



HB 1045

2003
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CHAMBER ACTION

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The Committee on Future of Florida's Families recommends the following:

Committee Substitute

Remove the entire bill and insert:

A bill to be entitled

An act relating to involuntary commitment under the Baker Act; amending s. 394.463, F.S.; providing that a patient admitted for involuntary examination to a hospital may not be released without the approval of the emergency department physician and completion of an involuntary examination; providing an effective date.

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

Section 1. Paragraph (f) of subsection (2) of section 394.463, Florida Statutes, is amended to read:

394.463 Involuntary examination.--

(2) INVOLUNTARY EXAMINATION.--

(f) A patient shall be examined by a physician or clinical psychologist at a receiving facility without unnecessary delay and may, upon the order of a physician, be given emergency treatment if it is determined that such treatment is necessary



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29 | for the safety of the patient or others. The patient may ~~shall~~
30 | not be released by the receiving facility or its contractor
31 | without the documented approval of a psychiatrist, ~~or~~ clinical
32 | psychologist, or, if the receiving facility is a hospital, an
33 | attending emergency department physician with experience in the
34 | diagnosis and treatment of mental and nervous disorders and
35 | completion of an involuntary examination pursuant to this
36 | subsection. However, a patient may not be held in a receiving
37 | facility for involuntary examination longer than 72 hours.

38 | Section 2. This act shall take effect upon becoming a law.
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