Subdivision 1. **Transfers prohibited.** An assisted living facility license may not be transferred to another party.

- Subd. 2. **New license required.** (a) A prospective licensee must apply for a license prior to operating a currently licensed assisted living facility. The new license, if issued, shall not be a provisional license. The licensee must change whenever one of the following events occur:
- (1) the form of the licensee's legal entity structure is converted or changed to a different type of legal entity structure;
- (2) the licensee dissolves, consolidates, or merges with another legal organization and the licensee's legal organization does not survive;
- (3) within the previous 24 months, 50 percent or more of the licensee is transferred, whether by a single transaction or multiple transactions, to:
  - (i) a different person; or

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- (ii) a person who had less than a five percent ownership interest in the facility at the time of the first transaction; or
- (4) any other event or combination of events that results in a substitution, elimination, or withdrawal of the licensee's responsibility for the facility.
- (b) The prospective licensee must provide written notice to the department at least 60 calendar days prior to the anticipated date of the change of licensee.
- Subd. 3. **Survey required.** For all new licensees after a change of ownership, the commissioner shall complete a survey within six months after the new license is issued.
- Subd. 4. **Change of licensee.** Notwithstanding any other provision of law, a change of licensee under subdivision 2 does not require the facility to meet the design requirements of section 144G.45, subdivisions 4 to 6, or 144G.81, subdivision 3.

**History:** 2019 c 60 art 1 s 6,47; 2022 c 98 art 1 s 24