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# **Health Care Services Policy Committee**

**Tuesday, March 16, 2010  
10:15 AM - 12:00 PM  
306 HOB**

# **Action Packet**

**Larry Cretul  
Speaker**

**Paige Kreegel  
Chair**

**COMMITTEE MEETING REPORT**  
**Health Care Services Policy Committee**  
**3/16/2010 10:15:00AM**

**Location:** 306 HOB

**Summary:**

**Health Care Services Policy Committee**

*Tuesday March 16, 2010 10:15 am*

HB 813	Favorable	Yeas: 12	Nays: 0
CS/HB 907	Favorable	Yeas: 13	Nays: 1
HB 1045	Favorable	Yeas: 11	Nays: 0
HB 1189	Favorable With Committee Substitute	Yeas: 13	Nays: 0

Committee meeting was reported out: Tuesday, March 16, 2010 2:43:24PM

**COMMITTEE MEETING REPORT**  
**Health Care Services Policy Committee**  
**3/16/2010 10:15:00AM**

**Location:** 306 HOB

**Attendance:**

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Paige Kreegel (Chair)	X		
Gary Aubuchon	X		
Debbie Boyd	X		
Chris Dorworth	X		
Kurt Kelly	X		
Scott Plakon	X		
Scott Randolph	X		
Betty Reed	X		
Hazelle Rogers	X		
Dwayne Taylor	X		
John Tobia	X		
Trudi Williams	X		
John Wood	X		
Juan Zapata	X		
<b>Totals:</b>	<b>14</b>	<b>0</b>	<b>0</b>

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**COMMITTEE MEETING REPORT**  
**Health Care Services Policy Committee**

**3/16/2010 10:15:00AM**

**Location:** 306 HOB

**HB 813 : Juvenile Justice Facilities and Programs**

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Gary Aubuchon			X		
Debbie Boyd	X				
Chris Dorworth	X				
Kurt Kelly	X				
Scott Plakon	X				
Scott Randolph	X				
Betty Reed			X		
Hazelle Rogers	X				
Dwayne Taylor	X				
John Tobia	X				
Trudi Williams	X				
John Wood	X				
Juan Zapata	X				
Paige Kreegel (Chair)	X				
<b>Total Yeas: 12</b>		<b>Total Nays: 0</b>			

**Appearances:**

Rulemaking Authority for DJJ

Jason Welty (Lobbyist) (State Employee) - Information Only

Department of Juvenile Justice, Legislative Director

2737 Centerview Drive

Tallahassee Florida 32399-3100

Phone: (850) 921-3097

HB 813 JJ Facilities and Programs

Dana Farmer (Lobbyist) (General Public) - Proponent

Advocacy Center for Persons With Disabilities Inc, Public Policy Coordinator

2728 Centerview Drive Ste. 102

Tallahassee Florida 32301

Phone: (850) 488-9071 x 226

JJ Facilities and Programs

Judi Evans (General Public) - Proponent

NAMI Florida, Exec. Director

316 E. Park Ave.

Tallahassee Florida 32301

Phone: (850) 671-4445

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**COMMITTEE MEETING REPORT**  
**Health Care Services Policy Committee**

**3/16/2010 10:15:00AM**

**Location:** 306 HOB

**CS/HB 907 : Child Support Guidelines**

*Favorable*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Gary Aubuchon	X				
Debbie Boyd	X				
Chris Dorworth	X				
Kurt Kelly	X				
Scott Plakon	X				
Scott Randolph	X				
Betty Reed	X				
Hazelle Rogers	X				
Dwayne Taylor	X				
John Tobia	X				
Trudi Williams	X				
John Wood		X			
Juan Zapata	X				
Paige Kreegel (Chair)	X				
<b>Total Yeas: 13</b>		<b>Total Nays: 1</b>			

**Appearances:**

Child Support

Jeff Weissman (At Request Of Chair) - Information Only

Florida Bar, Attorney, Family Law Section  
 One Financial Plaza Suite 2208  
 Fort Lauderdale Florida 33394  
 Phone: (954) 806-3824 cell (954) 761-9994

HB 907- Presented for Rep. Flores

Jennifer Gaviria (State Employee) - Proponent

Florida House of Representatives, Legislative Aide/Dist. Secretary  
 1405 SW 107th Avenue Suite 205C  
 Miami Florida 33174-2523  
 Phone: (850) 488-2831/(305) 227-7626

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**COMMITTEE MEETING REPORT**  
**Health Care Services Policy Committee**

**3/16/2010 10:15:00AM**

**Location:** 306 HOB

**HB 1045 : Palm Beach County**

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Gary Aubuchon			X		
Debbie Boyd	X				
Chris Dorworth	X				
Kurt Kelly	X				
Scott Plakon	X				
Scott Randolph	X				
Betty Reed			X		
Hazelle Rogers	X				
Dwayne Taylor	X				
John Tobia	X				
Trudi Williams	X				
John Wood	X				
Juan Zapata			X		
Paige Kreegel (Chair)	X				
<b>Total Yeas: 11    Total Nays: 0</b>					

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**COMMITTEE MEETING REPORT**  
**Health Care Services Policy Committee**  
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**Location:** 306 HOB

**HB 1189 : Mental Health and Substance Abuse Treatment**

*Favorable With Committee Substitute*

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Gary Aubuchon	X				
Debbie Boyd	X				
Chris Dorworth	X				
Kurt Kelly	X				
Scott Plakon	X				
Scott Randolph	X				
Betty Reed	X				
Hazelle Rogers	X				
Dwayne Taylor	X				
John Tobia	X				
Trudi Williams			X		
John Wood	X				
Juan Zapata	X				
Paige Kreegel (Chair)	X				
<b>Total Yeas: 13</b>		<b>Total Nays: 0</b>			

**Appearances:**

Mental Health & Substance Abuse

Fely Curva (State Employee) - Proponent

Florida Coalition for the Homeless, Partner Curve & Assoc. LLC

1212 Piedmont Dr.

Tallahassee Florida 32312

Phone: (850) 508-2256

Mental Health Courts/Forensic - (Amendment 2)

Dan Hendrickson (Lobbyist) (State Employee) - Opponent

Fl. Public Defenders Assn., Asst. Public Defender

300 S Monroe St.

Tallahassee Florida 32301

Phone: (850) 606-1037

HB 1189 Mental Health

George Sheldon (Lobbyist) (State Employee) - Proponent

Department of Children and Families, Secretary

1317 Winewood Blvd

Tallahassee Florida

Phone: (850) 921-8755

HB 1189

Mark P. Fontaine (Lobbyist) - Proponent

Florida Alcohol & Drug Abuse Association, Executive Director

2868 Mahan Drive

Tallahassee Florida 32308

Phone: (850) 878-2196

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**COMMITTEE MEETING REPORT**  
**Health Care Services Policy Committee**

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**Location:** 306 HOB

Criminal Justice System & Mental Health  
Ellen Piekalkiewicz (Lobbyist) (State Employee) - Proponent  
SAMH Corp., Ex. Director  
1317 Winewood Blvd  
Tallahassee Florida 32312  
Phone: (850) 410-1576

**HB 1189**

Judi Evans (General Public) - Proponent  
NAMI Florida, Inc, Exec. Director  
316 E. Park Ave.  
Tallahassee Florida 32301  
Phone: (850) 671-4445

Karen Koch (Lobbyist) - Proponent  
Fl. Council for Behavioral HealthCare, Vice President  
316 E. Park Ave.  
Tallahassee Florida 32301  
Phone: (850) 224-6048

**MH & SA Treatment**

Dana Farmer (Lobbyist) - Proponent  
Advocacy Center for Persons With Disabilities Inc, Public Policy Coordinator  
2728 Centerview Drive Ste. 102  
Tallahassee Florida 32308  
Phone: (850) 488-9071 x 226

**Mental Health & Substance Abuse Treatment**

Wendy Hendrick (Lobbyist) - Proponent  
Florida Psychiatric Society, Gov. Consultant  
215 S. Monroe Street Suite 505  
Tallahassee Florida 32301  
Phone: (850) 205-9000

Committee meeting was reported out: Tuesday, March 16, 2010 2:43:24PM



COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1189 (2010)

Amendment No.

COUNCIL/COMMITTEE ACTION

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

*Adopted w/o  
objection*

*March 16, 2010*

1 Council/Committee hearing bill: Health Care Services Policy  
2 Committee  
3 Representative(s) Snyder offered the following:

**Amendment**

Remove line 233 and insert:

7 (6) DEPARTMENT RESPONSIBILITIES. - The department shall

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1189 (2010)

Amendment No.

COUNCIL/COMMITTEE ACTION

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

*Adopted  
March 16, 2010*

1 Council/Committee hearing bill: Health Care Services Policy  
2 Committee  
3 Representative Snyder offered the following:

**Amendment**

6 Remove lines 271-279 and insert:

7 (7) IMPLEMENTATION.-The department shall implement this section  
8 within available resources. In expectation of statewide  
9 implementation of this section, the department, in consultation  
10 with the agency, may identify geographic areas of the state for  
11 initial implementation of up to three pilot program sites.  
12 Future expansion must have legislative approval and shall be  
13 based on findings of community readiness and the potential for  
14 affecting the greatest number of individuals entering the  
15 forensic mental health and criminal justice systems. Criteria  
16 for selection of the pilot program sites and future expansion  
17 may include:  
18

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Bill No. HB 1189 (2010)

Amendment No.

COUNCIL/COMMITTEE ACTION

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

*Adopted w/o  
objection  
March 16, 2010*

1 Council/Committee hearing bill: Health Care Services Policy  
2 Committee

3 Representative Snyder offered the following:

4  
5 **Amendment (with title amendment)**

6 Remove lines 384-409 and insert:

7 (28) HOME AND COMMUNITY-BASED SERVICES.—The agency shall make  
8 plans and develop recommendations to obtain federal financial  
9 participation for individuals receiving services under the  
10 Community Mental Health and Substance Abuse Treatment and Crime  
11 Reduction Act pursuant to s. 394.4656. The plans may be limited  
12 to services for a select number of eligible individuals who have  
13 incomes up to 150 percent of the federal poverty level. The  
14 agency shall coordinate with the department to select and define  
15 the services that will be included in the recommendations. The  
16 agency shall report the recommendations to the Speaker of the  
17 House and President of the Senate on July 1, 2011

Amendment No.

20

21

22

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**T I T L E   A M E N D M E N T**

23

Remove line 32 and insert:

24

Amending s. 409.906, F.S.; requiring recommendations and a

25

report on adding home and community-based

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1189 (2010)

Amendment No.

COUNCIL/COMMITTEE ACTION

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

*Adopted  
w/o objection  
March 16, 2010*

1 Council/Committee hearing bill: Health Care Services Policy  
2 Committee  
3 Representative Snyder offered the following:

**Amendment (with title amendment)**

Remove lines 474-482

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

Remove lines 34-39 and insert:  
offered by the state Medicaid program; amending s. 916.106,

Amendment No.

COUNCIL/COMMITTEE ACTION

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

*Adopted  
w/o objection  
March 16, 2010*

1 Council/Committee hearing bill: Health Care Services Policy  
2 Committee

3 Representative Snyder offered the following:

4  
5 **Amendment**

6 Remove lines 500-518 and insert:

7 release in a crisis stabilization unit or a short-term  
8 residential treatment facility shall be asked to give express  
9 and informed written consent for treatment. If a client or such  
10 a conditional releasee refuses such treatment as is deemed  
11 necessary and essential by his or her ~~the client's~~  
12 multidisciplinary treatment team for his or her ~~the~~ appropriate  
13 care ~~of the client~~, such treatment may be provided under the  
14 following circumstances:

15 1. In an emergency situation in which there is immediate  
16 danger to the safety of the client or conditional releasee or  
17 others, such treatment may be provided upon the written order of  
18 a physician for a period not to exceed 48 hours, excluding  
19 weekends and legal holidays. If, after the 48-hour period, the

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1189 (2010)

Amendment No.

20 client or conditional releasee has not given express and  
21 informed consent to the treatment initially refused, the  
22 administrator or designee of the civil or forensic facility,  
23 crisis stabilization unit, or short-term residential treatment  
24 facility serving individuals placed on conditional release  
25 shall, within 48 hours, excluding

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1189 (2010)

Amendment No.

COUNCIL/COMMITTEE ACTION

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

*Adopted  
w/o objection  
March 16, 2010*

1 Council/Committee hearing bill: Health Care Services Policy  
2 Committee

3 Representative Snyder offered the following:

4

5 **Amendment**

6 Remove line 744 and insert:

7 be placed in a community residential facility in a pilot program  
8 site referenced in s. 394.4656(7), for competency  
9