

## Side-by-Side Legislative Changes 2025: Recovery Residences

Includes: Changes to free-standing room and board, sober homes, and recovery residences in Minnesota Statutes, chapter 254B, and conforming changes.

Chapter Section Subd	Previous Statute Language	Updated Statute Language	Effective Date	Chapter/ Article/ Section
245.91, Subd. 4	Subd. 4. <b>Facility or program.</b> "Facility" or "program" means a nonresidential or residential program as defined in section 245A.02, subdivisions 10 and 14, and any agency, facility, or program that provides services or treatment for mental illness, developmental disability, or substance use disorder that is required to be licensed, certified, or registered by the commissioner of human services, health, or education; a sober home as defined in section 254B.01, subdivision 11; peer recovery support services provided by a recovery community organization as defined in section 254B.01, subdivision 8; and an acute care inpatient facility that provides services or treatment for mental illness, developmental disability, or substance use disorder.	Subd. 4. <b>Facility or program.</b> "Facility" or "program" means a nonresidential or residential program as defined in section 245A.02, subdivisions 10 and 14, and any agency, facility, or program that provides services or treatment for mental illness, developmental disability, or substance use disorder that is required to be licensed, certified, or registered by the commissioner of human services, health, or education; a <del>sober home</del> <u>recovery residence</u> as defined in section 254B.01, subdivision 11; peer recovery support services provided by a recovery community organization as defined in section 254B.01, subdivision 8; and an acute care inpatient facility that provides services or treatment for mental illness, developmental disability, or substance use disorder.	January 1, 2027	HF 3 Chapter 9, Article 4, Section 2
254B.01, Subd. 11	Subd. 11. <b>Sober home.</b> A sober home is a cooperative living residence, a room and board residence, an apartment, or any other living accommodation that:  (1) provides temporary housing to persons with substance use disorders;	Subd. 11. <del>Sober home</del> <b>Recovery residence.</b> A <del>sober home</del> <u>recovery residence</u> is a cooperative living residence, a room and board residence, an apartment, or any other living accommodation that:  (1) provides temporary housing to persons with substance use disorders;	January 1, 2027	HF 3 Chapter 9, Article 4, Section 23

	<p>(2) stipulates that residents must abstain from using alcohol or other illicit drugs or substances not prescribed by a physician;</p> <p>(3) charges a fee for living there;</p> <p>(4) does not provide counseling or treatment services to residents;</p> <p>(5) promotes sustained recovery from substance use disorders; and</p> <p>(6) follows the sober living guidelines published by the federal Substance Abuse and Mental Health Services Administration.</p>	<p>(2) stipulates that residents must abstain from using alcohol or other illicit drugs or substances not prescribed by a physician;</p> <p>(3) charges a fee for living there;</p> <p>(4) does not provide counseling or treatment services to residents;</p> <p>(5) promotes sustained recovery from substance use disorders; and</p> <p>(6) follows the sober living guidelines published by the federal Substance Abuse and Mental Health Services Administration.</p>		
254B.05, Subd. 1a. paragraph (g)		<p><u>(g) No new vendors for room and board services may be approved after June 30, 2025, to receive payments from the behavioral health fund, under the provisions of section 254B.04, subdivision 2a. Room and board vendors that were approved and operating prior to July 1, 2025, may continue to receive payments from the behavioral health fund for services provided until June 30, 2027. Room and board vendors providing services in accordance with section 254B.04, subdivision 2a, will no longer be eligible to claim reimbursement for room and board services provided on or after July 1, 2027.</u></p>	June 15, 2025 (The day following final enactment)	HF 3 Chapter 9, Article 4, Section 32
254B.21		<p><b>[254B.21] DEFINITIONS.</b></p> <p><u>Subdivision 1. <b>Scope.</b> For the purposes of sections 254B.21 to 254B.216, the following terms have the meanings given.</u></p> <p><u>Subd. 2. <b>Applicant.</b> "Applicant" means any individual, organization, or entity who has applied for certification of a recovery residence.</u></p> <p><u>Subd. 3. <b>Certified recovery residence.</b> "Certified recovery residence" means a recovery residence that has completed the application process and</u></p>	January 1, 2027	HF 3 Chapter 9, Article 4, Section 38

		<p><u>been approved for certification by the commissioner.</u></p> <p><u>Subd. 4. <b>Co-occurring disorders.</b> "Co-occurring disorders" means a diagnosis of both a substance use disorder and a mental health disorder.</u></p> <p><u>Subd. 5. <b>Operator.</b> "Operator" means the lawful owner or lessee of a recovery residence or a person employed and designated by the owner or lessee of the recovery residence to have primary responsibility for oversight of the recovery residence, including but not limited to hiring and termination of recovery residence staff, recovery residence maintenance, and responding to complaints being investigated by the commissioner.</u></p> <p><u>Subd. 6. <b>Recovery residence.</b> "Recovery residence" means a type of community residence that provides a safe, healthy, family-like, substance-free living environment that supports individuals in recovery from substance use disorder.</u></p> <p><u>Subd. 7. <b>Recovery residence registry.</b> "Recovery residence registry" means the list of certified recovery residences maintained by the commissioner.</u></p> <p><u>Subd. 8. <b>Resident.</b> "Resident" means an individual who resides in a recovery residence.</u></p> <p><u>Subd. 9. <b>Staff.</b> "Staff" means employees, contractors, or volunteers who provide monitoring, assistance, or other services for the use and benefit of a recovery residence and the residence's residents.</u></p> <p><u>Subd. 10. <b>Substance free.</b> "Substance free" means being free from the use of alcohol, illicit drugs, and the illicit use of prescribed drugs. This term does not prohibit medications prescribed, dispensed, or administered by a licensed health</u></p>		
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		<p><u>care professional, such as pharmacotherapies specifically approved by the United States Food and Drug Administration (FDA) for treatment of a substance use disorder as well as other medications approved by the FDA for the treatment of co-occurring disorders when taken as directed.</u></p> <p><u>Subd. 11. <b>Substance use disorder.</b> "Substance use disorder" has the meaning given in the most recent edition of the Diagnostic and Statistical Manual of Disorders of the American Psychiatric Association.</u></p>		
254B.211		<p><b><u>[254B.211] RESIDENCE REQUIREMENTS AND RESIDENT RIGHTS.</u></b></p> <p><u>Subdivision 1. <b>Applicability.</b> This section is applicable to all recovery residences regardless of certification status.</u></p> <p><u>Subd. 2. <b>Residence requirements.</b> All recovery residences must:</u></p> <p><u>(1) comply with applicable state laws and regulations and local ordinances related to maximum occupancy, fire safety, and sanitation;</u></p> <p><u>(2) have safety policies and procedures that, at a minimum, address:</u></p> <p><u>(i) safety inspections requiring periodic verification of smoke detectors, carbon monoxide detectors, fire extinguishers, and emergency evacuation drills;</u></p> <p><u>(ii) exposure to bodily fluids and contagious disease; and</u></p> <p><u>(iii) emergency procedures posted in conspicuous locations in the residence;</u></p> <p><u>(3) maintain a supply of an opiate antagonist in the home, post information on proper use, and train staff in opiate antagonist use;</u></p>	January 1, 2027	HF 3 Chapter 9, Article 4, Section 39

		<p><u>(4) have written policies regarding access to all prescribed medications and storage of medications when requested by the resident;</u></p> <p><u>(5) have written policies regarding residency termination, including how length of stay is determined and procedures in case of evictions;</u></p> <p><u>(6) return all property and medications to a person discharged from the home and retain the items for a minimum of 60 days if the person did not collect the items upon discharge. The owner must make an effort to contact persons listed as emergency contacts for the discharged person so that the items are returned;</u></p> <p><u>(7) ensure separation of money of persons served by the program from money of the program or program staff. The program and staff must not:</u></p> <p><u>(i) borrow money from a person served by the program;</u></p> <p><u>(ii) purchase personal items from a person served by the program;</u></p> <p><u>(iii) sell merchandise or personal services to a person served by the program;</u></p> <p><u>(iv) require a person served by the program to purchase items for which the program is eligible for reimbursement; or</u></p> <p><u>(v) use money of persons served by the program to purchase items for which the program is already receiving public or private payments;</u></p> <p><u>(8) document the names and contact information for persons to contact in case of an emergency, upon discharge, or other circumstances designated by the resident, including but not limited to death due to an overdose;</u></p> <p><u>(9) maintain contact information for emergency resources in the community, including but not limited to local mental health crisis services and</u></p>		
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		<p><u>the 988 Lifeline, to address mental health and health emergencies;</u></p> <p><u>(10) have policies on staff qualifications and a prohibition against relationships between operators and residents;</u></p> <p><u>(11) permit residents to use, as directed by a licensed prescriber, legally prescribed and dispensed or administered pharmacotherapies approved by the FDA for the treatment of opioid use disorder, co-occurring substance use disorders, and mental health conditions;</u></p> <p><u>(12) have a fee schedule and refund policy;</u></p> <p><u>(13) have rules for residents, including on prohibited items;</u></p> <p><u>(14) have policies that promote resident participation in treatment, self-help groups, or other recovery supports;</u></p> <p><u>(15) have policies requiring abstinence from alcohol and illicit drugs on the property. If the program utilizes drug screening or toxicology, the procedures must be included in the program's policies;</u></p> <p><u>(16) distribute the recovery resident bill of rights in subdivision 3, resident rules, certification, and grievance process and post the documents in this clause in common areas;</u></p> <p><u>(17) have policies and procedures on person and room searches;</u></p> <p><u>(18) have code of ethics policies and procedures they are aligned with the NARR code of ethics and document that the policies and procedures are read and signed by all those associated with the operation of the recovery residence, including owners, operators, staff, and volunteers;</u></p> <p><u>(19) have a description of how residents are involved with the governance of the residence, including decision-making procedures, how</u></p>		
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		<p>residents are involved in setting and implementing rules, and the role of peer leaders, if any; and</p> <p>(20) have procedures to maintain a respectful environment, including appropriate action to stop intimidation, bullying, sexual harassment, or threatening behavior of residents, staff, and visitors within the residence. Programs should consider trauma-informed and resilience-promoting practices when determining action.</p> <p><b>Subd. 3. Resident bill of rights.</b> An individual living in a recovery residence has the right to:</p> <p>(1) have access to an environment that supports recovery;</p> <p>(2) have access to an environment that is safe and free from alcohol and other illicit drugs or substances;</p> <p>(3) be free from physical and verbal abuse, neglect, financial exploitation, and all forms of maltreatment covered under the Vulnerable Adults Act, sections 626.557 to 626.5572;</p> <p>(4) be treated with dignity and respect and to have personal property treated with respect;</p> <p>(5) have personal, financial, and medical information kept private and to be advised of the recovery residence's policies and procedures regarding disclosure of the information;</p> <p>(6) access while living in the residence to other community-based support services as needed;</p> <p>(7) be referred to appropriate services upon leaving the residence if necessary;</p> <p>(8) retain personal property that does not jeopardize the safety or health of the resident or others;</p> <p>(9) assert the rights in this subdivision personally or have the rights asserted by the individual's</p>		
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		<p><u>representative or by anyone on behalf of the individual without retaliation;</u></p> <p><u>(10) be provided with the name, address, and telephone number of the ombudsman for mental health and developmental disabilities and the commissioner and be provided with information about the right to file a complaint;</u></p> <p><u>(11) be fully informed of the rights and responsibilities in this section and program policies and procedures; and</u></p> <p><u>(12) not be required to perform services for the residence that are not included in the usual expectations for all residents.</u></p>		
254B.212		<p><b><u>[254B.212] COMPLAINTS AGAINST RECOVERY RESIDENCES.</u></b></p> <p><u>Subdivision 1. In general. Any complaints about a recovery residence may be made to and reviewed or investigated by the commissioner.</u></p> <p><u>Subd. 2. Types of complaints. The commissioner must receive and review complaints that concern:</u></p> <p><u>(1) the health and safety of residents;</u></p> <p><u>(2) management of the recovery residence, including but not limited to house environment, financial procedures, staffing, house rules and regulations, improper handling of resident terminations, and recovery support environment;</u></p> <p><u>or</u></p> <p><u>(3) illegal activities or threats.</u></p> <p><u>Subd. 3. Investigation. (a) Complaints regarding illegal activities or threats must be immediately referred to law enforcement in the jurisdiction where the recovery residence is located. The commissioner must continue to investigate complaints under subdivision 2, clause (3), that have been referred to law enforcement unless</u></p>	January 1, 2027	HF 3 Chapter 9, Article 4, Section 40



		<p><u>law enforcement requests the commissioner to stay the investigation.</u></p> <p><u>(b) The commissioner must investigate all other types of complaints under this section and may take any action necessary to conduct an investigation, including but not limited to interviewing the recovery residence operator, staff, and residents and inspecting the premises.</u></p> <p><u>Subd. 4. <b>Anonymity.</b> When making a complaint pursuant to this section, an individual must disclose the individual's identity to the commissioner. Unless ordered by a court or authorized by the complainant, the commissioner must not disclose the complainant's identity.</u></p> <p><u>Subd. 5. <b>Prohibition against retaliation.</b> A recovery residence owner, operator, director, staff member, or resident must not be subject to retaliation, including but not limited to interference, threats, coercion, harassment, or discrimination for making any complaint against a recovery residence or against a recovery residence owner, operator, or chief financial officer.</u></p>		
254B.213		<p><b>[254B.213] CERTIFICATION.</b></p> <p><u>Subdivision 1. <b>Voluntary certification.</b> The commissioner must establish and provide for the administration of a voluntary certification program based on best practices as outlined by the American Society for Addiction Medicine and the Substance Abuse and Mental Health Services Administration for recovery residences seeking certification under this section.</u></p> <p><u>Subd. 2. <b>Application requirements.</b> An applicant for certification must, at a minimum, submit the following documents on forms approved by the commissioner:</u></p>	January 1, 2027	HF 3 Chapter 9, Article 4, Section 41

		<p> <u>(1) if the premises for the recovery residence is leased, documentation from the owner that the applicant has permission from the owner to operate a recovery residence on the premises;</u>  <u>(2) all policies and procedures required under this chapter;</u>  <u>(3) copies of all forms provided to residents, including but not limited to the recovery residence's medication, drug-testing, return-to-use, refund, and eviction or transfer policies;</u>  <u>(4) proof of insurance coverage necessary and, at a minimum:</u>  <u>(i) employee dishonesty insurance in the amount of \$10,000 if the vendor has or had custody or control of money or property belonging to clients;</u>  <u>and</u>  <u>(ii) bodily injury and property damage insurance in the amount of \$2,000,000 for each occurrence;</u>  <u>and</u>  <u>(5) proof of completed background checks for the operator and residence staff.</u> </p> <p> <u>Subd. 3. <b>Inspection pursuant to application.</b> Upon receiving a completed application, the commissioner must conduct an initial on-site inspection of the recovery residence to ensure the residence is in compliance with the requirements of sections 254B.21 to 254B.216.</u> </p> <p> <u>Subd. 4. <b>Certification.</b> The commissioner must certify a recovery residence upon approval of the application and after the initial on-site inspection. The certification automatically terminates three years after issuance of the certification if the commissioner does not renew the certification. Upon certification, the commissioner must issue the recovery residence a proof of certification.</u> </p>		
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		<p>Subd. 5. <b>Display of proof of certification.</b> <u>A certified recovery residence must publicly display a proof of certification in the recovery residence.</u></p> <p>Subd. 6. <b>Nontransferability.</b> <u>Certifications issued pursuant to this section cannot be transferred to an address other than the address in the application or to another certification holder without prior approval from the commissioner.</u></p>		
254B.214		<p><b>[254B.214] MONITORING AND OVERSIGHT OF CERTIFIED RECOVERY RESIDENCES.</b></p> <p>Subdivision 1. <b>Monitoring and inspections.</b> (a) <u>The commissioner must conduct an on-site certification review of the certified recovery residence every three years to determine the certification holder's compliance with applicable rules and statutes.</u></p> <p>(b) <u>The commissioner must offer the certification holder a choice of dates for an announced certification review. A certification review must occur during regular business hours.</u></p> <p>(c) <u>The commissioner must make the results of certification reviews and the results of investigations that result in a correction order publicly available on the department's website.</u></p> <p>Subd. 2. <b>Commissioner's right of access.</b> (a) <u>When the commissioner is exercising the powers conferred to the commissioner under this section, if the recovery residence is in operation and the information is relevant to the commissioner's inspection or investigation, the certification holder must provide the commissioner access to:</u></p> <p>(1) <u>the physical facility and grounds where the residence is located;</u></p> <p>(2) <u>documentation and records, including electronically maintained records;</u></p> <p>(3) <u>residents served by the recovery residence;</u></p>	January 1, 2027	HF 3 Chapter 9, Article 4, Section 42

		<p><u>(4) staff persons of the recovery residence; and</u></p> <p><u>(5) personnel records of current and former staff of the recovery residence.</u></p> <p><u>(b) The applicant or certification holder must provide the commissioner with access to the facility and grounds, documentation and records, residents, and staff without prior notice and as often as the commissioner considers necessary if the commissioner is conducting an inspection or investigating alleged maltreatment or a violation of a law or rule. When conducting an inspection, the commissioner may request assistance from other state, county, and municipal governmental agencies and departments. The applicant or certification holder must allow the commissioner, at the commissioner's expense, to photocopy, photograph, and make audio and video recordings during an inspection.</u></p> <p><u>Subd. 3. <b>Correction orders.</b> (a) If the applicant or certification holder fails to comply with a law or rule, the commissioner may issue a correction order. The correction order must state:</u></p> <p><u>(1) the condition that constitutes a violation of the law or rule;</u></p> <p><u>(2) the specific law or rule that the applicant or certification holder has violated; and</u></p> <p><u>(3) the time that the applicant or certification holder is allowed to correct each violation.</u></p> <p><u>(b) If the applicant or certification holder believes that the commissioner's correction order is erroneous, the applicant or certification holder may ask the commissioner to reconsider the correction order. An applicant or certification holder must make a request for reconsideration in writing. The request must be sent via electronic communication to the commissioner within 20</u></p>		
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		<p>calendar days after the applicant or certification holder received the correction order and must:</p> <p><u>(1) specify the part of the correction order that is allegedly erroneous;</u></p> <p><u>(2) explain why the specified part is erroneous;</u></p> <p><u>and</u></p> <p><u>(3) include documentation to support the allegation of error.</u></p> <p><u>(c) A request for reconsideration does not stay any provision or requirement of the correction order. The commissioner's disposition of a request for reconsideration is final and not subject to appeal.</u></p> <p><u>(d) If the commissioner finds that the applicant or certification holder failed to correct the violation specified in the correction order, the commissioner may decertify the certified recovery residence according to subdivision 4.</u></p> <p><u>(e) Nothing in this subdivision prohibits the commissioner from decertifying a recovery residence according to subdivision 4.</u></p> <p><u>Subd. 4. <b>Decertification.</b> (a) The commissioner may decertify a recovery residence if a certification holder:</u></p> <p><u>(1) failed to comply with an applicable law or rule;</u></p> <p><u>or</u></p> <p><u>(2) knowingly withheld relevant information from or gave false or misleading information to the commissioner in connection with an application for certification, during an investigation, or regarding compliance with applicable laws or rules.</u></p> <p><u>(b) When considering decertification of a recovery residence, the commissioner must consider the nature, chronicity, or severity of the violation of law or rule and the effect of the</u></p>		
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		<p><u>violation on the health, safety, or rights of residents.</u></p> <p><u>(c) If the commissioner decertifies a recovery residence, the order of decertification must inform the certification holder of the right to have a contested case hearing under chapter 14 and Minnesota Rules, parts 1400.8505 to 1400.8612. The certification holder may appeal the decertification. The certification holder must appeal a decertification in writing and send or deliver the appeal to the commissioner by certified mail or personal service. If the certification holder mails the appeal, the appeal must be postmarked and sent to the commissioner within ten calendar days after the certification holder receives the order of decertification. If the certification holder delivers an appeal by personal service, the commissioner must receive the appeal within ten calendar days after the certification holder received the order. If the certification holder submits a timely appeal of an order of decertification, the certification holder may continue to operate the program until the commissioner issues a final order on the decertification.</u></p> <p><u>(d) If the commissioner decertifies a recovery residence pursuant to paragraph (a), clause (1), based on a determination that the recovery residence was responsible for maltreatment under chapter 260E or section 626.557, the final decertification determination is stayed until the commissioner issues a final decision regarding the maltreatment appeal if the certification holder appeals the decertification according to paragraph (c) and appeals the maltreatment determination pursuant to chapter 260E or section 626.557.</u></p>		
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		<p><b>Subd. 5. <u>Notifications required and noncompliance.</u></b> (a) <u>Changes in recovery residence organization, staffing, services, or quality assurance procedures that affect the ability of the certification holder to comply with the minimum standards of this chapter must be reported in writing by the certification holder to the commissioner, in a manner approved by the commissioner, within 15 days of the occurrence. The commissioner must review the change. If the change would result in noncompliance in minimum standards, the commissioner must give the recovery residence written notice and up to 180 days to correct the areas of noncompliance before being decertified. The recovery residence must develop interim procedures to resolve the noncompliance on a temporary basis and submit the interim procedures in writing to the commissioner for approval within 30 days of the commissioner's determination of the noncompliance. The commissioner must immediately decertify a recovery residence that fails to report a change that results in noncompliance within 15 days, fails to develop an approved interim procedure within 30 days of the determination of the noncompliance, or does not resolve the noncompliance within 180 days.</u></p> <p>(b) <u>The commissioner may require the recovery residence to submit written information to document that the recovery residence has maintained compliance with this section.</u></p>		
254B.215		<p><b>[254B.215] CERTIFICATION LEVELS.</b></p> <p><u>Subdivision 1. <b>Certification levels.</b> When certifying a recovery residence, the commissioner must specify whether the residence is a level-one or level-two certified recovery residence.</u></p>	January 1, 2027	HF 3 Chapter 9, Article 4, Section 43

		<p><b>Subd. 2. Level-one certification.</b> (a) <u>The commissioner must designate a certified residence as a level-one certified recovery residence when the residence is peer run. A level-one certified recovery residence must:</u></p> <ul style="list-style-type: none"> <li><u>(1) not permit an allowance for on-site paid staff or operator of the recovery residence;</u></li> <li><u>(2) permit only nonpaid staff to live or work within the residence; and</u></li> <li><u>(3) ensure that decisions are made solely by residents.</u></li> </ul> <p><u>(b) Staff of a level-one certified recovery residence must not provide billable peer recovery support services to residents of the recovery residence.</u></p> <p><b>Subd. 3. Level-two certification.</b> (a) <u>The commissioner must designate a certified residence as a level-two certified recovery residence when the residence is managed by someone other than the residents. A level-two certified recovery residence must have staff to model and teach recovery skills and behaviors.</u></p> <p><u>(b) A level-two certified recovery residence must:</u></p> <ul style="list-style-type: none"> <li><u>(1) have written job descriptions for each staff member position, including position responsibilities and qualifications;</u></li> <li><u>(2) have written policies and procedures for ongoing performance development of staff;</u></li> <li><u>(3) provide annual training on emergency procedures, resident bill of rights, grievance policies and procedures, and code of ethics;</u></li> <li><u>(4) provide community or house meetings, peer supports, and involvement in self-help or off-site treatment services;</u></li> <li><u>(5) have identified recovery goals;</u></li> <li><u>(6) maintain documentation that residents are linked with community resources such as job</u></li> </ul>		
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		<u>search, education, family services, and health and housing programs; and</u> <u>(7) maintain documentation of referrals made for additional services.</u> <u>(c) Staff of a level-two certified recovery residence must not provide billable peer support services to residents of the recovery residence.</u>		
254B.216		<b><u>[254B.216] RESIDENT RECORD.</u></b> <u>A certified recovery residence must maintain documentation with a resident's signature stating that each resident received the following prior to or on the first day of residency:</u> <u>(1) the recovery resident bill of rights in section 254B.211, subdivision 3;</u> <u>(2) the residence's financial obligations and agreements, refund policy, and payments from third-party payers for any fees paid on the resident's behalf;</u> <u>(3) a description of the services provided by the recovery residence;</u> <u>(4) relapse policies;</u> <u>(5) policies regarding personal property;</u> <u>(6) orientation to emergency procedures;</u> <u>(7) orientation to resident rules; and</u> <u>(8) all other applicable orientation materials identified in sections 254B.21 to 254B.216.</u>	January 1, 2027	HF 3 Chapter 9, Article 4, Section 44
256I.04, Subd. 2a, paragraph (a)	(a) Except as provided in paragraph (b), an agency may not enter into an agreement with an establishment to provide housing support unless: (1) the establishment is licensed by the Department of Health as a hotel and restaurant; a board and lodging establishment; a boarding care home before March 1, 1985; or a supervised living facility, and the service provider for residents of the facility is licensed under chapter	(a) Except as provided in paragraph (b), an agency may not enter into an agreement with an establishment to provide housing support unless: (1) the establishment is licensed by the Department of Health as a hotel and restaurant; a board and lodging establishment; a boarding care home before March 1, 1985; or a supervised living facility, and the service provider for residents of the facility is licensed under chapter	January 1, 2027	HF 3 Chapter 9, Article 4, Section 49

	<p>245A. However, an establishment licensed by the Department of Health to provide lodging need not also be licensed to provide board if meals are being supplied to residents under a contract with a food vendor who is licensed by the Department of Health;</p> <p>(2) the residence is: (i) licensed by the commissioner of human services under Minnesota Rules, parts 9555.5050 to 9555.6265; (ii) certified by a county human services agency prior to July 1, 1992, using the standards under Minnesota Rules, parts 9555.5050 to 9555.6265; (iii) licensed by the commissioner under Minnesota Rules, parts 2960.0010 to 2960.0120, with a variance under section 245A.04, subdivision 9; or (iv) licensed under section 245D.02, subdivision 4a, as a community residential setting by the commissioner of human services; or</p> <p>(3) the facility is licensed under chapter 144G and provides three meals a day.</p>	<p>245A. However, an establishment licensed by the Department of Health to provide lodging need not also be licensed to provide board if meals are being supplied to residents under a contract with a food vendor who is licensed by the Department of Health;</p> <p>(2) the residence is: (i) licensed by the commissioner of human services under Minnesota Rules, parts 9555.5050 to 9555.6265; (ii) certified by a county human services agency prior to July 1, 1992, using the standards under Minnesota Rules, parts 9555.5050 to 9555.6265; (iii) licensed by the commissioner under Minnesota Rules, parts 2960.0010 to 2960.0120, with a variance under section 245A.04, subdivision 9; or (iv) licensed under section 245D.02, subdivision 4a, as a community residential setting by the commissioner of human services; or</p> <p>(3) the facility is licensed under chapter 144G and provides three meals a day; <u>or</u></p> <p><u>(4) effective January 1, 2027, the establishment is licensed by the Department of Health as a board and lodging establishment and is certified by the commissioner as a recovery residence in accordance with section 254B.215, subdivision 3, that is subject to the requirements of section 256I.04, subdivisions 2a to 2f. The Department of Human Services must serve as the lead agency for agreements entered into under this clause.</u></p>		
325F.725	<p><b>SOBER HOME TITLE PROTECTION.</b> No person or entity may use the phrase "sober home," whether alone or in combination with other words and whether orally or in writing, to advertise, market, or otherwise describe, offer, or promote itself, or any housing, service, service package, or program</p>	<p><del><b>SOBER HOME</b></del> <b>RECOVERY RESIDENCE TITLE PROTECTION.</b> No person or entity may use the phrase "<del>sober home</del>," "<u>recovery residence</u>," whether alone or in combination with other words and whether orally or in writing, to advertise, market, or otherwise describe, offer, or</p>	January 1, 2027	HF 3 Chapter 9, Article 4, Section 50

	that it provides within this state, unless the person or entity meets the definition of a sober home recovery residence in section 254B.01, subdivision 11, and meets the requirements of section 254B.181.	promote itself, or any housing, service, service package, or program that it provides within this state, unless the person or entity meets the definition of a sober home recovery residence in section 254B.01, subdivision 11, and meets the requirements of section <del>254B.181</del> <u>sections 254B.21 to 254B.216</u> .		
254B.04, Subd. 2a	Subd. 2a. <b>Eligibility for room and board services for persons in outpatient substance use disorder treatment.</b> A person eligible for room and board services under section 254B.05, subdivision 5, paragraph (b), must score at level 4 on assessment dimensions related to readiness to change, relapse, continued use, or recovery environment in order to be assigned to services with a room and board component reimbursed under this section. Whether a treatment facility has been designated an institution for mental diseases under United States Code, title 42, section 1396d, shall not be a factor in making placements.	Repealed	July 1, 2027	HF 3 Chapter 9, Article 4, Section 57
254B.181	<b>254B.181 SOBER HOMES.</b>	Repealed	January 1, 2027	HF 3 Chapter 9, Article 4, Section 57
Revisor Instruction		<u>The revisor of statutes shall change the terms "sober home" and "sober homes" to "recovery residence" or "recovery residences" wherever they appear in Minnesota Statutes</u>	August 1, 2025	HF 2115 Chapter 38, Article 4, Section 42