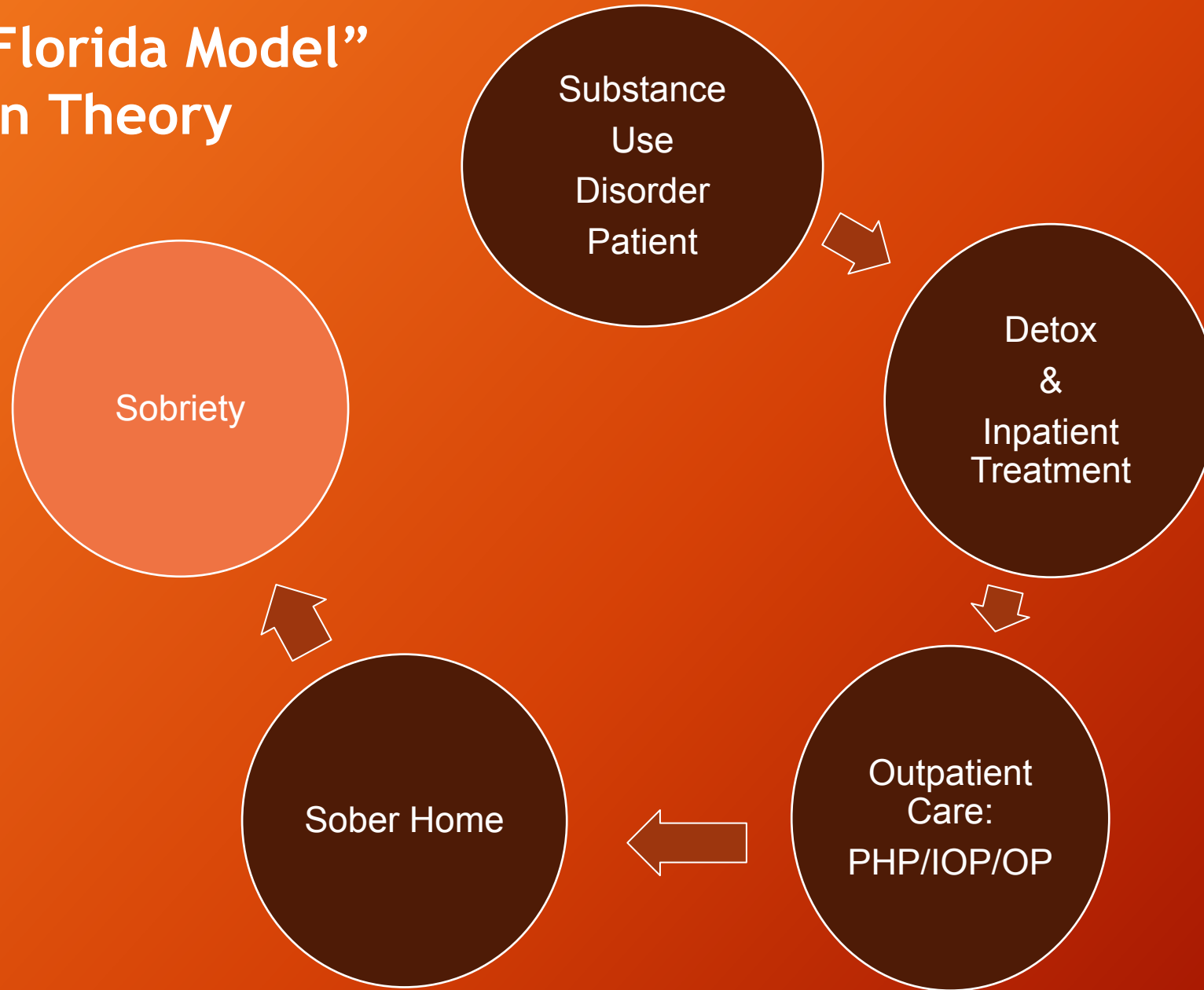


“The Florida Model” In Theory



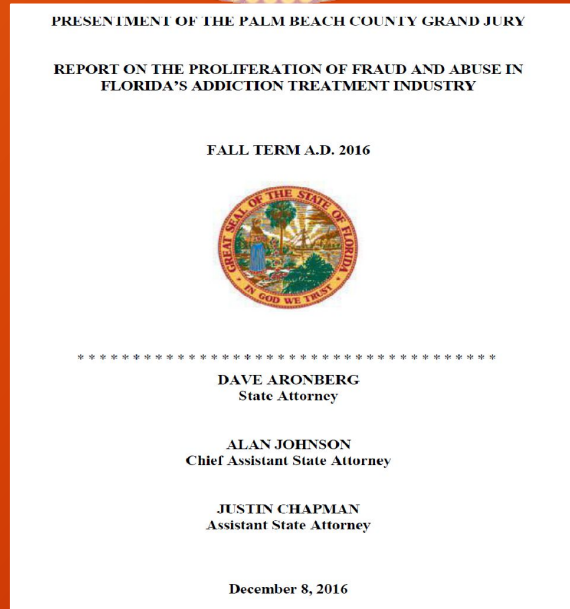


CIVILIAN WORKGROUP

Doctors
Clinicians
Patient Advocates
Industry Lawyers
DCF, FBHN, FARR, FCB



**Sober Homes
Task Force**
State Attorney's Office
15th Circuit



**Grand Jury Presentment &
Report to Legislature**

LAW ENFORCEMENT

2 Full-time Prosecutors
Multi-Agency Investigative Team

Delray Beach PD
Boynton Beach PD
West Palm Beach PD
PBSO
Boca Raton PD
Riviera Beach PD
Palm Beach Gardens PD
Palm Springs PD
and
DFS

Sober Home Task Force Arrests

Since Nov 2016:

121 Arrests

110 Convictions

\$1,774,000 Fines

\$1,555,000 Forfeitures



TOOLBOX



Patient Brokering Statute

- No person may offer, pay, solicit or receive a kickback, bribe, commission or split fee in exchange for inducing a referral or rewarding a referral of a patient to a treatment facility.
- Certain exceptions apply (Federal Anti-Kickback safe harbors)

Deceptive Marketing Practices

- Marketers cannot misrepresent products, goods, services, or geographic location – including media and on-line.

Voluntary Certification Statute

- Referrals to and from sober homes and treatment facilities require standards for the protection of the residents.

Local Zoning/Reasonable Accommodation

- Require Sober Homes to be certified or otherwise have national standards when requesting reasonable accommodation to house unrelated adults in excess of the number allowed in residential areas.

Certification of Sober Homes 101: Florida Model



- Legislature tasks state agency to designate a certifying entity, setting forth general standards. (e.g., *NARR affiliate*)
- Referrals to and from treatment providers are illegal unless the sober home holds a valid certification.
- Sober Homes that do not refer or accept referrals are not required to be certified.
- Certain exemptions are recognized (e.g., *Oxford House, Recovery Residences run by public treatment providers*)