



General Assembly

January Session, 2005

Raised Bill No. 6701

LCO No. 3367

03367_____PD_

Referred to Committee on Planning and Development

Introduced by:
(PD)

AN ACT CONCERNING ACCESS TO HOUSING.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 8-3e of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2005*):

3 (a) No zoning regulation shall treat the following in a manner
4 different from any single family residence: (1) Any community
5 residence which houses six or fewer mentally retarded persons and
6 necessary staff persons and which is licensed under the provisions of
7 section 17a-227, [or] (2) any child-care residential facility which houses
8 six or fewer children with mental or physical disabilities and necessary
9 staff persons and which is licensed under sections 17a-145 to 17a-151,
10 inclusive, or (3) any community residence that houses six or fewer
11 persons receiving mental health or addiction services and necessary
12 staff persons paid for or provided by the Department of Mental Health
13 and Addiction Services.

14 (b) Any resident of a municipality in which such a community
15 residence or child-care residential facility is located may, with the
16 approval of the legislative body of such municipality, petition (1) the

17 Commissioner of Mental Retardation to revoke the license of such
18 community residence on the grounds that such community residence
19 is not in compliance with the provisions of any statute or regulation
20 concerning the operation of such residences, [or] (2) the Commissioner
21 of Children and Families to revoke the license of such child-care
22 residential facility on the grounds that such child-care residential
23 facility is not in compliance with the provision of any general statute
24 or regulation concerning the operation of such child-care residential
25 facility, or (3) the Commissioner of Mental Health and Addiction
26 Services to withdraw funding from such community residence on the
27 grounds that such community residence is not in compliance with the
28 provisions of any general statute or regulation adopted thereunder
29 concerning the operation of a community residence.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2005</i>	8-3e

Statement of Purpose:

To modify the application of zoning requirements to community residences of persons receiving services from the Department of Mental Health and Addiction Services in order to provide affordable and accessible housing for such persons.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]