

Amendment No. 1 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

The Committee on Health & Human Services Appropriations offered the following:

Amendment (with title amendment)

On page 3, between lines 16 and 17 insert:

Section 1. Section 394.499, Florida Statutes, is created to read:

394.499 Integrated children's crisis stabilization unit/juvenile addictions receiving facility services.--

(1) Beginning July 1, 2001, the Department of Children and Family Services, in consultation with the Agency for Health Care Administration, is authorized to establish children's behavioral crisis unit demonstration models in Collier, Lee, and Sarasota Counties. By December 31, 2003, the department shall submit to the President of the Senate, the Speaker of the House of Representatives, and the chairs of the Senate and House committees that oversee departmental activities a report that evaluates the number of clients served, quality of services, performance outcomes, and feasibility of continuing or expanding the demonstration models. Beginning July 1, 2004, subject to approval by the

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1 Legislature, the department, in cooperation with the agency,
2 may expand the demonstration models to other areas in the
3 state. The children's behavioral crisis unit demonstration
4 models will integrate children's mental health crisis
5 stabilization units with substance abuse juvenile addictions
6 receiving facility services, to provide emergency mental
7 health and substance abuse services that are integrated within
8 facilities licensed and designated by the agency for children
9 under 18 years of age who meet criteria for admission or
10 examination under this section. The services shall be
11 designated as "integrated children's crisis stabilization
12 unit/juvenile addictions receiving facility services," shall
13 be licensed by the agency as children's crisis stabilization
14 units, and shall meet all licensure requirements for crisis
15 stabilization units. The department, in cooperation with the
16 agency, shall develop standards that address eligibility
17 criteria, clinical procedures, staffing requirements,
18 operational, administrative, and financing requirements, and
19 investigation of complaints for such integrated facility
20 services. Standards that are implemented specific to substance
21 abuse services shall meet or exceed existing standards for
22 addictions receiving facilities.

23 (2) Children eligible to receive integrated children's
24 crisis stabilization unit/juvenile addictions receiving
25 facility services include:

26 (a) A person under 18 years of age for whom voluntary
27 application is made by his or her guardian, if such person is
28 found to show evidence of mental illness and to be suitable
29 for treatment pursuant to s. 394.4625. A person under 18 years
30 of age may be admitted for integrated facility services only
31 after a hearing to verify that the consent to admission is

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1 voluntary.

2 (b) A person under 18 years of age who may be taken to
3 a receiving facility for involuntary examination, if there is
4 reason to believe that he or she is mentally ill and because
5 of his or her mental illness, pursuant to s. 394.463:

6 1. Has refused voluntary examination after
7 conscientious explanation and disclosure of the purpose of the
8 examination; or

9 2. Is unable to determine for himself or herself
10 whether examination is necessary; and

11 a. Without care or treatment is likely to suffer from
12 neglect or refuse to care for himself or herself; such neglect
13 or refusal poses a real and present threat of substantial harm
14 to his or her well-being; and it is not apparent that such
15 harm may be avoided through the help of willing family members
16 or friends or the provision of other services; or

17 b. There is a substantial likelihood that without care
18 or treatment he or she will cause serious bodily harm to
19 himself or herself or others in the near future, as evidenced
20 by recent behavior.

21 (c) A person under 18 years of age who wishes to enter
22 treatment for substance abuse and applies to a service
23 provider for voluntary admission, pursuant to s. 397.601.

24 (d) A person under 18 years of age who meets the
25 criteria for involuntary admission because there is good faith
26 reason to believe the person is substance abuse impaired
27 pursuant to s. 397.675 and, because of such impairment:

28 1. Has lost the power of self-control with respect to
29 substance use; and

30 2.a. Has inflicted, or threatened or attempted to
31 inflict, or unless admitted is likely to inflict, physical

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1 harm on himself or herself or another; or
2 b. Is in need of substance abuse services and, by
3 reason of substance abuse impairment, his or her judgment has
4 been so impaired that the person is incapable of appreciating
5 his or her need for such services and of making a rational
6 decision in regard thereto; however, mere refusal to receive
7 such services does not constitute evidence of lack of judgment
8 with respect to his or her need for such services.

9 (e) A person under 18 years of age who meets the
10 criteria for examination or admission under paragraph (b) or
11 paragraph (d) and has a coexisting mental health and substance
12 abuse disorder.

13 (3) The department shall contract for an independent
14 evaluation of the children's behavioral crisis unit
15 demonstration models to identify the most effective ways to
16 provide integrated crisis stabilization unit/juvenile
17 addiction receiving facility services to children. The
18 evaluation shall be reported to the Legislature by December
19 31, 2003.

20 (4) The department, in cooperation with the agency, is
21 authorized to adopt rules regarding standards and procedures
22 for integrated children's crisis stabilization unit/juvenile
23 addictions receiving facility services.

24 Section 2. Nothing in s. 394.499, Florida Statutes,
25 shall be construed to require an existing crisis stabilization
26 unit or juvenile addictions receiving facility to convert to a
27 children's behavioral crisis unit.

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30 ===== T I T L E A M E N D M E N T =====

31 And the title is amended as follows:

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1 On page 1, line 3
2
3 insert after the first semicolon:
4 creating s. 394.499, F.S.; authorizing the
5 Department of Children and Family Services, in
6 consultation with the Agency for Health Care
7 Administration, to establish children's
8 behavioral crisis unit demonstration models to
9 provide integrated emergency mental health and
10 substance abuse services to persons under 18
11 years of age at facilities licensed as
12 children's crisis stabilization units;
13 providing for standards, procedures, and
14 requirements for services; providing
15 eligibility criteria; requiring the department
16 to report on the initial demonstration models;
17 providing for expanding the demonstration
18 models; providing for independent evaluation
19 and report; providing rulemaking authority;
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