate a residential

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program. The commissioner shall not grant an initial license to any residential program if

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the residential program will be within 1,320 feet of an existing residential program unless

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one of the following conditions apply: (1) the existing residential program is located in a

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hospital licensed by the commissioner of health; (2) the town, municipality, or county zoning

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authority grants the residential program a conditional use or special use permit; (3) the

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program serves six or fewer persons and is not located in a ~~city of the first class~~ home rule

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charter or statutory city under section 410.015; or (4) the program is foster care, or a

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community residential setting as defined under section 245D.02, subdivision 4a.