

1 6319.E AMH HS H5003.1

2 **ESB 6319** - H COMM AMD **ADOPTED AS AMENDED BY APP. CMTE. & 400 03/11/92**
3 By Committee on Human Services

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5 Strike everything after the enacting clause and insert the
6 following:

7 "Sec. 1. RCW 72.23.025 and 1989 c 205 s 21 are each amended to
8 read as follows:

9 (1) It is the intent of the legislature to improve the quality of
10 service at state hospitals, eliminate overcrowding, and more
11 specifically define the role of the state hospitals. The legislature
12 intends that eastern and western state hospitals shall become clinical
13 centers for handling the most complicated long-term care needs of
14 patients with a primary diagnosis of mental disorder. Over the next
15 six years, their involvement in providing short-term ~~((and))~~ acute
16 care, and less complicated long-term care shall be diminished in
17 accordance with the revised responsibilities for mental health care
18 under chapter 71.24 RCW. To this end, the legislature intends that
19 funds appropriated for mental health programs, including funds for
20 regional support networks and the state hospitals be used for persons
21 with primary diagnosis of mental disorder. The legislature finds that
22 establishment of the eastern state hospital board, the western state
23 hospital board, and institutes for the study and treatment of mental
24 disorders at both eastern state hospital and western state hospital
25 will be instrumental in implementing the legislative intent.

26 (2)(a) The eastern state hospital board and the western state
27 hospital board are each established. Members of the boards shall be

1 appointed by the governor with the consent of the senate. Each board
2 shall include:

3 (i) The director of the institute for the study and treatment of
4 mental disorders established at the hospital;

5 (ii) One family member of a current or recent hospital resident;

6 (iii) One consumer of services;

7 (iv) One community mental health service provider;

8 (v) Two citizens with no financial or professional interest in
9 mental health services;

10 (vi) One representative of the regional support network in which
11 the hospital is located;

12 (vii) One representative from the staff who is a physician;

13 (viii) One representative from the nursing staff;

14 (ix) One representative from the other professional staff;

15 (x) One representative from the nonprofessional staff; and

16 (xi) One representative of a minority community.

17 (b) At least one representative listed in (a) (viii), (ix), or (x)
18 of this subsection shall be a union member.

19 (c) Members shall serve four-year terms. Members of the board
20 shall be reimbursed for travel expenses as provided in RCW 43.03.050
21 and 43.03.060 and shall receive compensation as provided in RCW
22 43.03.240.

23 (3) The boards established under this section shall:

24 (a) Monitor the operation and activities of the hospital;

25 (b) Review and advise on the hospital budget;

26 (c) Make recommendations to the governor and the legislature for
27 improving the quality of service provided by the hospital;

28 (d) Monitor and review the activities of the hospital in
29 implementing the intent of the legislature set forth in this section;

1 (e) Report periodically to the governor and the legislature on the
2 implementation of the legislative intent set forth in this section; and

3 (f) Consult with the secretary regarding persons the secretary may
4 select as the superintendent of the hospital whenever a vacancy occurs.

5 (4)(a) There is established at eastern state hospital and western
6 state hospital, institutes for the study and treatment of mental
7 disorders. The institutes shall be operated by joint operating
8 agreements between state colleges and universities and the department
9 of social and health services. The institutes are intended to conduct
10 training, research, and clinical program development activities that
11 will directly benefit mentally ill persons receiving treatment in
12 Washington state by performing the following activities:

13 (i) Promote recruitment and retention of highly qualified
14 professionals at the state hospitals and community mental health
15 programs;

16 (ii) Improve clinical care by exploring new, innovative, and
17 scientifically based treatment models for persons presenting
18 particularly difficult and complicated clinical syndromes;

19 (iii) Provide expanded training opportunities for existing staff at
20 the state hospitals and community mental health programs;

21 (iv) Promote bilateral understanding of treatment orientation,
22 possibilities, and challenges between state hospital professionals and
23 community mental health professionals.

24 (b) To accomplish these purposes the institutes may, within funds
25 appropriated for this purpose:

26 (i) Enter joint operating agreements with state universities or
27 other institutions of higher education to accomplish the placement and
28 training of students and faculty in psychiatry, psychology, social
29 work, occupational therapy, nursing, and other relevant professions at
30 the state hospitals and community mental health programs;

1 (ii) Design and implement clinical research projects to improve the
2 quality and effectiveness of state hospital services and operations;

3 (iii) Enter into agreements with community mental health service
4 providers to accomplish the exchange of professional staff between the
5 state hospitals and community mental health service providers;

6 (iv) Establish a student loan forgiveness and conditional
7 scholarship program to retain qualified professionals at the state
8 hospitals and community mental health providers when the
9 ((~~superintendent~~)) secretary has determined a shortage of such
10 professionals exists.

11 (c) Notwithstanding any other provisions of law to the contrary,
12 the institutes may enter into agreements with the department or the
13 state hospitals which may involve changes in staffing necessary to
14 implement improved patient care programs contemplated by this section.

15 (d) The institutes are authorized to seek and accept public or
16 private gifts, grants, contracts, or donations to accomplish their
17 purposes under this section.

18 (~~((5) The department shall review the diagnoses and treatment~~
19 ~~history of hospital patients and create a plan to locate~~
20 ~~inappropriately placed persons into medicaid reimbursable nursing homes~~
21 ~~or other nonhospital settings. The plan shall be submitted to the~~
22 ~~legislature by June 30, 1990.))"~~

23 "NEW SECTION. Sec. 2. A new section is added to chapter 72.23 RCW
24 to read as follows:

25 The secretary shall develop a system of more integrated service
26 delivery, including incentives to discourage the inappropriate
27 placement of persons with developmental disabilities, head injury, and
28 substance abuse, at state mental hospitals and encourage their care in
29 community settings. By December 1, 1992, the department shall submit

1 an implementation strategy, including budget proposals, to the
2 appropriate committees of the legislature for this system.

3 Under the system, state, local, or community agencies may be given
4 financial or other incentives to develop appropriate crisis
5 intervention and community care arrangements.

6 The secretary may establish specialized care programs for persons
7 described in this section on the grounds of the state hospitals. Such
8 programs may operate according to professional standards that do not
9 conform to existing federal or private hospital accreditation
10 standards."

11 **"Sec. 3.** RCW 71.05.170 and 1989 c 205 s 10 are each amended to
12 read as follows:

13 (1) Whenever the designated county mental health professional
14 petitions for detention of a person whose actions constitute a
15 likelihood of serious harm to himself or others, or who is gravely
16 disabled, the facility providing seventy-two hour evaluation and
17 treatment must immediately accept on a provisional basis the petition
18 and the person. The facility shall then evaluate the person's
19 condition and admit or release such person in accordance with RCW
20 71.05.210. The facility shall notify in writing the court and the
21 designated county mental health professional of the date and time of
22 the initial detention of each person involuntarily detained in order
23 that a probable cause hearing shall be held no later than seventy-two
24 hours after detention.

25 (2) For persons listed in RCW 71.05.040, evaluation required by
26 this section shall be conducted by a multidisciplinary treatment team
27 at the end of the seventy-two hour detention or fourteen-day commitment
28 authorized in chapter 71.05 RCW to determine the person's primary and
29 secondary, or dual diagnosis. The department system or systems

1 determined responsible shall assume responsibility for the care,
2 planning, and funding for the person's needs.

3 (3) The duty of a state hospital to accept persons for evaluation
4 and treatment under this section shall be limited by chapter 71.24
5 RCW."

6 "NEW SECTION. Sec. 4. Sections 1 and 2 of this act are
7 necessary for the immediate preservation of the public peace, health,
8 or safety, or support of the state government and its existing public
9 institutions, and shall take effect immediately."

10 "NEW SECTION. Sec. 5. Section 3 of this act shall take effect
11 on July 1, 1993. If section 3 of this act is not referenced in the
12 omnibus operating budget by June 30, 1993, it shall be null and void."

13 **ESB 6319** - H COMM AMD
14 By Committee on Human Services

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16 On page 1, line 1 of the title, after "disabilities;" strike the
17 remainder of the title and insert "amending RCW 72.23.025 and
18 71.05.170; adding a new section to chapter 72.23 RCW; providing an
19 effective date; and declaring an emergency."