

Bill No. CS for CS for SB 542

Barcode 511182

CHAMBER ACTION

<u>Senate</u>		<u>House</u>
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11 Senator Margolis moved the following amendment:

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13 **Senate Amendment (with title amendment)**

14 On page 14, line 11, through

15 page 15, line 17, delete those lines

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17 and insert:

18 Section 6. Paragraph (a) of subsection (6) of section

19 394.655, Florida Statutes, is amended, subsection (11) is

20 renumbered as subsection (12), and a new subsection (11) is

21 added to that section, to read:

22 394.655 The Substance Abuse and Mental Health

23 Corporation; powers and duties; composition; evaluation and

24 reporting requirements.--

25 (6)(a) The corporation shall be comprised of 12

26 members, each appointed to a 2-year term, with not more than

27 three subsequent reappointments, except that initial

28 legislative appointments shall be for 3-year terms. Four

29 members shall be appointed by the Governor, four members shall

30 be appointed by the President of the Senate, and four members

31 shall be appointed by the Speaker of the House of

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1 Representatives.

2 1. The four members appointed by the Governor must be
3 prominent community or business leaders, two of whom must have
4 experience and interest in substance abuse and two of whom
5 must have experience and interest in mental health.

6 2. Of the four members appointed by the President of
7 the Senate, one member must represent the perspective of
8 community-based care under chapter 409, one member must be a
9 primary consumer or family member of a primary consumer of
10 mental health services, and two members must be prominent
11 community or business leaders, one of whom must have
12 experience and interest in substance abuse and one of whom
13 must have experience and interest in mental health.

14 3. Of the four members appointed by the Speaker of the
15 House of Representatives, one member must be a primary
16 consumer or family member of a primary consumer of substance
17 abuse services, one member must represent the perspective of
18 the criminal justice system, and two members must be prominent
19 community or business leaders, one of whom must have
20 experience and interest in substance abuse and one of whom
21 must have experience and interest in mental health. The
22 Secretary of Children and Family Services, or his or her
23 designee, the Secretary of Elderly Affairs, or his or her
24 designee, the Secretary of Health Care Administration, or his
25 or her designee, and a representative of local government
26 designated by the Florida Association of Counties shall serve
27 as ex officio members of the corporation.

28 (11)(a) There is established a Criminal Justice,
29 Mental Health, and Substance Abuse Policy Council within the
30 Florida Substance Abuse and Mental Health Corporation. The
31 members of the council are:

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- 1 1. The chairperson of the corporation;
- 2 2. The Secretary of Children and Family Services;
- 3 3. The Secretary of Corrections;
- 4 4. The Secretary of Health Care Administration;
- 5 5. The Secretary of Juvenile Justice;
- 6 6. The Secretary of Elderly Affairs; and
- 7 7. The State Courts Administrator.

8 (b) The purpose of the council shall be to align
 9 policy initiatives in the criminal justice, juvenile justice,
 10 and mental health systems to ensure the most effective use of
 11 resources and to coordinate the development of legislative
 12 proposals and budget requests relating to the shared needs of
 13 adults and juveniles who have a mental illness, substance
 14 abuse disorder, or co-occurring mental health and substance
 15 abuse disorders who are in, or at risk of entering, the
 16 criminal justice system.

17 (c) The council shall work in conjunction with
 18 counties that have been awarded a Criminal Justice, Mental
 19 Health, and Substance Abuse Reinvestment grant to ensure that
 20 effective strategies identified by those counties are
 21 disseminated statewide and to establish a dialogue for
 22 purposes of policy and budget development and system change
 23 and improvement. The council shall coordinate its efforts with
 24 the Criminal Justice, Mental Health, and Substance Abuse
 25 Technical Assistance Center.

26 (d) Each member agency of the council shall designate
 27 an agency liaison to assist in the work of the council.

28 Section 7. Subsection (9) of section 947.005, Florida
 29 Statutes, is amended to read:

30 947.005 Definitions.--As used in this chapter, unless
 31 the context clearly indicates otherwise:

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1 (9) "Qualified practitioner" means a psychiatrist
2 licensed under chapter 458 or chapter 459, a psychologist
3 licensed under chapter 490, or a social worker, a mental
4 health counselor, or a marriage and family therapist licensed
5 under chapter 491 who practices in accordance with his or her
6 respective practice act, ~~as determined by rule of the~~
7 ~~respective boards, has the coursework, training,~~
8 ~~qualifications, and experience to evaluate and treat sex~~
9 ~~offenders.~~

10 Section 8. Subsection (6) of section 948.001, Florida
11 Statutes, is amended to read:

12 948.001 Definitions.--As used in this chapter, the
13 term:

14 (6) "Qualified practitioner" means a psychiatrist
15 licensed under chapter 458 or chapter 459, a psychologist
16 licensed under chapter 490, or a social worker, a mental
17 health counselor, or a marriage and family therapist licensed
18 under chapter 491 who practices in accordance with his or her
19 respective practice act, ~~as determined by rule of the~~
20 ~~respective boards, has the coursework, training,~~
21 ~~qualifications, and experience to evaluate and treat sex~~
22 ~~offenders.~~

23 Section 9. This act shall take effect July 1, 2007,
24 only if a specific appropriation to fund the provisions of the
25 act is made in the General Appropriations Act for fiscal year
26 2007-2008.

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29 ===== T I T L E A M E N D M E N T =====

30 And the title is amended as follows:

31 On page 2, lines 7-14, delete those lines

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1 and insert:

2 amending s. 394.655, F.S.; expanding the ex
3 officio membership of the Substance Abuse and
4 Mental Health Corporation; creating the
5 Criminal Justice, Mental Health, and Substance
6 Abuse Policy Council within the Florida
7 Substance Abuse and Mental Health Corporation;
8 providing for membership; providing for the
9 purpose of the council; amending ss. 947.005
10 and 948.001, F.S.; redefining the term
11 "qualified practitioner"; providing a
12 contingent effective date.

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