
ENGROSSED SENATE BILL 6318

State of Washington

52nd Legislature

1992 Regular Session

By Senators Niemi, West and Bailey

Read first time 01/24/92. Referred to Committee on Health & Long-Term Care.

1 AN ACT Relating to refining the provisions for mental health
2 reform; reenacting and amending RCW 71.24.035, 71.24.045, and
3 71.24.300; creating a new section; repealing RCW 72.06.010, 72.06.050,
4 72.06.060, and 72.06.070; and providing an effective date.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 NEW SECTION. **Sec. 1.** It is the intent of this act to:

7 (1) Focus, restate, and emphasize the legislature's commitment to
8 the mental health reform embodied in chapter 111, Laws of 1989 (SB
9 5400);

10 (2) Eliminate, or schedule for repeal, statutes that are no longer
11 relevant to the regulation of the state's mental health program; and

12 (3) Reaffirm the state's commitment to provide incentives that
13 reduce reliance on inappropriate state hospital or other inpatient
14 care.

1 **Sec. 2.** RCW 71.24.035 and 1991 c 306 s 3, 1991 c 262 s 1, and 1991
2 c 29 s 1 are each reenacted and amended to read as follows:

3 (1) The department is designated as the state mental health
4 authority.

5 (2) The secretary may provide for public, client, and licensed
6 service provider participation in developing the state mental health
7 program.

8 (3) The secretary shall provide for participation in developing the
9 state mental health program for children and other underserved
10 populations, by including representatives on any committee established
11 to provide oversight to the state mental health program.

12 (4) The secretary shall be designated as the county authority if a
13 county fails to meet state minimum standards or refuses to exercise
14 responsibilities under RCW 71.24.045.

15 (5) The secretary shall:

16 (a) ~~((Develop a biennial state mental health program that
17 incorporates county biennial needs assessments and county mental health
18 service plans and state services for mentally ill adults and children.
19 The secretary may also develop a six year state mental health plan;~~

20 **(b))** Assure that any county community mental health program
21 provides access to treatment for the county's residents in the
22 following order of priority: (i) The acutely mentally ill; (ii)
23 chronically mentally ill adults and severely emotionally disturbed
24 children; and (iii) the seriously disturbed. Such programs shall
25 provide:

26 (A) Outpatient services;

27 (B) Emergency care services for twenty-four hours per day;

28 (C) Day treatment for mentally ill persons which includes training
29 in basic living and social skills, supported work, vocational
30 rehabilitation, and day activities. Such services may include

1 therapeutic treatment. In the case of a child, day treatment includes
2 age-appropriate basic living and social skills, educational and
3 prevocational services, day activities, and therapeutic treatment;

4 (D) Screening for patients being considered for admission to state
5 mental health facilities to determine the appropriateness of admission;

6 (E) Employment services, which may include supported employment,
7 transitional work, placement in competitive employment, and other
8 work-related services, that result in mentally ill persons becoming
9 engaged in meaningful and gainful full or part-time work. Other
10 sources of funding such as the division of vocational rehabilitation
11 may be utilized by the secretary to maximize federal funding and
12 provide for integration of services;

13 (F) Consultation and education services; and

14 (G) Community support services;

15 ~~((e))~~ (b) Develop and promulgate rules establishing state minimum
16 standards for the delivery of mental health services including, but not
17 limited to:

18 (i) Licensed service providers;

19 (ii) Regional support networks; and

20 (iii) Residential and inpatient services, evaluation and treatment
21 services and facilities under chapter 71.05 RCW, resource management
22 services, and community support services;

23 ~~((d))~~ (c) Assure that the special needs of minorities, the
24 elderly, disabled, children, and low-income persons are met within the
25 priorities established in this section;

26 ~~((e))~~ (d) Establish a standard contract or contracts, consistent
27 with state minimum standards, which shall be used by the counties;

28 ~~((f))~~ (e) Establish, to the extent possible, a standardized
29 auditing procedure which minimizes paperwork requirements of county
30 authorities and licensed service providers;

1 ~~((g))~~ (f) Develop and maintain an information system to be used
2 by the state, counties, and regional support networks when they are
3 established which shall include a tracking method which allows the
4 department and regional support networks to identify mental health
5 clients' participation in any mental health service or public program
6 on an immediate basis. The information system shall not include
7 individual patient's case history files. Confidentiality of client
8 information and records shall be maintained as provided in this chapter
9 and in RCW 71.05.390, 71.05.400, 71.05.410, 71.05.420, 71.05.430, and
10 71.05.440. The state-operated system shall be fully operational no
11 later than January 1, 1993(~~(: PROVIDED, HOWEVER, That when a regional~~
12 ~~support network is established, the department shall have an~~
13 ~~operational interim tracking system for that network that will be~~
14 ~~adequate for the regional support network to perform its required~~
15 ~~duties under this chapter)~~) and a regional support network system shall
16 be fully operational by June 30, 1993;

17 ~~((h))~~ (g) License service providers who meet state minimum
18 standards;

19 ~~((i))~~ (h) Certify regional support networks that meet state
20 minimum standards;

21 ~~((j))~~ (i) Periodically inspect certified regional support
22 networks and licensed service providers at reasonable times and in a
23 reasonable manner; and

24 ~~((k))~~ (j) Fix fees to be paid by evaluation and treatment centers
25 to the secretary for the required inspections;

26 ~~((l))~~ (k) Monitor and audit counties, regional support networks,
27 and licensed service providers as needed to assure compliance with
28 contractual agreements authorized by this chapter;

29 ~~((m) Prior to September 1, 1989,)~~ (l) Adopt such rules as are
30 necessary to implement the department's responsibilities under this

1 chapter pursuant to chapter 34.05 RCW(~~(:~~—PROVIDED, That such rules
2 shall be submitted to the appropriate committees of the legislature for
3 review and comment prior to adoption; and

4 ~~(n) Beginning July 1, 1989, and continuing through July 1, 1993,)~~);

5 (m) Track by region and county diagnosis, and to the extent
6 information is available, eligibility for state funded nonmental health
7 services, the use and cost of state hospital and local evaluation and
8 treatment facilities for seventy-two hour detention, fourteen, ninety,
9 and one hundred eighty day commitments pursuant to chapter 71.05 RCW,
10 voluntary care in state hospitals, and voluntary community inpatient
11 care covered by the medical assistance program. Service use and cost
12 reports shall be provided to regions and appropriate operating
13 divisions of the department in a timely fashion at six-month intervals;
14 and

15 (n) Administer a fund that may be appropriated by the legislature
16 from state hospital and regional support network funds to enhance
17 contracts with regional support networks that agree to provide periods
18 of stable community living according to RCW 71.24.300(5).

19 (6) The secretary shall use available resources appropriated
20 specifically for community mental health programs only for (~~programs~~
21 ~~under RCW 71.24.045. After July 1, 1995, or when regional support~~
22 ~~networks are established, available resources may be used only for~~)
23 regional support networks.

24 (7) Each certified regional support network and licensed service
25 provider shall file with the secretary, on request, such data,
26 statistics, schedules, and information as the secretary reasonably
27 requires. A certified regional support network or licensed service
28 provider which, without good cause, fails to furnish any data,
29 statistics, schedules, or information as requested, or files fraudulent

1 reports thereof, may have its certification or license revoked or
2 suspended.

3 (8) The secretary may suspend, revoke, limit, or restrict a
4 certification or license, or refuse to grant a certification or license
5 for failure to conform to the law, applicable rules and regulations, or
6 applicable standards, or failure to meet the minimum standards
7 established pursuant to this section.

8 (9) The superior court may restrain any regional support network or
9 service provider from operating without certification or a license or
10 any other violation of this section. The court may also review,
11 pursuant to procedures contained in chapter 34.05 RCW, any denial,
12 suspension, limitation, restriction, or revocation of certification or
13 license, and grant other relief required to enforce the provisions of
14 this chapter.

15 (10) Upon petition by the secretary, and after hearing held upon
16 reasonable notice to the facility, the superior court may issue a
17 warrant to an officer or employee of the secretary authorizing him or
18 her to enter at reasonable times, and examine the records, books, and
19 accounts of any regional support network or service provider refusing
20 to consent to inspection or examination by the authority.

21 (11) The secretary shall adopt such rules as may be necessary to
22 effectuate the intent and purposes of this chapter, which shall include
23 but not be limited to certification and licensing and other action
24 relevant to certifying regional support networks and licensing service
25 providers.

26 (12) Notwithstanding the existence or pursuit of any other remedy,
27 the secretary may, in the manner provided by law, upon the advice of
28 the attorney general who shall represent the secretary in the
29 proceedings, maintain an action in the name of the state for an
30 injunction or other process against any person or governmental unit to

1 restrain or prevent the establishment, conduct, or operation of a
2 regional support network or service provider without certification or
3 a license under this chapter.

4 (13) The standards for certification of evaluation and treatment
5 facilities shall include standards relating to maintenance of good
6 physical and mental health and other services to be afforded persons
7 pursuant to this chapter and chapter 71.05 RCW, and shall otherwise
8 assure the effectuation of the purposes and intent of this chapter and
9 chapter 71.05 RCW.

10 (14)~~((a))~~ The department, in consultation with affected parties,
11 shall establish a distribution formula that reflects county needs
12 assessments based on the number of persons who are acutely mentally
13 ill, chronically mentally ill, severely emotionally disturbed, and
14 seriously disturbed as defined in chapter 71.24 RCW. The formula shall
15 take into consideration the impact on counties of demographic factors
16 in counties which result in concentrations of priority populations as
17 defined in subsection (15) of this section. These factors shall
18 include the population concentrations resulting from commitments under
19 the involuntary treatment act, chapter 71.05 RCW, to state psychiatric
20 hospitals, as well as concentration in urban areas, at border crossings
21 at state boundaries, and other significant demographic and workload
22 factors. Beginning with the contracting period July 1, 1993, the
23 funding formula for participating regional support networks may include
24 a factor related to use of state hospitals.

25 ~~((b) The department shall submit a proposed distribution formula~~
26 ~~in accordance with this section to the ways and means and health and~~
27 ~~long term care committees of the senate and to the ways and means and~~
28 ~~human services committees of the house of representatives by October 1,~~
29 ~~1991. The formula shall also include a projection of the funding~~
30 ~~allocations that will result for each county, which specifies~~

1 allocations according to priority populations, including the allocation
2 for services to children and other underserved populations.))

3 (15) To ((~~supersede duties assigned under subsection (5) (a) and~~
4 ~~(b) of this section, and to~~)) assure a county-based, integrated system
5 of care for acutely mentally ill adults and children, chronically
6 mentally ill adults, severely emotionally disturbed children, and
7 seriously disturbed adults and children who are determined by regional
8 support networks at their sole discretion to be at risk of becoming
9 acutely or chronically mentally ill, or severely emotionally disturbed,
10 the secretary shall encourage the development of regional support
11 networks as follows:

12 ((~~By December 1, 1989,~~)) The secretary shall recognize regional
13 support networks requested by counties or groups of counties.

14 ((~~All counties wishing to be recognized as a regional support~~
15 ~~network on December 1, 1989, shall submit their intentions regarding~~
16 ~~participation in the regional support networks by October 30, 1989,~~
17 ~~along with preliminary plans.~~)) Counties wishing to be recognized as
18 a regional support network by January 1 of any year ((~~thereafter~~))
19 shall submit their intentions by October 30 of the previous year along
20 with preliminary plans. The secretary shall assume all duties assigned
21 to the nonparticipating counties under chapters 71.05 and 71.24 RCW on
22 July 1, 1995, or sooner if requested by the county. Such
23 responsibilities shall include those which would have been assigned to
24 the nonparticipating counties under regional support networks.

25 The implementation of regional support networks, or the secretary's
26 assumption of all responsibilities under chapters 71.05 and 71.24 RCW,
27 shall be included in all state and federal plans, contracts, or
28 agreements affecting the state mental health program including at least
29 those required by this chapter, the medicaid program, and P.L. 99-660.

1 Nothing in these plans, contracts, or agreements shall be inconsistent
2 with the intent and requirements of this chapter.

3 (16) (~~By January 1, 1992,~~) The secretary shall provide available
4 resources to regional support networks to operate freestanding
5 evaluation and treatment facilities or for regional support networks to
6 contract with local hospitals to assure access for regional support
7 network patients. Any savings achieved through reduction in the use of
8 state or local hospital bed days, or free standing evaluation and
9 treatment facility bed days, shall be retained by the regional support
10 network, and may not be diverted to other state programs or purposes.

11 (17) The secretary shall:

12 (a) Disburse the first funds for the regional support networks
13 (~~that are ready to begin implementation by January 1, 1990, or~~)
14 within sixty days of approval of the biennial contract. The department
15 must either approve or reject the biennial contract within sixty days
16 of receipt.

17 (b) Enter into biennial contracts with regional support networks to
18 (~~begin implementation between January 1, 1990, and March 1, 1990,~~
19 ~~and~~) complete implementation by June 1995. The contracts shall be
20 consistent with available resources. No contract shall be approved
21 that does not include progress toward meeting the goals of this chapter
22 by taking responsibility for: (i) Short term commitments; (ii)
23 residential care; ~~(and)~~ (iii) (emergency) crisis response systems;
24 and (iv) the return to the community of long-term state hospital
25 patients who no longer need state hospital level care.

26 (c) By July 1, 1993, allocate one hundred percent of available
27 resources to regional support networks created by January 1, 1990, in
28 a single grant. Regional support networks created by January 1, 1991,
29 shall receive a single block grant by July 1, 1993; regional support
30 networks created by January 1, 1992, shall receive a single block grant

1 by July 1, 1994; and regional support networks created by January 1,
2 1993, shall receive a single block grant by July 1, 1995. The grants
3 shall include funds currently provided for all residential services,
4 all services pursuant to chapter 71.05 RCW, and all community support
5 services and shall be distributed in accordance with a formula
6 submitted to the legislature by January 1, 1993, in accordance with
7 subsection (14) of this section.

8 ~~(d) ((By January 1, 1990, allocate available resources to regional~~
9 ~~support networks for community support services, resource management~~
10 ~~services, and residential services excluding evaluation and treatment~~
11 ~~facilities provided pursuant to chapter 71.05 RCW in a single grant~~
12 ~~using the distribution formula established in subsection (14) of this~~
13 ~~section.~~

14 ~~(e) By March 1, 1990, or))~~ By August 1, 1992, report to the senate
15 committees on health and long-term care and ways and means and the
16 house committees on human services and appropriations options and
17 recommendations for using allowable medicaid payment systems and other
18 methods to support regionally managed mental health care.

19 (e) Within sixty days of approval of the contract continuing
20 through July 1, 1993, provide grants as specifically appropriated by
21 the legislature to regional support networks for evaluation and
22 treatment facilities for persons detained or committed for periods up
23 to seventeen days according to chapter 71.05 RCW. For regional support
24 networks created by January 1, 1993, provide grants as specifically
25 appropriated by the legislature to regional support networks for
26 evaluation and treatment facilities for persons detained or committed
27 for periods up to seventeen days according to chapter 71.05 RCW through
28 July 1, 1995.

1 (f) Notify regional support networks of their allocation of
2 available resources at least sixty days prior to the start of a new
3 biennial contract period.

4 (g) Deny funding allocations to regional support networks based
5 solely upon formal findings of noncompliance with the terms of the
6 regional support network's contract with the department. Written
7 notice and at least thirty days for corrective action must precede any
8 such action. In such cases, regional support networks shall have full
9 rights to appeal under chapter 34.05 RCW.

10 (h) Identify in its departmental biennial operating and capital
11 budget requests the funds requested by regional support networks to
12 implement their responsibilities under this chapter.

13 (i) Contract to provide or, if requested, make grants to counties
14 to provide technical assistance to county authorities or groups of
15 county authorities to develop regional support networks.

16 (18) The department of social and health services, in cooperation
17 with the state congressional delegation, shall actively seek waivers of
18 federal requirements and such modifications of federal regulations as
19 are necessary to allow (a) federal medicaid reimbursement for services
20 provided by free-standing evaluation and treatment facilities certified
21 under chapter 71.05 RCW and (b) regional support networks to retain
22 savings that accrue from their ability to avoid the use of medicaid or
23 state general fund reimbursed local hospital or state hospital bed
24 days. The department shall ((periodically)) report its efforts to the
25 health and long-term care ((and corrections)) committee of the senate
26 and the human services committee of the house of representatives by
27 January 1993.

28 ~~(19) ((The secretary shall establish a task force to examine the~~
29 ~~recruitment, training, and compensation of qualified mental health~~
30 ~~professionals in the community, which shall include the advantages and~~

1 ~~disadvantages of establishing a training academy, loan forgiveness~~
2 ~~program, or educational stipends offered in exchange for commitments of~~
3 ~~employment in mental health. The task force shall report back to the~~
4 ~~appropriate committees of the legislature by January 1, 1990)) The~~
5 ~~department shall cooperate with other departments of state government~~
6 ~~and its political subdivisions in the following manner:~~

7 (a) By disseminating educational information relating to the
8 prevention, diagnosis, early intervention, and treatment of mental
9 illness.

10 (b) Upon request therefor, by advising public officers,
11 organizations and agencies interested in the mental health of the
12 people of the state.

13 (20) The department and the several state hospitals for the
14 mentally ill shall cooperate with local mental health programs by
15 providing necessary information, recommendations relating to proper
16 after care for patients paroled or discharged from such institutions
17 and shall also supply the services of psychiatrists, psychologists and
18 other persons specialized in mental illness as they are available.

19 **Sec. 3.** RCW 71.24.045 and 1991 c 363 s 147 and 1991 c 306 s 5 are
20 each reenacted and amended to read as follows:

21 The county authority shall:

22 ~~(1) ((Submit biennial needs assessments beginning January 1, 1983,~~
23 ~~and mental health service plans which incorporate all services provided~~
24 ~~for by the county authority consistent with state minimum standards and~~
25 ~~which provide access to treatment for the county's residents including~~
26 ~~children and other underserved populations who are acutely mentally~~
27 ~~ill, chronically mentally ill, severely emotionally disturbed, or~~
28 ~~seriously disturbed. The county program shall provide:~~

29 ~~(a) Outpatient services;~~

1 ~~(b) Emergency care services for twenty-four hours per day;~~

2 ~~(c) Day treatment for mentally ill persons which includes training~~
3 ~~in basic living and social skills, supported work, vocational~~
4 ~~rehabilitation, and day activities. Such services may include~~
5 ~~therapeutic treatment. In the case of a child, day treatment includes~~
6 ~~age-appropriate basic living and social skills, educational and~~
7 ~~prevocational services, day activities, and therapeutic treatment;~~

8 ~~(d) Screening for patients being considered for admission to state~~
9 ~~mental health facilities to determine appropriateness of admission;~~

10 ~~(e) Employment services, which may include supported employment,~~
11 ~~transitional work, placement in competitive employment, and other~~
12 ~~work-related services, that result in mentally ill persons becoming~~
13 ~~engaged in meaningful and gainful full or part-time work;~~

14 ~~(f) Consultation and education services;~~

15 ~~(g) Residential and inpatient services, if the county chooses to~~
16 ~~provide such optional services; and~~

17 ~~(h) Community support services.~~

18 ~~The county shall develop the biennial needs assessment based on~~
19 ~~clients to be served, services to be provided, and the cost of those~~
20 ~~services, and may include input from the public, clients, and licensed~~
21 ~~service providers. Each county authority may appoint a county mental~~
22 ~~health advisory board which shall review and provide comments on plans~~
23 ~~and policies developed by the county authority under this chapter. The~~
24 ~~composition of the board shall be broadly representative of the~~
25 ~~demographic character of the county and the mentally ill persons served~~
26 ~~therein. Length of terms of board members shall be determined by the~~
27 ~~county authority;~~

28 ~~(2))~~ Contract as needed with licensed service providers. The
29 county authority may, in the absence of a licensed service provider
30 entity, become a licensed service provider entity pursuant to minimum

1 standards required for licensing by the department for the purpose of
2 providing services not available from licensed service providers;

3 ~~((+3))~~ (2) Operate as a licensed service provider if it deems that
4 doing so is more efficient and cost effective than contracting for
5 services. When doing so, the county authority shall comply with rules
6 promulgated by the secretary that shall provide measurements to
7 determine when a county provided service is more efficient and cost
8 effective;

9 ~~((+4))~~ (3) Monitor and perform biennial fiscal audits of licensed
10 service providers who have contracted with the county to provide
11 services required by this chapter. The monitoring and audits shall be
12 performed by means of a formal process which insures that the licensed
13 service providers and professionals designated in this subsection meet
14 the terms of their contracts, including the minimum standards of
15 service delivery as established by the department;

16 ~~((+5))~~ (4) Assure that the special needs of minorities, the
17 elderly, disabled, children, and low-income persons are met within the
18 priorities established in this chapter;

19 ~~((+6))~~ (5) Maintain patient tracking information in a central
20 location as required for resource management services;

21 ~~((+7))~~ (6) Use not more than two percent of state-appropriated
22 community mental health funds, which shall not include federal funds,
23 to administer community mental health programs under RCW 71.24.155:
24 PROVIDED, That county authorities serving a county or combination of
25 counties whose population is one hundred twenty-five thousand or more
26 may be entitled to sufficient state-appropriated community mental
27 health funds to employ up to one full-time employee or the equivalent
28 thereof in addition to the two percent limit established in this
29 subsection when such employee is providing staff services to a county
30 mental health advisory board;

1 (~~(8)~~) (7) Coordinate services for individuals who have received
2 services through the community mental health system and who become
3 patients at a state mental hospital.

4 **Sec. 4.** RCW 71.24.300 and 1991 c 295 s 3, 1991 c 262 s 2, and 1991
5 c 29 s 3 are each reenacted and amended to read as follows:

6 A county authority or a group of county authorities whose combined
7 population is no less than forty thousand may enter into a joint
8 operating agreement to form a regional support network. The roles and
9 responsibilities of county authorities shall be determined by the terms
10 of that agreement and the provisions of law. The state mental health
11 authority may not determine the roles and responsibilities of county
12 authorities as to each other under regional support networks by rule,
13 except to assure that all duties required of regional support networks
14 are assigned and that a single authority has final responsibility for
15 all available resources and performance under the regional support
16 network's contract with the secretary.

17 (1) Regional support networks shall within three months of
18 recognition submit an overall six-year operating and capital plan,
19 timeline, and budget and submit progress reports and an updated
20 two-year plan biennially thereafter, to assume within available
21 resources all of the following duties by July 1, 1995, instead of those
22 presently assigned to counties under RCW 71.24.045(1):

23 (a) Administer and provide for the availability of all resource
24 management services, residential services, and community support
25 services.

26 (b) Administer and provide for the availability of all
27 investigation, transportation, court-related, and other services
28 provided by the state or counties pursuant to chapter 71.05 RCW.

1 (c) By July 1, 1993, provide within the boundaries of each regional
2 support network evaluation and treatment services for at least
3 eighty-five percent of persons detained or committed for periods up to
4 seventeen days according to chapter 71.05 RCW. Regional support
5 networks with populations of less than one hundred fifty thousand may
6 contract to purchase evaluation and treatment services from other
7 networks. For regional support networks that are created after June
8 30, 1991, the requirements of (c) of this subsection must be met by
9 July 1, 1995.

10 (d) By July 1, 1993, administer a portion of funds appropriated by
11 the legislature to house mentally ill persons in state institutions
12 from counties within the boundaries of any regional support network,
13 with the exception of mentally ill offenders, and provide for the care
14 of all persons needing evaluation and treatment services for periods up
15 to seventeen days according to chapter 71.05 RCW in appropriate
16 residential services, which may include state institutions. The
17 regional support networks shall reimburse the state for use of state
18 institutions at a rate equal to that assumed by the legislature when
19 appropriating funds for such care at state institutions during the
20 biennium when reimbursement occurs. The duty of a state hospital to
21 accept persons for evaluation and treatment under chapter 71.05 RCW is
22 limited by the responsibilities assigned to regional support networks
23 under this section. For regional support networks that are created
24 after June 30, 1991, the requirements of (d) of this subsection must be
25 met by July 1, 1995.

26 (e) Administer and provide for the availability of all other mental
27 health services, which shall include patient counseling, day treatment,
28 consultation, education services, employment services as defined in RCW
29 71.24.035, and mental health services to children as provided in this
30 chapter.

1 (f) Establish standards and procedures for reviewing individual
2 service plans and determining when that person may be discharged from
3 resource management services.

4 (2) Regional support networks shall assume all duties assigned to
5 county authorities by this chapter and chapter 71.05 RCW.

6 (3) A regional support network may request that any state-owned
7 land, building, facility, or other capital asset which was ever
8 purchased, deeded, given, or placed in trust for the care of the
9 mentally ill and which is within the boundaries of a regional support
10 network be made available to support the operations of the regional
11 support network. State agencies managing such capital assets shall
12 give first priority to requests for their use pursuant to this chapter.

13 (4) Each regional support network shall appoint a mental health
14 advisory board which shall review and provide comments on plans and
15 policies developed under this chapter. The composition of the board
16 shall be broadly representative of the demographic character of the
17 region and the mentally ill persons served therein. Length of terms of
18 board members shall be determined by the regional support network.

19 (5) Regional support networks shall assume all duties specified in
20 their plans and joint operating agreements through biennial contractual
21 agreements with the secretary. Such contracts may include agreements
22 to provide periods of stable community living and work or other day
23 activities for specific chronically mentally ill persons who have
24 completed commitments at state hospitals on ninety-day or one hundred
25 eighty-day civil commitments or who have been residents at state
26 hospitals for no less than one hundred eighty days within the previous
27 year. Periods of stable community living may involve acute care in
28 local evaluation and treatment facilities but may not involve use of
29 state hospitals.

1 (6) Counties or groups of counties participating in a regional
2 support network are not subject to RCW 71.24.045(7). The office of
3 financial management shall consider information gathered in studies
4 required in this chapter and information about the experience of other
5 states to propose a mental health services administrative cost lid to
6 the ((1991)) 1993 legislature which shall include administrative costs
7 of licensed service providers, the state psychiatric hospitals and the
8 department.

9 (7) ~~((The first regional support network contract may include a
10 pilot project to: Establish standards and procedures for (a) making
11 referrals for comprehensive medical examinations and treatment programs
12 for those whose mental illness is caused or exacerbated by organic
13 disease, and (b) training staff in recognizing the relationship between
14 mental illness and organic disease.~~

15 (8)) By November 1, 1991, and as part of each biennial plan
16 thereafter, each regional support network shall establish and submit to
17 the state, procedures and agreements to assure access to sufficient
18 additional local evaluation and treatment facilities to meet the
19 requirements of this chapter while reducing short-term admissions to
20 state hospitals. These shall be commitments to construct and operate,
21 or contract for the operation of, freestanding evaluation and treatment
22 facilities or agreements with local evaluation and treatment facilities
23 which shall include (a) required admission and treatment for short-term
24 inpatient care for any person enrolled in community support or
25 residential services, (b) discharge planning procedures, (c)
26 limitations on admissions or transfers to state hospitals, (d) adequate
27 psychiatric supervision, (e) prospective payment methods, and (f)
28 contractual assurances regarding referrals to local evaluation and
29 treatment facilities from regional support networks.

1 (~~(9)~~) (8) Regional support networks may receive technical
2 assistance from the housing trust fund and may identify and submit
3 projects for housing and housing support services to the housing trust
4 fund established under chapter 43.185 RCW. Projects identified or
5 submitted under this subsection must be fully integrated with the
6 regional support network six-year operating and capital plan, timeline,
7 and budget required by subsection (1) of this section.

8 NEW SECTION. **Sec. 5.** The following acts or parts of acts are
9 each repealed:

- 10 (1) RCW 72.06.010 and 1970 ex.s. c 18 s 59 & 1959 c 28 s 72.06.010;
11 (2) RCW 72.06.050 and 1977 ex.s. c 80 s 46 & 1959 c 28 s 72.06.050;
12 (3) RCW 72.06.060 and 1979 c 141 s 185, 1977 ex.s. c 80 s 47, &
13 1959 c 28 s 72.06.060; and
14 (4) RCW 72.06.070 and 1959 c 28 s 72.06.070.

15 NEW SECTION. **Sec. 6.** Section 3 of this act shall take effect
16 July 1, 1995.