

By the Committee on Child & Family Security and  
Representative Detert

1                                   A bill to be entitled  
2           An act relating to integrated children's crisis  
3           stabilization unit/juvenile addictions  
4           receiving facility services; creating s.  
5           394.499, F.S.; authorizing the Department of  
6           Children and Family Services, in consultation  
7           with the Agency for Health Care Administration,  
8           to establish children's behavioral crisis unit  
9           demonstration models to provide integrated  
10          emergency mental health and substance abuse  
11          services to persons under 18 years of age at  
12          facilities licensed as children's crisis  
13          stabilization units; providing for standards,  
14          procedures, and requirements for services;  
15          providing eligibility criteria; requiring the  
16          department to report on the initial  
17          demonstration models; providing for expanding  
18          the demonstration models; providing for  
19          independent evaluation and report; providing  
20          rulemaking authority; providing an effective  
21          date.

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23 Be It Enacted by the Legislature of the State of Florida:

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25           Section 1. Section 394.499, Florida Statutes, is  
26           created to read:

27           394.499 Integrated children's crisis stabilization  
28           unit/juvenile addictions receiving facility services.--

29           (1) Beginning July 1, 2001, the Department of Children  
30           and Family Services, in consultation with the Agency for  
31           Health Care Administration, is authorized to establish

1 children's behavioral crisis unit demonstration models in  
2 Collier, Lee, and Sarasota Counties. By December 31, 2003, the  
3 department shall submit to the President of the Senate, the  
4 Speaker of the House of Representatives, and the chairs of the  
5 Senate and House committees that oversee departmental  
6 activities a report that evaluates the number of clients  
7 served, quality of services, performance outcomes, and  
8 feasibility of continuing or expanding the demonstration  
9 models. Beginning July 1, 2004, subject to approval by the  
10 Legislature, the department, in cooperation with the agency,  
11 may expand the demonstration models to other areas in the  
12 state. The children's behavioral crisis unit demonstration  
13 models will integrate children's mental health crisis  
14 stabilization units with substance abuse juvenile addictions  
15 receiving facility services, to provide emergency mental  
16 health and substance abuse services that are integrated within  
17 facilities licensed and designated by the agency for children  
18 under 18 years of age who meet criteria for admission or  
19 examination under this section. The services shall be  
20 designated as "integrated children's crisis stabilization  
21 unit/juvenile addictions receiving facility services," shall  
22 be licensed by the agency as children's crisis stabilization  
23 units, and shall meet all licensure requirements for crisis  
24 stabilization units. The department, in cooperation with the  
25 agency, shall develop standards that address eligibility  
26 criteria, clinical procedures, staffing requirements,  
27 operational, administrative, and financing requirements, and  
28 investigation of complaints for such integrated facility  
29 services. Standards that are implemented specific to substance  
30 abuse services shall meet or exceed existing standards for  
31 addictions receiving facilities.

1           (2) Children eligible to receive integrated children's  
2 crisis stabilization unit/juvenile addictions receiving  
3 facility services include:  
4           (a) A person under 18 years of age for whom voluntary  
5 application is made by his or her guardian, if such person is  
6 found to show evidence of mental illness and to be suitable  
7 for treatment pursuant to s. 394.4625. A person under 18 years  
8 of age may be admitted for integrated facility services only  
9 after a hearing to verify that the consent to admission is  
10 voluntary.  
11           (b) A person under 18 years of age who may be taken to  
12 a receiving facility for involuntary examination, if there is  
13 reason to believe that he or she is mentally ill and because  
14 of his or her mental illness, pursuant to s. 394.463:  
15           1. Has refused voluntary examination after  
16 conscientious explanation and disclosure of the purpose of the  
17 examination; or  
18           2. Is unable to determine for himself or herself  
19 whether examination is necessary; and  
20           a. Without care or treatment is likely to suffer from  
21 neglect or refuse to care for himself or herself; such neglect  
22 or refusal poses a real and present threat of substantial harm  
23 to his or her well-being; and it is not apparent that such  
24 harm may be avoided through the help of willing family members  
25 or friends or the provision of other services; or  
26           b. There is a substantial likelihood that without care  
27 or treatment he or she will cause serious bodily harm to  
28 himself or herself or others in the near future, as evidenced  
29 by recent behavior.  
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1           (c) A person under 18 years of age who wishes to enter  
2 treatment for substance abuse and applies to a service  
3 provider for voluntary admission, pursuant to s. 397.601.

4           (d) A person under 18 years of age who meets the  
5 criteria for involuntary admission because there is good faith  
6 reason to believe the person is substance abuse impaired  
7 pursuant to s. 397.675 and, because of such impairment:

8           1. Has lost the power of self-control with respect to  
9 substance use; and

10           2.a. Has inflicted, or threatened or attempted to  
11 inflict, or unless admitted is likely to inflict, physical  
12 harm on himself or herself or another; or

13           b. Is in need of substance abuse services and, by  
14 reason of substance abuse impairment, his or her judgment has  
15 been so impaired that the person is incapable of appreciating  
16 his or her need for such services and of making a rational  
17 decision in regard thereto; however, mere refusal to receive  
18 such services does not constitute evidence of lack of judgment  
19 with respect to his or her need for such services.

20           (e) A person under 18 years of age who meets the  
21 criteria for examination or admission under paragraph (b) or  
22 paragraph (d) and has a coexisting mental health and substance  
23 abuse disorder.

24           (3) The department shall contract for an independent  
25 evaluation of the children's behavioral crisis unit  
26 demonstration models to identify the most effective ways to  
27 provide integrated crisis stabilization unit/juvenile  
28 addiction receiving facility services to children. The  
29 evaluation shall be reported to the Legislature by December  
30 31, 2003.

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1       (4) The department, in cooperation with the agency, is  
2 authorized to adopt rules regarding standards and procedures  
3 for integrated children's crisis stabilization unit/juvenile  
4 addictions receiving facility services.

5           Section 2. Nothing in this act shall be construed to  
6 require an existing crisis stabilization unit or juvenile  
7 addictions receiving facility to convert to a children's  
8 behavioral crisis unit.

9           Section 3. This act shall take effect upon becoming a  
10 law.

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HOUSE SUMMARY

14       Authorizes the Department of Children and Family  
15       Services, in consultation with the Agency for Health Care  
16       Administration, to establish children's behavioral crisis  
17       unit demonstration models to provide integrated emergency  
18       mental health and substance abuse services to persons  
19       under 18 at facilities licensed as children's crisis  
20       stabilization units. Provides for designation of such  
21       services as "integrated children's crisis stabilization  
22       unit/juvenile addictions receiving facility services."  
23       Provides for standards, procedures, and requirements for  
24       services. Provides eligibility requirements. Provides for  
25       initial demonstration models in Collier, Lee, and  
26       Sarasota Counties. Provides for independent evaluation of  
27       the demonstration models. Requires a report to the  
28       Legislature by December 31, 2003. Provides for expanding  
29       the demonstration models to other areas beginning July 1,  
30       2004, subject to legislative approval. Provides  
31       rulemaking authority.