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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 3954

02/19/2024 Authored by Frederick, Edelson, Hicks and Baker
The bill was read for the first time and referred to the Committee on Human Services Policy

1.1 A bill for an act
1.2 relating to behavioral health; modifying sober home requirements; amending
1.3 Minnesota Statutes 2023 Supplement, section 254B.181, subdivision 1.

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

1.5 Section 1. Minnesota Statutes 2023 Supplement, section 254B.181, subdivision 1, is
1.6 amended to read:

1.7 Subdivision 1. Requirements. All sober homes must comply with applicable state laws
1.8 and regulations and local ordinances related to maximum occupancy, fire safety, and
1.9 sanitation. In addition, all sober homes must:

1.10 (1) maintain a supply of an opiate antagonist in the home in a conspicuous location and
1.11 post information on proper use;

1.12 (2) have written policies regarding access to all prescribed medications;

1.13 (3) have written policies regarding evictions;

1.14 (4) return all property and medications to a person discharged from the home and retain
1.15 the items for a minimum of 60 days if the person did not collect them upon discharge. The
1.16 owner must make an effort to contact persons listed as emergency contacts for the discharged
1.17 person so that the items are returned;

1.18 (5) document the names and contact information for persons to contact in case of an
1.19 emergency or upon discharge and notification of a family member, or other emergency
1.20 contact designated by the resident under certain circumstances, including but not limited to
1.21 death due to an overdose;

- 2.1 (6) maintain contact information for emergency resources in the community to address
2.2 mental health and health emergencies;
- 2.3 (7) have policies on staff qualifications and prohibition against fraternization;
- 2.4 (8) ~~have a policy on whether the use of medications for opioid use disorder is permissible~~
2.5 permit residents to use legally prescribed and dispensed or administered medications, as
2.6 directed by a licensed prescriber, including but not limited to pharmacotherapies approved
2.7 by the United States Food and Drug Administration for the treatment of opioid use disorder
2.8 and other medications approved by the United States Food and Drug Administration to treat
2.9 co-occurring substance use disorders and mental health conditions;
- 2.10 (9) have a fee schedule and refund policy;
- 2.11 (10) have rules for residents;
- 2.12 (11) have policies that promote resident participation in treatment, self-help groups, or
2.13 other recovery supports;
- 2.14 (12) have policies requiring abstinence from alcohol and illicit drugs; and
- 2.15 (13) distribute the sober home bill of rights.