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I N   A S S E M B L Y

April 28, 2010

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Introduced by M. of A. PAULIN, DenDEKKER, KOON, WEISENBERG, DINOWITZ, CASTRO, CHRISTENSEN, FIELDS, GALEF, GIBSON, GUNTHER, HOOPER, JAFFEE, LUPARDO, MENG, MILLMAN, REILLY, ROBINSON, SCARBOROUGH, SCHIMEL, SPANO, STIRPE, D. WEPRIN -- Multi-Sponsored by -- M. of A. ABBATE, AUBRY, GLICK, GOTTFRIED, MARKEY, McENENY, PHEFFER, SCHIMMINGER, SWEENEY -- read once and referred to the Committee on Veterans' Affairs

AN ACT to amend the mental hygiene law, in relation to adding a representative of veteran and alcoholism or substance abuse programs and a representative who is a veteran that served in combat and is recovering from alcohol and/or substance abuse to the advisory council on alcoholism and substance abuse services

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Subdivision (a) of section 19.05 of the mental hygiene law,  
2     as amended by chapter 259 of the laws of 2008, is amended to read as  
3     follows:  
4     (a) The council shall consist of the commissioner of alcoholism and  
5     substance abuse services, or his or her designee who shall not have the  
6     right to vote, the chairman of the conference of local mental hygiene  
7     directors or his or her designee, and [twenty-six] TWENTY-EIGHT members  
8     appointed by the governor by and with the advice and consent of the  
9     senate. The council shall include at least three members from each  
10    appellate division. The governor shall designate one of the appointed  
11    members of the council as chair, who shall serve as such for a three  
12    year term. The council shall elect a vice-chair, who shall serve as such  
13    for a three year term. Membership shall be representative of the public,  
14    shall have broad programmatic and geographic representation, shall  
15    include both not-for-profit and proprietary alcoholism and substance  
16    abuse providers of services, and shall include:  
17    (1) ten consumer representatives, including persons who are recovering  
18    from alcohol and/or substance abuse or significant others of patients or  
19    former patients or patient advocates, or representatives of advocacy and  
20    prevention organizations;

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

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1 (2) ten representatives of providers of services to persons who abuse  
2 or are dependent on alcohol and/or substances or engage in problem  
3 gambling, including but not limited to representatives of free standing  
4 inpatient alcoholism or substance abuse facilities, general hospitals,  
5 residential facilities for persons who abuse or are dependent on alcohol  
6 and/or substances, methadone maintenance programs, outpatient facilities  
7 for persons who abuse or are dependent on alcohol and/or substances, and  
8 prevention and gambling programs, at least one of whom shall be a physi-  
9 cian and not more than two shall represent each group of facilities;  
10 [and]

11 (3) six representatives of public and private payors of alcoholism  
12 and/or substance abuse treatment including insurers, hospital, health,  
13 and medical service corporations that pay for alcoholism and/or  
14 substance abuse treatment, self-insured employee benefit plans, union  
15 welfare fund benefit plans, and state and local government agencies  
16 which pay for alcoholism or substance abuse treatment, at least one of  
17 whom shall represent a hospital service corporation;

18 (4) ONE REPRESENTATIVE OF A PROVIDER OR PROGRAM THAT PROVIDES TREAT-  
19 MENT, REHABILITATION, AND RELAPSE PREVENTION AND RECOVERY SERVICES TO  
20 VETERANS WHO HAVE SERVED IN A COMBAT THEATER OR COMBAT ZONE OF OPER-  
21 ATIONS; AND

22 (5) ONE CONSUMER REPRESENTATIVE WHO IS A VETERAN THAT HAS SERVED IN A  
23 COMBAT THEATER OR COMBAT ZONE OF OPERATIONS, AND WHO IS RECOVERING FROM  
24 ALCOHOL AND/OR SUBSTANCE ABUSE.

25 S 2. This act shall take effect immediately.