


MEMORANDUM

Agenda Item No. 5(A)

TO:	Honorable Chairman Oliver G. Gilbert, III and Members, Board of County Commissioners	DATE:	(Public Hearing: 11-6-24) October 16, 2024
FROM:	Geri Bonzon-Keenan County Attorney	SUBJECT:	Ordinance relating to the Miami-Dade County Behavioral Health Advisory Board; amending section 2-427 of the Code; increasing the number of board members; making technical revisions

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Senator René García.



Geri Bonzon-Keenan
County Attorney

GBK/gh

MDC001



MEMORANDUM
(Revised)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

DATE: November 6, 2024

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 5(A)

Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's present ____, 2/3 membership ____, 3/5's ____, unanimous ____, majority plus one ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3) (h) or (4)(c) ____, CDMP 9 vote requirement per 2-116.1(4)(c) (2) ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 5(A)
11-6-24

ORDINANCE NO. _____

ORDINANCE RELATING TO THE MIAMI-DADE COUNTY BEHAVIORAL HEALTH ADVISORY BOARD; AMENDING SECTION 2-427 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; INCREASING THE NUMBER OF BOARD MEMBERS; MAKING TECHNICAL REVISIONS; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

WHEREAS, this Board authorized the creation of the Miami-Dade County Behavioral Health Advisory Board (“BHAB”) on February 6, 2024, through Ordinance No. 24-8, which is codified in Article XLV of the Code of Miami-Dade County, Florida; and

WHEREAS, the BHAB was established, in part, as a mechanism to expand, facilitate and streamline the provision of behavioral health services throughout the community; and

WHEREAS, because behavioral health disorders oftentimes manifest physically in conditions that require medical attention, first responders, especially Miami-Dade County Fire Rescue Department (“MDFR”) firefighters and paramedics, are a critical component in the behavioral health continuum of care in Miami-Dade County; and

WHEREAS, in addition to first responders, it is essential that professionals trained in different disciplines and fields to treat individuals who suffer from behavioral health disorders, serve on the BHAB; and

WHEREAS, this Board believes that the BHAB will benefit from increasing the membership of the board to add additional stakeholders who provide treatment to individuals with behavioral health disorders,

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
MIAMI-DADE COUNTY, FLORIDA:**

Section 1. Section 2-427 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:¹

ARTICLE XLV

**MIAMI-DADE COUNTY
BEHAVIORAL HEALTH ADVISORY BOARD**

* * *

Sec. 2-427. Composition; membership.

- (a) *Composition.* The Behavioral Health Advisory Board shall be comprised of a total of ~~[[24]]~~>>23<< voting members, with one member who is:
- (1) The Director of the Miami-Dade Police Department or the Sheriff of Miami-Dade County or his or her designee;
 - (2) The Director of the Miami-Dade Corrections and Rehabilitation Department or his or her designee;
 - (3) The Executive Director of the Homeless Trust of Miami-Dade County or his or her designee;
 - (4) The State Attorney for the 11th Judicial Circuit of Florida or his or her designee;
 - (5) The Public Defender for the 11th Judicial Circuit of Florida or his or her designee;
 - (6) The Director of the Miami-Dade Community Action and Human Services Department or his or her designee;
 - (7) The Director of the Miami-Dade Juvenile Services Department or his or her designee;
 - (8) >>The Director of the Miami-Dade Fire Rescue Department or his or her designee;
 - (9) A representative from the State of Florida Department of Children and Families;
 - (10)~~<< [[8]]~~ The Superintendent of Schools of Miami-Dade County or his or her designee;
 - >>11<< [[(9)]] The Chief Executive Officer of South Florida

¹ Words stricken through and/or ~~[[double bracketed]]~~ shall be deleted. Words underscored and/or ~~>>double arrowed<<~~ constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

Behavioral Health Network d/b/a Thriving Mind South Florida, or a successor managing entity, or his or her designee; and

>>12<<[[40]] The Chief Executive Officer of the Public Health Trust or his or her designee.

The remaining members shall be individuals who have the following relevant experiences:

>>13<< [[41]] A current member of the Miami-Dade Board of County Commissioners;

>>14<< [[42]] A representative from the judicial system in Florida;

~~[[43] A representative from the State of Florida Department of Children and Families;]~~

>>15<< [[44]] An individual involved with veteran services;

>>16<< [[45]] Representatives from two different behavioral health service providers licensed in Florida and representing the field of psychiatry, behavioral health, or medical health;

>>17<< [[46]] Two people diagnosed with or suffering from a behavioral health disorder;

>>18<< [[47]] Two people who are family members of people diagnosed with or suffering from a behavioral health disorder; ~~[[and]]~~

>>19<< [[48]] A subject matter expert in the field of behavioral health sciences; >>and

20 A representative with expertise in Post-Traumatic Stress Disorder<<.

The Board of County Commissioners, by majority vote of the members present, shall appoint the members to the Behavioral Health Advisory Board identified in subsections (a) [[44]] >>(13)<< through (a) [[48]] >>(20)<<. Appointments of any designee of an official identified in subsections (a)(1) through (a) [[40]] >>12<< shall be made by submission of a memorandum to the Clerk of the Board by the relevant appointing official.

* * *

- (e) *Term.* Members of the Behavioral Health Advisory Board identified in section 2-427 (a) [[44]] >>(13)<< through (a) [[48]] >>(20)<< shall serve four-year terms. The remaining public members shall not be subject to the four-year term limit. The Miami-Dade Board of County Commissioners may remove members of the Behavioral Health Advisory Board, with good cause, if it is determined to be in the best interest of the County

or board. In the event the Miami-Dade Board of County Commissioners votes to remove any member of the Behavioral Health Advisory Board, the Clerk of the Board shall transmit a memorandum to the Behavioral Health Advisory Board member who was removed, with a copy to the members of the Behavioral Health Advisory Board, advising of the removal and setting forth the good cause for such removal.

* * *

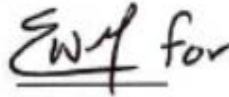
Section 2. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 3. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word “ordinance” may be changed to “section,” “article,” or other appropriate word.

Section 4. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED:

Approved by County Attorney as
to form and legal sufficiency:



Prepared by:



Shanika A. Graves
Monica Rizo Perez

Prime Sponsor: Senator René García