

Amendment No.

CHAMBER ACTION

Senate

House

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1 The Conference Committee on HB 5307 offered the following:

2  
3 **Conference Committee Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5 Section 1. Section 394.655, Florida Statutes, is repealed.

6 Section 2. Paragraph (a) of subsection (2) of section  
7 14.20195, Florida Statutes, is amended to read:

8 14.20195 Suicide Prevention Coordinating Council;  
9 creation; membership; duties.—There is created within the  
10 Statewide Office for Suicide Prevention a Suicide Prevention  
11 Coordinating Council. The council shall develop strategies for  
12 preventing suicide.

13 (2) MEMBERSHIP.—The Suicide Prevention Coordinating  
14 Council shall consist of 27 ~~28~~ voting members.

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15 (a) Thirteen ~~Fourteen~~ members shall be appointed by the  
16 director of the Office of Drug Control and shall represent the  
17 following organizations:

18 ~~1. The Substance Abuse and Mental Health Corporation~~  
19 ~~described in s. 394.655.~~

20 ~~1.2.~~ The Florida Association of School Psychologists.

21 ~~2.3.~~ The Florida Sheriffs Association.

22 ~~3.4.~~ The Suicide Prevention Action Network USA.

23 ~~4.5.~~ The Florida Initiative of Suicide Prevention.

24 ~~5.6.~~ The Florida Suicide Prevention Coalition.

25 ~~6.7.~~ The Alzheimer's Association.

26 ~~7.8.~~ The Florida School Board Association.

27 ~~8.9.~~ Volunteer Florida.

28 ~~9.10.~~ The state chapter of AARP.

29 ~~10.11.~~ The Florida Alcohol and Drug Abuse Association.

30 ~~11.12.~~ The Florida Council for Community Mental Health.

31 ~~12.13.~~ The Florida Counseling Association.

32 ~~13.14.~~ NAMI Florida.

33 Section 3. Subsection (2) of section 394.656, Florida  
34 Statutes, is amended to read:

35 394.656 Criminal Justice, Mental Health, and Substance  
36 Abuse Reinvestment Grant Program.—

37 (2) The department ~~Florida Substance Abuse and Mental~~  
38 ~~Health Corporation, Inc., created in s. 394.655,~~ shall establish  
39 a Criminal Justice, Mental Health, and Substance Abuse Statewide  
40 Grant Review Committee. The committee shall include:

41 ~~(a) Five current members or appointees of the corporation;~~

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42        (a) ~~(b)~~ One representative of the Department of Children  
43 and Family Services;

44        (b) ~~(e)~~ One representative of the Department of  
45 Corrections;

46        (c) ~~(d)~~ One representative of the Department of Juvenile  
47 Justice;

48        (d) ~~(e)~~ One representative of the Department of Elderly  
49 Affairs; and

50        (e) ~~(f)~~ One representative of the Office of the State  
51 Courts Administrator.

52

53 To the extent possible, the members of the committee shall have  
54 expertise in grant writing, grant reviewing, and grant  
55 application scoring.

56        Section 4. Subsection (1) of section 394.657, Florida  
57 Statutes, is amended to read:

58        394.657 County planning councils or committees.—

59        (1) Each board of county commissioners shall designate the  
60 county public safety coordinating council established under s.  
61 951.26, or designate another criminal or juvenile justice mental  
62 health and substance abuse council or committee, as the planning  
63 council or committee. The public safety coordinating council or  
64 other designated criminal or juvenile justice mental health and  
65 substance abuse council or committee, in coordination with the  
66 county offices of planning and budget, shall make a formal  
67 recommendation to the board of county commissioners regarding  
68 how the Criminal Justice, Mental Health, and Substance Abuse  
69 Reinvestment Grant Program may best be implemented within a  
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70 community. The board of county commissioners may assign any  
71 entity to prepare the application on behalf of the county  
72 administration for submission to the Criminal Justice, Mental  
73 Health, and Substance Abuse Statewide Grant Review Committee  
74 ~~corporation~~ for review. A county may join with one or more  
75 counties to form a consortium and use a regional public safety  
76 coordinating council or another county-designated regional  
77 criminal or juvenile justice mental health and substance abuse  
78 planning council or committee for the geographic area  
79 represented by the member counties.

80 Section 5. Subsection (1) of section 394.658, Florida  
81 Statutes, is amended to read:

82 394.658 Criminal Justice, Mental Health, and Substance  
83 Abuse Reinvestment Grant Program requirements.—

84 (1) The Criminal Justice, Mental Health, and Substance  
85 Abuse and Mental Health Corporation Statewide Grant Review  
86 Committee, in collaboration with the Department of Children and  
87 Family Services, the Department of Corrections, the Department  
88 of Juvenile Justice, the Department of Elderly Affairs, and the  
89 Office of the State Courts Administrator, shall establish  
90 criteria to be used ~~by the corporation~~ to review submitted  
91 applications and to select the county that will be awarded a 1-  
92 year planning grant or a 3-year implementation or expansion  
93 grant. A planning, implementation, or expansion grant may not be  
94 awarded unless the application of the county meets the  
95 established criteria.

96 (a) The application criteria for a 1-year planning grant  
97 must include a requirement that the applicant county or counties  
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98 have a strategic plan to initiate systemic change to identify  
99 and treat individuals who have a mental illness, substance abuse  
100 disorder, or co-occurring mental health and substance abuse  
101 disorders who are in, or at risk of entering, the criminal or  
102 juvenile justice systems. The 1-year planning grant must be used  
103 to develop effective collaboration efforts among participants in  
104 affected governmental agencies, including the criminal,  
105 juvenile, and civil justice systems, mental health and substance  
106 abuse treatment service providers, transportation programs, and  
107 housing assistance programs. The collaboration efforts shall be  
108 the basis for developing a problem-solving model and strategic  
109 plan for treating adults and juveniles who are in, or at risk of  
110 entering, the criminal or juvenile justice system and doing so  
111 at the earliest point of contact, taking into consideration  
112 public safety. The planning grant shall include strategies to  
113 divert individuals from judicial commitment to community-based  
114 service programs offered by the Department of Children and  
115 Family Services in accordance with ss. 916.13 and 916.17.

116 (b) The application criteria for a 3-year implementation  
117 or expansion grant shall require information from a county that  
118 demonstrates its completion of a well-established collaboration  
119 plan that includes public-private partnership models and the  
120 application of evidence-based practices. The implementation or  
121 expansion grants may support programs and diversion initiatives  
122 that include, but need not be limited to:

- 123 1. Mental health courts;
- 124 2. Diversion programs;
- 125 3. Alternative prosecution and sentencing programs;

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126 4. Crisis intervention teams;

127 5. Treatment accountability services;

128 6. Specialized training for criminal justice, juvenile  
129 justice, and treatment services professionals;

130 7. Service delivery of collateral services such as  
131 housing, transitional housing, and supported employment; and

132 8. Reentry services to create or expand mental health and  
133 substance abuse services and supports for affected persons.

134 (c) Each county application must include the following  
135 information:

136 1. An analysis of the current population of the jail and  
137 juvenile detention center in the county, which includes:

138 a. The screening and assessment process that the county  
139 uses to identify an adult or juvenile who has a mental illness,  
140 substance abuse disorder, or co-occurring mental health and  
141 substance abuse disorders;

142 b. The percentage of each category of persons admitted to  
143 the jail and juvenile detention center that represents people  
144 who have a mental illness, substance abuse disorder, or co-  
145 occurring mental health and substance abuse disorders; and

146 c. An analysis of observed contributing factors that  
147 affect population trends in the county jail and juvenile  
148 detention center.

149 2. A description of the strategies the county intends to  
150 use to serve one or more clearly defined subsets of the  
151 population of the jail and juvenile detention center who have a  
152 mental illness or to serve those at risk of arrest and  
153 incarceration. The proposed strategies may include identifying  
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154 the population designated to receive the new interventions, a  
155 description of the services and supervision methods to be  
156 applied to that population, and the goals and measurable  
157 objectives of the new interventions. The interventions a county  
158 may use with the target population may include, but are not  
159 limited to:

- 160 a. Specialized responses by law enforcement agencies;
- 161 b. Centralized receiving facilities for individuals  
162 evidencing behavioral difficulties;
- 163 c. Postbooking alternatives to incarceration;
- 164 d. New court programs, including pretrial services and  
165 specialized dockets;
- 166 e. Specialized diversion programs;
- 167 f. Intensified transition services that are directed to  
168 the designated populations while they are in jail or juvenile  
169 detention to facilitate their transition to the community;
- 170 g. Specialized probation processes;
- 171 h. Day-reporting centers;
- 172 i. Linkages to community-based, evidence-based treatment  
173 programs for adults and juveniles who have mental illness or  
174 substance abuse disorders; and
- 175 j. Community services and programs designed to prevent  
176 high-risk populations from becoming involved in the criminal or  
177 juvenile justice system.

178 3. The projected effect the proposed initiatives will have  
179 on the population and the budget of the jail and juvenile  
180 detention center. The information must include:

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181 a. The county's estimate of how the initiative will reduce  
182 the expenditures associated with the incarceration of adults and  
183 the detention of juveniles who have a mental illness;

184 b. The methodology that the county intends to use to  
185 measure the defined outcomes and the corresponding savings or  
186 averted costs;

187 c. The county's estimate of how the cost savings or  
188 averted costs will sustain or expand the mental health and  
189 substance abuse treatment services and supports needed in the  
190 community; and

191 d. How the county's proposed initiative will reduce the  
192 number of individuals judicially committed to a state mental  
193 health treatment facility.

194 4. The proposed strategies that the county intends to use  
195 to preserve and enhance its community mental health and  
196 substance abuse system, which serves as the local behavioral  
197 health safety net for low-income and uninsured individuals.

198 5. The proposed strategies that the county intends to use  
199 to continue the implemented or expanded programs and initiatives  
200 that have resulted from the grant funding.

201 Section 6. Subsection (2) of section 394.659, Florida  
202 Statutes, is amended to read:

203 394.659 Criminal Justice, Mental Health, and Substance  
204 Abuse Technical Assistance Center.—

205 (2) ~~The Substance Abuse and Mental Health Corporation and~~  
206 ~~the~~ Criminal Justice, Mental Health, and Substance Abuse  
207 Technical Assistance Center shall submit an annual report to the  
208 Governor, the President of the Senate, and the Speaker of the  
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209 House of Representatives by January 1 of each year, ~~beginning on~~  
210 ~~January 1, 2009~~. The report must include:

211 (a) A detailed description of the progress made by each  
212 grantee in meeting the goals described in the application;

213 (b) A description of the effect the grant-funded  
214 initiatives have had on meeting the needs of adults and  
215 juveniles who have a mental illness, substance abuse disorder,  
216 or co-occurring mental health and substance abuse disorders,  
217 thereby reducing the number of forensic commitments to state  
218 mental health treatment facilities;

219 (c) A summary of the effect of the grant program on the  
220 growth and expenditures of the jail, juvenile detention center,  
221 and prison;

222 (d) A summary of the initiative's effect on the  
223 availability and accessibility of effective community-based  
224 mental health and substance abuse treatment services for adults  
225 and juveniles who have a mental illness, substance abuse  
226 disorder, or co-occurring mental health and substance abuse  
227 disorders. The summary must describe how the expanded community  
228 diversion alternatives have reduced incarceration and  
229 commitments to state mental health treatment facilities; and

230 (e) A summary of how the local matching funds provided by  
231 the county or consortium of counties leveraged additional  
232 funding to further the goals of the grant program.

233 Section 7. This act shall take effect July 1, 2010.

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**T I T L E   A M E N D M E N T**

Remove the entire title and insert:

A bill to be entitled

An act relating to mental health and substance abuse;  
repealing s. 394.655, F.S., relating to the establishment  
of the Substance Abuse and Mental Health Corporation;  
amending ss. 14.20195, 394.656, 394.657, 394.658, and  
394.659, F.S.; conforming references to changes made by  
the act; providing an effective date.