

Meeting Agenda – September 13, 2016
Sober Homes Task Force (Proviso Group)

1. Introductions
2. Licensing and Certification of Recovery Residences
 - a. Proposed Part X, FS 397.1000 - 1009
 - i. Define the class of residences requiring licensure
 - ii. ADA and FHA
 1. Joint Statement Of The Department Of Justice And The Department Of Housing And Urban Development:
“The great majority of group homes for persons with disabilities are subject to state regulations intended to protect the health and safety of their residents. The Department of Justice and HUD believe, as do responsible group home operators, that such licensing schemes are necessary and legitimate.” (page 7)
 - iii. Licensing entity (AHCA, DCF)
 - b. Proposed FS 397.1008
 - i. Rights of individuals living in licensed recovery residence
 1. FARR discharge protocols (attached)
 2. 48 hour notice of eviction or provide alternative residence, Marchman Act or hospitalization
 3. Require notification of emergency contacts prior to eviction
 4. Other suggested rights

c. Proposed changes to FS 397.487

- i. Mandatory certification – Commercial recovery residences subject to licensure
- ii. voluntary certification – Recovery residences not subject to licensure
- iii. Amend FS 397.487(2)(e): Appropriate fee for certification (commerce or non-commerce)

3. Proposed amendments to FS 817.505, Patient Brokering

- a. Amend to include recovery residences
- b. Amend to exempt “market rate” rent (and board) where the commercial recovery residence is both licensed and certified.
 - i. Define “Market Rent”
 - ii. Should “Board” be exempted?
 - iii. Should on-site amenities be exempted? Define amenities.
 - iv. Any other benefits
- c. Add conspiracy to broker by using a third party non-profit to induce residents of a commercial recovery residence to utilize a specific treatment provider by offering a benefit, whether cash or in-kind, to the patient or commercial recovery residence, in return for using the contributing provider.

4. Proposed FS 397.355 (ethical marketing practices)

- a. Identify common abuses
- b. Effectiveness of proposed legislation
- c. Suggested additions/deletions

5. Public comments

6. Closing remarks