

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:

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] THIRTY 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;
21 (2) ten representatives of providers of services to persons who abuse
22 or are dependent on alcohol and/or substances or engage in problem
23 gambling, including but not limited to representatives of free standing
24 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

1 residential facilities for persons who abuse or are dependent on alcohol
2 and/or substances, methadone maintenance programs, outpatient facilities
3 for persons who abuse or are dependent on alcohol and/or substances, and
4 prevention and gambling programs, at least one of whom shall be a physi-
5 cian and not more than two shall represent each group of facilities;
6 [and]

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

14 (4) TWO REPRESENTATIVES OF A DUAL DIAGNOSIS PROGRAM OR SERVICE PROVID-
15 ER WITH ONE MEMBER REPRESENTING A PROGRAM OR PROVIDER THAT SERVICES
16 CO-OCCURRING MENTAL HEALTH AND ALCOHOLISM OR SUBSTANCE ABUSE DISORDERS,
17 AND ONE MEMBER REPRESENTING A PROGRAM OR PROVIDER THAT SERVICES CO-OC-
18 CURRING DEVELOPMENTAL DISABILITIES AND ALCOHOLISM OR SUBSTANCE ABUSE
19 DISORDERS; AND

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

24 S 2. This act shall take effect immediately.