

By Senator Polsky

30-01695A-24

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1                   A bill to be entitled  
2       An act relating to the Florida State Psychiatric  
3       Hospital; creating s. 394.9088, F.S.; providing a  
4       short title; providing legislative findings and  
5       intent; establishing the Florida State Psychiatric  
6       Hospital in a specified location to provide  
7       specialized care for specified individuals; requiring  
8       the hospital to establish an admittance program for  
9       specified individuals; providing requirements for  
10      length of an individual's stay; providing for funding;  
11      providing that the hospital and its admittance program  
12      operate in conjunction with specified laws; requiring  
13      a court to consider permanent placement under certain  
14      circumstances; providing for release protocols;  
15      prohibiting the program from being used for specified  
16      individuals; requiring the Department of Health, in  
17      conjunction with the Department of Children and  
18      Families, to jointly oversee the implementation and  
19      administration of the program; providing severability;  
20      providing an effective date.

21  
22 Be It Enacted by the Legislature of the State of Florida:

23  
24       Section 1. Section 394.9088, Florida Statutes, is created  
25 to read:

26       394.9088 Florida State Psychiatric Hospital.—

27       (1) This act may be cited as the "Florida State Psychiatric  
28 Hospital and Enhanced Admittance Programs Act."

29       (2) (a) The Legislature finds that it is essential to

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30 address and provide comprehensive treatment for emotionally or  
31 psychologically disturbed individuals who pose a threat to their  
32 communities and society, with a specific focus on combatting and  
33 detering gun violence in this state.

34 (b) The purpose of this act is to establish the Florida  
35 State Psychiatric Hospital which shall establish enhanced  
36 admittance programs to ensure the safety of communities, provide  
37 necessary long-term treatment for individuals who present a  
38 viable threat or danger, and serve as a model program for the  
39 potential expansion of psychiatric hospitals in other areas of  
40 the state.

41 (3) (a) The Florida State Psychiatric Hospital is hereby  
42 established in Chattahoochee.

43 (b) The hospital shall be equipped and staffed to provide  
44 specialized care and treatment for emotionally or  
45 psychologically disturbed individuals who pose a threat to their  
46 communities and society.

47 (c) The hospital shall have a 600 bed, male and female  
48 statewide program that serves residents of the state.

49 (4) (a) The Florida State Psychiatric Hospital shall  
50 establish an admittance program for individuals who, according  
51 to medical professionals' assessments, pose a threat to their  
52 communities and society due to emotional or psychological  
53 disturbances.

54 (b) The length of an individual's stay in the hospital  
55 shall be determined by multiple health care practitioners and  
56 based on the individual's condition and progress.

57 (5) The program's funding shall be derived from multiple  
58 sources, including an individual's health insurance, state

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59 funds, and federal grants, when applicable.

60 (6) (a) The Florida State Psychiatric Hospital and its  
61 admittance program shall operate in conjunction with the Baker  
62 Act, but shall offer extended treatment durations beyond a 24-  
63 hour assessment period.

64 (b) If extended treatment goes beyond 30 days, a court must  
65 consider permanent placement at the psychiatric hospital.

66 (7) (a) Upon release, individuals admitted under this  
67 section are required to comply with protocols, including weekly  
68 mandatory medical visits and appointments.

69 (b) Failure to comply with the prescribed protocols may  
70 result in readmittance to the Florida State Psychiatric  
71 Hospital.

72 (8) The program may not be used for individuals with  
73 general psychological conditions or developmental disorders. The  
74 program is reserved exclusively for individuals who pose a  
75 viable threat or danger to their communities and society.

76 (9) The Department of Health, in conjunction with the  
77 Department of Children and Families, shall jointly oversee the  
78 implementation and administration of the program.

79 (10) If any provision of this act or its application to any  
80 person or circumstance is held invalid, the invalidity does not  
81 affect other provisions or applications of this act that can be  
82 given effect without the invalid provision or application.

83 Section 2. This act shall take effect July 1, 2024.