

1.1 Senator ..... moves to amend the delete-everything amendment (SCS4410A-1)  
1.2 to S.F. No. 4410 as follows:

1.3 Page 10, after line 9, insert:

1.4 "Sec. 9. Minnesota Statutes 2021 Supplement, section 256B.49, subdivision 28, is amended  
1.5 to read:

1.6 Subd. 28. **Customized living moratorium for brain injury and community access**  
1.7 **for disability inclusion waivers.** (a) Notwithstanding section 245A.03, subdivision 2,  
1.8 paragraph (a), clause (23), to prevent new development of customized living settings that  
1.9 otherwise meet the residential program definition under section 245A.02, subdivision 14,  
1.10 the commissioner shall not enroll new customized living settings serving four or fewer  
1.11 people in a single-family home to deliver customized living services as defined under the  
1.12 brain injury or community access for disability inclusion waiver plans under this section.

1.13 (b) The commissioner may approve an exception to paragraph (a) when an existing  
1.14 customized living setting changes ownership at the same address or when the same owner  
1.15 relocates the residential program to a new customized living setting.

1.16 (c) Customized living settings operational on or before June 30, 2021, are considered  
1.17 existing customized living settings.

1.18 (d) For any new customized living settings serving four or fewer people in a single-family  
1.19 home to deliver customized living services as defined in paragraph (a) and that was not  
1.20 operational on or before June 30, 2021, the authorizing lead agency is financially responsible  
1.21 for all home and community-based service payments in the setting.

1.22 (e) For purposes of this subdivision, "operational" means customized living services are  
1.23 authorized and delivered to a person in the customized living setting.

1.24 **EFFECTIVE DATE.** This section is effective July 1, 2022."

1.25 Renumber the sections in sequence