

1 A bill to be entitled
 2 An act relating to involuntary admission to
 3 residential services; amending s. 393.11, F.S.;
 4 requiring the Agency for Health Care Administration to
 5 contract with a qualified evaluator to annually
 6 conduct a review of the status of persons
 7 involuntarily admitted to residential services
 8 provided by the agency; requiring an annual review of
 9 such placements by the court at a hearing; requiring
 10 the court to provide notice of the annual review and
 11 hearing to the agency and the person's attorney;
 12 defining the term "qualified evaluator"; 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. Subsection (14) is added to section 393.11,
 18 Florida Statutes, to read:

19 393.11 Involuntary admission to residential services.—
 20 (14) ANNUAL REVIEW.—If a person is involuntarily admitted
 21 to residential services provided by the agency, the agency shall
 22 contract with a qualified evaluator to annually conduct a review
 23 to determine the propriety of the person's continued involuntary
 24 admission to residential services based on the criteria in
 25 paragraph (8) (b), including an assessment of the most
 26 appropriate and least restrictive type of residential placement

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27 for the person. A placement resulting from an involuntary
28 admission to residential services must be reviewed annually by
29 the court at a hearing upon receipt of the annual review
30 conducted by the qualified evaluator selected by the agency. The
31 annual review and hearing must determine whether the person
32 continues to meet the criteria in paragraph (8)(b) and, if so,
33 whether the person still requires involuntary placement in a
34 residential setting and whether the person is receiving adequate
35 care, treatment, habilitation, and rehabilitation in the
36 residential setting. The court shall provide notice of the
37 annual review and hearing to the person's attorney and the
38 agency. For purposes of this section, the term "qualified
39 evaluator" means a licensed psychologist who has demonstrated to
40 the court an expertise in the diagnosis, evaluation, and
41 treatment of persons who have intellectual disabilities.

42 Section 2. This act shall take effect July 1, 2016.