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2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

Introduced by M. of A. PAULIN, WEISENBERG, DINOWITZ, CASTRO, DenDEKKER, GALEF, GIBSON, GUNTHER, HOOPER, JAFFEE, LUPARDO, MENG, MILLMAN, REILLY, ROBINSON, SCARBOROUGH, SCHIMEL, SPANO, WEPRIN, M. MILLER -- Multi-Sponsored by -- M. of A. ABBATE, AUBRY, GABRYSZAK, GLICK, GOTTFRIED, MARKEY, MAYERSOHN, McENENY, PHEFFER, SCHIMMINGER, SWEENEY, TOWNS -- 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:

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

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- 1 (1) ten consumer representatives, including persons who are recovering
2 from alcohol and/or substance abuse or significant others of patients or
3 former patients or patient advocates, or representatives of advocacy and
4 prevention organizations;
- 5 (2) ten representatives of providers of services to persons who abuse
6 or are dependent on alcohol and/or substances or engage in problem
7 gambling, including but not limited to representatives of free standing
8 inpatient alcoholism or substance abuse facilities, general hospitals,
9 residential facilities for persons who abuse or are dependent on alcohol
10 and/or substances, methadone maintenance programs, outpatient facilities
11 for persons who abuse or are dependent on alcohol and/or substances, and
12 prevention and gambling programs, at least one of whom shall be a physi-
13 cian and not more than two shall represent each group of facilities;
14 [and]
- 15 (3) six representatives of public and private payors of alcoholism
16 and/or substance abuse treatment including insurers, hospital, health,
17 and medical service corporations that pay for alcoholism and/or
18 substance abuse treatment, self-insured employee benefit plans, union
19 welfare fund benefit plans, and state and local government agencies
20 which pay for alcoholism or substance abuse treatment, at least one of
21 whom shall represent a hospital service corporation;
- 22 (4) ONE REPRESENTATIVE OF A PROVIDER OR PROGRAM THAT PROVIDES TREAT-
23 MENT, REHABILITATION, AND RELAPSE PREVENTION AND RECOVERY SERVICES TO
24 VETERANS WHO HAVE SERVED IN A COMBAT THEATER OR COMBAT ZONE OF OPER-
25 ATIONS; AND
- 26 (5) ONE CONSUMER REPRESENTATIVE WHO IS A VETERAN THAT HAS SERVED IN A
27 COMBAT THEATER OR COMBAT ZONE OF OPERATIONS, AND WHO IS RECOVERING FROM
28 ALCOHOL AND/OR SUBSTANCE ABUSE.
- 29 S 2. This act shall take effect immediately.