Florida Senate - 2007

By Senator Posey

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24-1204A-07
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                        A bill to be entitled
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           An act relating to mental health facilities;
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           amending s. 394.458, F.S.; revising a provision
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           prohibiting a person from transmitting
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           contraband to a patient in a hospital;
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          providing a penalty; providing an effective
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           date.
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   Be It Enacted by the Legislature of the State of Florida:
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           Section 1. Section 394.458, Florida Statutes, is
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    amended to read:
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           394.458 Introduction or removal of certain articles
   unlawful; penalty.--
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           (1)(a) Except as authorized by law or as specifically
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    authorized by the person in charge of each hospital providing
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   mental health services under this part, it is unlawful to
    introduce into or upon the grounds of such hospital, or to
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    take or attempt to take or send therefrom, any of the
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    following articles, which are hereby declared to be contraband
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   for the purposes of this section:
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           1. Any intoxicating beverage or beverage which causes
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    or may cause an intoxicating effect;
           2. Any controlled substance as defined in chapter 893;
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    or
           3. Any firearms or deadly weapon.
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           (b) It is unlawful to transmit to, or attempt to
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   transmit to, or cause or attempt to cause to be transmitted
   to, or received by, any patient of any hospital providing
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   mental health services under this part any article or thing
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   declared by this section to be contraband, in or on the
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CODING: Words stricken are deletions; words underlined are additions.

grounds of the hospital, or at any place that which is outside of the grounds of such hospital, except as authorized by law or as specifically authorized by the person in charge of such hospital. (2) A person who violates any provision of this section commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. Section 2. This act shall take effect July 1, 2007. SENATE SUMMARY Revises a prohibition against transmitting contraband to a patient in a hospital providing mental health services.

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