

(8) A manufactured home park with ten or more manufactured homes, receiving a primary license after March 1, 1988, must provide the type of shelter required by section 2.

**Sec. 2. [327.205] SHELTER CONSTRUCTION STANDARDS.**

The commissioner of administration shall adopt, by rule, minimum standards for the construction of low cost manufactured home park storm shelters by March 1, 1988. All shelters constructed after March 1, 1988, shall be constructed in accordance with these standards.

**Sec. 3. FEASIBILITY STUDY.**

The commissioner of administration shall conduct a study to determine the feasibility of requiring emergency storm shelters in all new construction for above-grade single-family housing and shall submit the study to the legislature by January 15, 1988.

**Sec. 4. EFFECTIVE DATE.**

Section 1 is effective March 1, 1989.

Approved May 21, 1987

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**CHAPTER 196—H.F.No. 354**

*An act relating to state government; providing for a job class entitled chiropractor in the state civil service; proposing coding for new law in Minnesota Statutes, chapter 43A.*

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

**Section 1. [43A.082] JOB CLASS CREATED.**

The commissioner must establish a job class in the executive branch of the civil service entitled "chiropractor." Positions in this class must be in the classified service unless they meet the requirements of section 43A.08, subdivision 1a.

Approved May 21, 1987

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**CHAPTER 197—H.F.No. 642**

*An act relating to human services; prohibiting licensing of supportive living residences; requiring monitoring of facilities; providing for various levels of care for persons with mental illness; directing the commissioner of human services to review and alter rules relating to*

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*residential care facilities for persons with mental illness; requiring study of housing needs for persons with mental illness; prohibiting payment to newly-licensed facilities having more than four residents with mental illness; amending Minnesota Statutes 1986, sections 245.802, subdivision 1a, and by adding subdivisions; 256D.01, by adding a subdivision; and 256D.37, by adding a subdivision.*

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

Section 1. Minnesota Statutes 1986, section 245.802, subdivision 1a, is amended to read:

Subd. 1a. **STANDARDS FOR SUPPORTIVE LIVING RESIDENCES.** Standards for licensing supportive living residences shall include provisions concerning the referral of adults needing treatment to appropriate programs and the prevention of inappropriate placements in supportive living residences, a maximum bed limit of 40, and provisions discouraging the concentration of supportive living residences in any one region or neighborhood. The commissioner shall develop no licensing standards for supportive living residences until the legislature has met and considered recommendations presented under section 4.

Sec. 2. Minnesota Statutes 1986, section 245.802, is amended by adding a subdivision to read:

Subd. 1b. MONITORING OF FACILITIES. After June 30, 1989, no residential facility licensed by the commissioner of human services or the commissioner of health, other than facilities specifically licensed for people with mental illness, may have more than four residents with a diagnosis of mental illness. The commissioner of health, with the cooperation of the commissioner of human services, shall monitor licensed boarding care, board and lodging, and supervised living facilities to assure that this requirement is met. By January 1, 1989, the commissioner of health shall recommend to the legislature an appropriate mechanism for enforcing this requirement.

Sec. 3. Minnesota Statutes 1986, section 245.802, is amended by adding a subdivision to read:

Subd. 2a. SPECIFIC REVIEW OF RULES. The commissioner shall:

(1) provide in rule for various levels of care to address the residential treatment needs of persons with mental illness;

(2) review Category I and II programs established in Minnesota Rules, parts 9520.0500 to 9520.0690 to ensure that the categories of programs provide a continuum of residential service programs for persons with mental illness;

(3) provide in rule for a definition of the term "treatment" as used in relation to persons with mental illness;

(4) adjust funding mechanisms by rule as needed to reflect the requirements established by rule for services being provided;

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(5) review and recommend staff educational requirements and staff training as needed; and

(6) review and make changes in rules relating to residential care and service programs for persons with mental illness as the commissioner may determine necessary.

Sec. 4. Minnesota Statutes 1986, section 245.802, is amended by adding a subdivision to read:

Subd. 5. HOUSING SERVICES FOR PERSONS WITH MENTAL ILLNESS. The commissioner of human services shall study the housing needs of people with mental illness and shall articulate a continuum of services from residential treatment as the most intensive service through housing programs as the least intensive. The commissioner shall develop recommendations for implementing the continuum of services and shall present the recommendations to the legislature by January 31, 1988.

Sec. 5. Minnesota Statutes 1986, section 256D.01, is amended by adding a subdivision to read:

Subd. 1c. PAYMENTS TO FACILITIES. The commissioner shall make no payments under subdivision 1b to facilities licensed after the effective date of this section which have more than four residents with a diagnosis of mental illness except for facilities specifically licensed to serve persons with mental illness. The commissioner of health shall monitor newly-licensed facilities and shall report to the commissioner of human services facilities that are not in compliance with this section.

Sec. 6. Minnesota Statutes 1986, section 256D.37, is amended by adding a subdivision to read:

Subd. 4. The commissioner shall make no payments under subdivision 1 to facilities licensed after the effective date of this section which have more than four residents with a diagnosis of mental illness except for facilities specifically licensed to serve persons with mental illness. The commissioner of health shall monitor newly-licensed facilities and shall report to the commissioner of human services facilities that are not in compliance with this section.

Approved May 21, 1987

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#### CHAPTER 198—H.F.No. 1071

*An act relating to crimes; criminal sexual conduct; clarifying the definition of "mentally incapacitated"; providing that criminal sexual contact requires sexual or aggressive intent; expanding the definition of coercion; amending Minnesota Statutes 1986, section 609.341, subdivisions 7, 11, and 14.*

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