**For Review**

Chapter 25 – Congregate Living Facilities (CLF)

**Current wording**

25.4.1. No CLF shall be made available to an individual whose tenancy would:

25.4.1.A. Constitute a direct threat to the health or safety of other individuals, or

25.4.1.B. result in substantial physical damage to the property of others. (It is not the intention of this subsection to establish any legal basis for tort liability on the part of the facility operator.)

25.4.2. No CLF shall be made available to an individual who:

25.4.2.A. is a current user of illegal drugs, or

25.4.2.B. has been convicted of the illegal manufacture or distribution of controlled substances.

**Proposed Wording**

~~25.4.1. No CLF shall be made available to an individual whose tenancy would:~~

~~25.4.1.A. Constitute a direct threat to the health or safety of other individuals, or~~

~~25.4.1.B. result in substantial physical damage to the property of others. (It is not the intention of this subsection to establish any legal basis for tort liability on the part of the facility operator.)~~

~~25.4.2. No CLF shall be made available to an individual who:~~

~~25.4.2.A. is a current user of illegal drugs, or~~

~~25.4.2.B. has been convicted of the illegal manufacture or distribution of controlled substances.~~

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**Reasons for proposed changes**

1. Discriminatory by nature
2. Unenforceable