S T A T E O F N E W Y O R K

2059

2011-2012 Regular Sessions

I N A S S E M B L Y

January 13, 2011

Introduced by M. of A. DenDEKKER -- read once and referred to the Committee on Alcoholism and Drug Abuse

AN ACT to amend the mental hygiene law, in relation to adding representatives of a dual diagnosis program 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:

Section 1. Subdivision (a) of section 19.05 of the mental hygiene law, as amended by chapter 259 of the laws of 2008, is amended to read as follows:

(a) The council shall consist of the commissioner of alcoholism and substance abuse services, or his or her designee who shall not have the right to vote, the chairman of the conference of local mental hygiene directors or his or her designee, and [twenty-six] THIRTY members appointed by the governor by and with the advice and consent of the senate. The council shall include at least three members from each appellate division. The governor shall designate one of the appointed members of the council as chair, who shall serve as such for a three year term. The council shall elect a vice-chair, who shall serve as such for a three year term. Membership shall be representative of the public, shall have broad programmatic and geographic representation, shall include both not-for-profit and proprietary alcoholism and substance abuse providers of services, and shall include:

(1) ten consumer representatives, including persons who are recovering from alcohol and/or substance abuse or significant others of patients or former patients or patient advocates, or representatives of advocacy and prevention organizations;

(2) ten representatives of providers of services to persons who abuse or are dependent on alcohol and/or substances or engage in problem gambling, including but not limited to representatives of free standing inpatient alcoholism or substance abuse facilities, general hospitals,

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

LBD05073-01-1

residential facilities for persons who abuse or are dependent on alcohol and/or substances, methadone maintenance programs, outpatient facilities for persons who abuse or are dependent on alcohol and/or substances, and prevention and gambling programs, at least one of whom shall be a physician and not more than two shall represent each group of facilities; [and]

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

(4) TWO REPRESENTATIVES OF A DUAL DIAGNOSIS PROGRAM OR SERVICE PROVIDER WITH ONE MEMBER REPRESENTING A PROGRAM OR PROVIDER THAT SERVICES CO-OCCURRING MENTAL HEALTH AND ALCOHOLISM OR SUBSTANCE ABUSE DISORDERS, AND ONE MEMBER REPRESENTING A PROGRAM OR PROVIDER THAT SERVICES CO-OCCURRING DEVELOPMENTAL DISABILITIES AND ALCOHOLISM OR SUBSTANCE ABUSE DISORDERS; AND

(5) TWO CONSUMER REPRESENTATIVES WITH ONE MEMBER WHO IS A PERSON WITH A CO-OCCURRING MENTAL HEALTH AND ALCOHOLISM OR SUBSTANCE ABUSE DISORDERS, AND ONE MEMBER WHO IS A PERSON WITH A CO-OCCURRING DEVELOPMENTAL DISABILITY AND AN ALCOHOLISM OR A SUBSTANCE ABUSE DISORDER.

S 2. This act shall take effect immediately.