

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>      </u>	(Y/N)
ADOPTED AS AMENDED	<u>      </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>      </u>	(Y/N)
FAILED TO ADOPT	<u>      </u>	(Y/N)
WITHDRAWN	<u>      </u>	(Y/N)
OTHER	<u>      </u>	

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1 Committee/Subcommittee hearing bill: Health & Human Services  
 2 Committee

3 Representative Trabulsy offered the following:

4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Subsection (1) of section 111.09, Florida

8 Statutes, is amended to read:

9 111.09 Peer support for first responders.—

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

11 (a) "Affiliated first responder organization" includes,

12 but is not limited to, any of the following organizations:

13 1. Regularly organized volunteer firefighting departments  
 14 or associations.

15 2. Regularly organized volunteer ambulance services.

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16           3. Combination fire departments, as that term is defined  
17 in s. 633.135(1).

18           (b) "First responder" has the same meaning as provided in  
19 s. 112.1815 and includes 911 public safety telecommunicators as  
20 defined in s. 401.465.

21           (c)~~(b)~~ "First responder peer" means a person who:

22           1. Is not a health care practitioner as defined in s.  
23 456.001.

24           2. Has experience working as or with a first responder,  
25 including active, volunteer, and retired first responders,  
26 regarding any physical or emotional conditions or issues  
27 associated with the first responder's employment.

28           3. Has been designated by the first responder's employing  
29 agency or affiliated first responder organization to provide  
30 peer support as provided in this section and has received  
31 training for this purpose.

32           (d)~~(e)~~ "Peer support" means the provision of physical,  
33 moral, or emotional support to a first responder by a first  
34 responder peer for the purpose of addressing physical or  
35 emotional conditions or other issues associated with being a  
36 first responder.

37           (e)~~(d)~~ "Peer support communication" means electronic,  
38 oral, or written communication, made with a mutual expectation  
39 of confidentiality while a first responder peer is providing  
40 peer support in his or her official capacity.

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41 Section 2. Subsections (1) and (2), paragraph (a) of  
42 subsection (3), paragraph (a) of subsection (4), and subsections  
43 (5) and (6) of section 394.9086, Florida Statutes, are amended  
44 to read:

45 394.9086 Commission on Mental Health and Substance Use  
46 Disorder Abuse.—

47 (1) CREATION.—The Commission on Mental Health and  
48 Substance Use Disorder Abuse, a commission as defined in s.  
49 20.03(10), is created adjunct to the department. The department  
50 shall provide administrative and staff support services relating  
51 to the functions of the commission.

52 (2) PURPOSES.—The purposes of the commission are to  
53 examine the current methods of providing mental health and  
54 substance use disorder abuse services in the state and to  
55 improve the effectiveness of current practices, procedures,  
56 programs, and initiatives in providing such services; identify  
57 any barriers or deficiencies in the delivery of such services;  
58 assess the adequacy of the current infrastructure of Florida's  
59 National Suicide Prevention Lifeline (NSPL) system and other  
60 components of the state's crisis response services; and  
61 recommend changes to existing laws, rules, and policies  
62 necessary to implement the commission's recommendations.

63 (3) MEMBERSHIP; TERM LIMITS; MEETINGS.—

64 (a) The commission shall be composed of 2019 members as  
65 follows:

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66 1. A member of the Senate, appointed by the President of  
67 the Senate.

68 2. A member of the House of Representatives, appointed by  
69 the Speaker of the House of Representatives.

70 3. The Secretary of Children and Families or his or her  
71 designee.

72 4. The Secretary of the Agency for Health Care  
73 Administration or his or her designee.

74 5. A person living with a mental health disorder,  
75 appointed by the President of the Senate.

76 6. A family member of a consumer of publicly funded mental  
77 health services, appointed by the President of the Senate.

78 7. A representative of the Louis de la Parte Florida  
79 Mental Health Institute within the University of South Florida,  
80 appointed by the President of the Senate.

81 8. A representative of a county school district, appointed  
82 by the President of the Senate.

83 9. A representative of mental health courts, appointed by  
84 the Governor.

85 10. A representative of a treatment facility, as defined  
86 in s. 394.455, appointed by the Speaker of the House of  
87 Representatives.

88 11. A representative of a managing entity, as defined in  
89 s. 394.9082(2), appointed by the Speaker of the House of  
90 Representatives.

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91 12. A representative of a community substance use disorder  
92 ~~abuse~~ provider, appointed by the Speaker of the House of  
93 Representatives.

94 13. A psychiatrist licensed under chapter 458 or chapter  
95 459 practicing within the mental health delivery system,  
96 appointed by the Speaker of the House of Representatives.

97 14. A psychologist licensed under chapter 490 practicing  
98 within the mental health delivery system, appointed by the  
99 Governor.

100 15. A mental health professional licensed under chapter  
101 491, appointed by the Governor.

102 16. An emergency room physician, appointed by the  
103 Governor.

104 17. A representative from the field of law enforcement,  
105 appointed by the Governor.

106 18. A representative from the criminal justice system,  
107 appointed by the Governor.

108 19. A representative of a child welfare agency involved in  
109 the delivery of behavioral health services, appointed by the  
110 Governor.

111 20. A representative of the Florida Alliance of  
112 Information and Referral Services, appointed by the Governor.

113 (4) DUTIES.—

114 (a) The duties of the Commission on Mental Health and  
115 Substance Use Disorder Abuse include the following:

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116 1. Conducting a review and evaluation of the management  
117 and functioning of the existing publicly supported mental health  
118 and substance use disorder ~~abuse~~ systems and services in the  
119 department, the Agency for Health Care Administration, and all  
120 other departments which administer mental health and substance  
121 use disorder ~~abuse~~ services. Such review shall include, at a  
122 minimum, a review of current goals and objectives, current  
123 planning, services strategies, coordination management,  
124 purchasing, contracting, financing, local government funding  
125 responsibility, and accountability mechanisms.

126 2. Considering the unique needs of persons who are dually  
127 diagnosed.

128 3. Addressing access to, financing of, and scope of  
129 responsibility in the delivery of emergency behavioral health  
130 care services.

131 4. Addressing the quality and effectiveness of current  
132 mental health and substance use disorder ~~abuse~~ services delivery  
133 systems, and professional staffing and clinical structure of  
134 services, roles, and responsibilities of public and private  
135 providers, such as community mental health centers; community  
136 substance use disorder ~~abuse~~ agencies; hospitals, including  
137 emergency services departments; law enforcement agencies; and  
138 the judicial system.

139 5. Addressing priority population groups for publicly  
140 funded mental health and substance use disorder ~~abuse~~ services,

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141 identifying the comprehensive mental health and substance use  
142 disorder ~~abuse~~ services delivery systems, mental health and  
143 substance use disorder ~~abuse~~ needs assessment and planning  
144 activities, and local government funding responsibilities for  
145 mental health and substance use disorder ~~abuse~~ services.

146 6. Reviewing the implementation of chapter 2020-107, Laws  
147 of Florida.

148 7. Identifying any gaps in the provision of mental health  
149 and substance use disorder services.

150 8. Providing recommendations on how behavioral health  
151 managing entities may fulfill their purpose of promoting service  
152 continuity and work with community stakeholders throughout this  
153 state in furtherance of supporting the NSPL system and other  
154 crisis response services.

155 9. Conducting an overview of the current infrastructure of  
156 the NSPL system.

157 10. Analyzing the current capacity of crisis response  
158 services available throughout this state, including services  
159 provided by mobile response teams and centralized receiving  
160 facilities. The analysis must include information on the  
161 geographic area and the total population served by each mobile  
162 response team along with the average response time to each call  
163 made to a mobile response team; the number of calls that a  
164 mobile response team was unable to respond to due to staff  
165 limitations, travel distance, or other factors; and the veteran

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166 status and age groups of individuals served by mobile response  
167 teams.

168 11. Evaluating and making recommendations to improve  
169 linkages between the NSPL infrastructure and crisis response  
170 services within this state.

171 12. Identifying available mental health block grant funds  
172 that can be used to support the NSPL, Florida's 211 Network and  
173 crisis response infrastructure within this state, including any  
174 available funding through opioid settlements or through the  
175 American Rescue Plan Act of 2021, Pub. L. No. 117-2; the  
176 Coronavirus Aid, Relief, and Economic Security (CARES) Act, Pub.  
177 L. No. 116-136; or other federal legislation.

178 13. In consultation with the Agency for Health Care  
179 Administration, identifying sources of funding available through  
180 the Medicaid program specifically for crisis response services,  
181 including funding that may be available by seeking approval of a  
182 Section 1115 waiver submitted to the Centers for Medicare and  
183 Medicaid Services.

184 14.9. Making recommendations regarding the mission and  
185 objectives of state-supported mental health and substance use  
186 disorder ~~abuse~~ services and the planning, management, staffing,  
187 financing, contracting, coordination, and accountability  
188 mechanisms which will best foster the recommended mission and  
189 objectives.



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190 ~~15.10.~~ Evaluating and making recommendations regarding the  
191 establishment of a permanent, agency-level entity to manage  
192 mental health, substance use disorder ~~abuse~~, and related  
193 services statewide. At a minimum, the evaluation must consider  
194 and describe the:

195 a. Specific duties and organizational structure proposed  
196 for the entity;

197 b. Resource needs of the entity and possible sources of  
198 funding;

199 c. Estimated impact on access to and quality of services;

200 d. Impact on individuals with behavioral health needs and  
201 their families, both those currently served through the affected  
202 systems providing behavioral health services and those in need  
203 of services; and

204 e. Relation to, integration with, and impact on providers,  
205 managing entities, communities, state agencies, and systems  
206 which provide mental health and substance use disorder ~~abuse~~  
207 services in this state. Such recommendations must ensure that  
208 the ability of such other agencies and systems to carry out  
209 their missions and responsibilities is not impaired.

210 16. Evaluating and making recommendations regarding  
211 skills-based training that teaches participants about mental  
212 health and substance use issues, including, but not limited to,  
213 mental health first aid models.

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214 (5) REPORTS.—Beginning ~~By~~ January 1, 2023, and annually  
215 thereafter through January 1, 2025, the commission shall submit  
216 an interim report to the President of the Senate, the Speaker of  
217 the House of Representatives, and the Governor containing its  
218 findings and recommendations on how to best provide and  
219 facilitate mental health and substance use disorder ~~abuse~~  
220 services in the state. The commission shall submit its final  
221 report to the President of the Senate, the Speaker of the House  
222 of Representatives, and the Governor by September 1, 2026 ~~2023~~.

223 (6) REPEAL.—This section is repealed September 1, 2026  
224 ~~2023~~, unless saved from repeal through reenactment by the  
225 Legislature.

226 Section 3. This act shall take effect July 1, 2023.

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**T I T L E A M E N D M E N T**

231 Remove everything before the enacting clause and insert:  
232 An act relating to suicide prevention; amending s. 111.09, F.S.;  
233 defining the term "affiliated first responder organization";  
234 revising the definition of the term "first responder peer";  
235 amending s. 112.1815, F.S.; amending s.394.9086, F.S.; renaming  
236 the Commission on Mental Health and Substance Abuse; revising  
237 the purposes of the commission to include an assessment of the  
238 state's suicide prevention infrastructure and components of the

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239 | state's crisis response services; expanding the number of  
240 | required commission members; revising the duties of the  
241 | commission to include duties relating to the state's suicide  
242 | prevention infrastructure and skills-based training on mental  
243 | health and substance use issues; requiring the commission to  
244 | submit annual interim reports for a specified timeframe;  
245 | revising the date by which the commission must submit its final  
246 | report; extending the repeal date of the commission; providing  
247 | an effective date.