

By Senator Bogdanoff

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1 A bill to be entitled
2 An act relating to community residential homes;
3 amending s. 419.001, F.S., relating to site selection
4 of community residential homes; revising the
5 definition of the term "community residential home";
6 defining the term "sober house transitional living
7 home"; requiring supervision of the residents of such
8 a home; requiring that a sober house transitional
9 living home comply with standards of occupancy set by
10 the local government; providing restrictions on the
11 provision of onsite substance abuse treatment
12 services; limiting applicability; providing an
13 effective date.

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

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17 Section 1. Paragraph (a) of subsection (1) of section
18 419.001, Florida Statutes, is amended, present paragraph (f) of
19 that subsection is redesignated as paragraph (g), and a new
20 paragraph (f) is added to that subsection, to read:

21 419.001 Site selection of community residential homes.—

22 (1) For the purposes of this section, the term:

23 (a) "Community residential home" means a dwelling unit
24 licensed to serve residents who are clients of the Department of
25 Elderly Affairs, the Agency for Persons with Disabilities, the
26 Department of Juvenile Justice, or the Department of Children
27 and Family Services or licensed by the Agency for Health Care
28 Administration which provides a living environment for 7 to 14
29 unrelated residents who operate as the functional equivalent of

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30 a family, including such supervision and care by supportive
31 staff as may be necessary to meet the physical, emotional, and
32 social needs of the residents, or a dwelling unit that operates
33 as a sober house transitional living home.

34 (f) "Sober house transitional living home" means a
35 community residential home that provides a peer-supported and
36 managed alcohol-free and drug-free living environment. In order
37 to promote a residence as a sober house transitional living
38 home, it must be supervised by a house manager who ensures that
39 a sober living environment is maintained and who offers
40 structure and peer support. A sober house transitional living
41 home must adhere to local municipal or county standards of
42 occupancy. Substance abuse treatment may not be provided onsite
43 unless provided by a licensed service provider as defined in s.
44 397.311. The limitations of this definition do not apply to a
45 sober living facility that is affiliated with, managed by, or
46 operated by a licensed service provider as defined in s.
47 397.311.

48 Section 2. This act shall take effect July 1, 2012.