

1
2 **City of Roseville**
3 **ORDINANCE NO.**

4
5 **AN ORDINANCE AMENDING**

6
7 **TITLE 3, BUSINESS REGULATIONS**

8
9 **PROHIBITING THE PRACTICE OF CONVERSION THERAPY IN THE CITY**
10 **OF ROSEVILLE**

11
12 THE CITY OF ROSEVILLE, MINNESOTA, HEREBY ORDAINS:

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14 SECTION 1: Title 3, Section 315 of the Roseville City Code is created to read as
15 follows:

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17 315.01 Purpose and Findings
18 315.02 Definitions
19 315.03 Conversion Therapy Prohibited
20 315.04 Exceptions
21 315.05 Enforcement and Penalties
22 315.06 Severability

23
24 **512.01 PURPOSE AND FINDINGS.**

25 **The City Council finds:**

- 26 (a)
27 (b)
28 (c)
29 (d)
30 (e)
31 (f)

32 **Therefore, this ordinance is intended to protect the residents of and visitors to the**
33 **City from serious physical or psychological harm caused by the practice of**
34 **conversion therapy treatment on minors and vulnerable adults.**

36 **315.02. DEFINITIONS**

37 The words and phrases used in this Section of City Code shall have the meanings
38 ascribed to them as follows:

39 (a) **CLERGY OR RELIGIOUS OFFICIAL.** Any religious officials,
40 including ministers, priests, rabbis, imams, Christian Science practitioners,
41 and other persons recognized by the Minnesota Board of Psychology and
42 defined under Minnesota Statutes §148.9075, conducting counseling activities
43 that are within the scope of the performance of their regular recognizable
44 religious denomination or sect, as defined in current federal tax regulations, if
45 the religious official does not self-represent as a Provider and the official
46 remains accountable to the established authority of the religious denomination
47 or sect.

48 (b) **CONVERSION THERAPY.** Any practice, conduct, or treatment by a
49 Provider that seeks to change an individual's Sexual Orientation or Gender
50 Identity, including efforts to change behaviors or Gender Expressions or to
51 eliminate or reduce sexual or romantic attractions or feelings toward
52 individuals of the same gender. Conversion Therapy shall not include any
53 mental health services that provide assistance to an individual undergoing
54 gender transition, or mental health services that facilitate an individual's
55 identity exploration and development, including sexual orientation-neutral
56 interventions to prevent unlawful conduct or unsafe sexual practices, as long
57 as the mental health services do not seek to change an individual's Sexual
58 Orientation or Gender Identity.

59 (c) **GENDER EXPRESSION.** A person's expression of Gender Identity
60 through appearance and behavior.

61 (d) **GENDER IDENTITY.** A person's sense of self as a male, female, other
62 gender, or genderless.

63 (e) **MINOR.** Any person under the age of eighteen (18) years of age.

64 (f) **PROVIDER.** Any individual who is licensed, certified, or registered
65 under the laws of the State of Minnesota to provide mental health services as
66 a mental health practitioner and/or mental health professional, as defined
67 under Minnesota Statutes §245.462, including but not limited to physicians,
68 psychologist, marriage and family therapists, social workers, clinical
69 counselors, behavioral clinicians and therapists, and nurses.

70 (g) **SEXUAL ORIENTATION.** A component of identity relevant to a
71 person's sexual and emotional attraction to another person and the behavioral
72 or social affiliation that results from such attraction.

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74 **315.03 CONVERSION THERAPY PROHIBITED**

75 It is unlawful for any Provider to practice or conduct Conversion Therapy on a Minor
76 within the City. Any Provider who violates this prohibition is subject to the penalties set
77 forth in Section 315.05 of this Code.

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79 **315.04 EXCEPTIONS**

80 The prohibition on Conversion Therapy contained in Section 315.03 of this Code does
81 not apply to:

82 (a) Conversion Therapy practiced or conducted by Clergy or Religious
83 Officials.

84 (b) Conversion Therapy practiced or conducted on Minors who are lawfully
85 able to give effective consent to medical and mental health services under
86 Minnesota Statutes §144.341.

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88 **315.05 ENFORCEMENT AND PENALTIES**

89 Any violation of Section 315.03 shall constitute an administrative offense under Chapter
90 102 and will be enforced exclusively through the administrative procedure and hearing
91 process set forth in Section 102.01.C of City Code.

92 The administrative fine for a first violation of Section 315.03 shall be determined by the
93 City Council and set forth in the City's Fee Schedule. Subsequent violations shall be
94 subject to the increased administrative fine described in Section 102.01.C.12 of this
95 Code.

96 Each instance or session of unlawful Conversion Therapy under this Code is a separate
97 offense and violation of Section 315.03.

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99 SECTION 2: Effective date. This ordinance shall take effect upon its passage and
100 publication.

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110 Passed by the City Council of the City of Roseville this ___th day of _____ 2021.

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115 *Ordinance – Prohibiting Conversion Therapy on Minors -*

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118 (SEAL)

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CITY OF ROSEVILLE

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BY: _____

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Daniel J. Roe, Mayor

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125 ATTEST:

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128 Patrick Trudgeon, City Manager

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