

By the Committees on Health, Aging and Long-Term Care;
Children and Families; and Senator Peadar

317-2289-02

1 A bill to be entitled
2 An act relating to mental health treatment;
3 creating a workgroup to study the development
4 and implementation of involuntary outpatient
5 treatment provisions for persons with mental
6 illness under Florida's Mental Health Act, part
7 I of ch. 394, F.S.; identifying workgroup
8 members; requiring the Florida Sheriff's
9 Association to convene and chair the workgroup;
10 requiring a report to the Governor and
11 Legislature by December 31, 2002; providing an
12 effective date.

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

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16 Section 1. A workgroup shall be established to study
17 the development and implementation of involuntary outpatient
18 treatment provisions for persons with mental illness pursuant
19 to Florida's Mental Health Act, part I of chapter 394, Florida
20 Statutes. The workgroup shall include, but not be limited to,
21 a representative from each of the following agencies or
22 organizations: the Florida Sheriff's Association, the Florida
23 Police Chief's Association, the Florida Council for Behavioral
24 Health Care, the Florida Public Defender Association, the
25 Florida Prosecuting Attorney Association, the Florida
26 Association of Counties, the Florida Psychiatric Society, the
27 Department of Children and Family Services, the Agency for
28 Health Care Administration, the Florida Alliance for the
29 Mentally Ill, and the Florida Mental Health Association. The
30 Chief Justice of the Supreme Court shall appoint two judges to
31 serve on the workgroup who have experience in the criminal or

1 probate division. The workgroup shall be convened and chaired
2 by the Florida Sheriff's Association and shall convene by
3 August 1, 2002. Expenses associated with workgroup meetings
4 and workgroup products shall be the responsibility of each
5 member's agency or organization. The workgroup must prepare a
6 report that includes proposed substantive legislation to allow
7 for court-ordered treatment on an outpatient basis and
8 criteria to allow for early intervention for persons with
9 severe mental illness who are recidivists in the Baker Act
10 system. The report must also include data that shows the
11 impact of these proposed statutory changes on the courts, law
12 enforcement, jails, and the mental health treatment system.
13 The report must be submitted by December 31, 2002, to the
14 Governor, the President of the Senate, and the Speaker of the
15 House of Representatives.

16 Section 2. This act shall take effect upon becoming a
17 law.

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19 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
20 COMMITTEE SUBSTITUTE FOR
21 CS for Senate Bill 2030

22 The Committee Substitute for CS/SB 2030 replaces the
23 provisions of CS/SB 2030 with a requirement for the creation
24 of a workgroup to study development and implementation of
25 involuntary outpatient treatment for persons with mental
26 illness. The bill specifies workgroup membership, requires the
27 Florida Sheriff's Association to convene and chair the
28 workgroup; requires the work group to be convened by August 1,
29 2002; requires that expenses associated with meetings of the
30 workgroup and workgroup products be the responsibility of each
31 member's agency or organization; requires a report that
includes legislation to allow court-ordered treatment on an
outpatient basis and criteria for early intervention for
persons with severe mental illness who are recidivists in the
Baker Act system; specifies data to be included in the report;
and requires submission of the report by December 31, 2002.