



AN ACT PROVIDING THAT PERSONAL-CARE FACILITIES ARE COMMUNITY RESIDENTIAL FACILITIES FOR PURPOSES OF INCLUDING THOSE FACILITIES AS RESIDENTIAL USES OF PROPERTY UNDER ZONING REGULATIONS; AMENDING SECTION 76-2-411, MCA; AND PROVIDING AN APPLICABILITY DATE.

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

**Section 1.** Section 76-2-411, MCA, is amended to read:

**"76-2-411. Definition of community residential facility.** "Community residential facility" means:

- (1) a community group home for developmentally, mentally, or severely disabled persons which does not provide skilled or intermediate nursing care;
- (2) a youth foster home or youth group home as defined in 52-2-602;
- (3) a halfway house operated in accordance with regulations of the department of public health and human services for the rehabilitation of alcoholics or drug dependent persons; ~~or~~
- (4) a licensed adult foster family care home; or
- (5) a personal-care facility licensed under 50-5-227."

**Section 2. Coordination instruction.** If House Bill No. 51 and [this act] are both passed and approved, then the phrase "a personal-care facility" in subsection (5) of [section 1] must read "an assisted living facility".

**Section 3. Applicability.** [This act] applies to personal-care facilities established in a residential zone after October 1, 2003.

- END -

I hereby certify that the within bill,  
SB 0098, originated in the Senate.

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Secretary of the Senate

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President of the Senate

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2019.

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Speaker of the House

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2019.

SENATE BILL NO. 98  
INTRODUCED BY MANGAN

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