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**SUBSTITUTE HOUSE BILL 1574**

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**State of Washington**

**56th Legislature**

**1999 Regular Session**

**By** House Committee on Health Care (originally sponsored by Representatives Alexander, Parlette, Cody, Radcliff, O'Brien, Schual-Berke, Reardon, Quall, Santos, Cooper, Linville, Ericksen and Hurst)

Read first time 02/25/1999. Referred to Committee on .

1 AN ACT Relating to administering atypical antipsychotic  
2 medications; amending RCW 71.24.310; adding new sections to chapter  
3 71.24 RCW; and creating a new section.

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

5 **Sec. 1.** RCW 71.24.310 and 1989 c 205 s 6 are each amended to read  
6 as follows:

7 The legislature finds that administration of chapter 71.05 RCW and  
8 this chapter can be most efficiently and effectively implemented as  
9 part of the regional support network defined in RCW 71.24.025. For  
10 this reason, the legislature intends that any enhanced program funding  
11 for implementation of chapter 71.05 RCW or this chapter, except for  
12 funds allocated for implementation of mandatory state-wide programs as  
13 required by federal statute, and except for funds appropriated for the  
14 purposes under section 2 of this act, be made available primarily to  
15 those counties participating in regional support networks.

16 NEW SECTION. **Sec. 2.** A new section is added to chapter 71.24 RCW  
17 to read as follows:

1 (1) The legislature finds that specific appropriations for atypical  
2 antipsychotic medications used in community settings are more  
3 effectively administered centrally by the mental health division of the  
4 department of social and health services. It is the intent of the  
5 legislature that the mental health division shall establish a mechanism  
6 separate from the regional support network funding formula for  
7 distributing specific appropriations for atypical antipsychotic  
8 medications to the regional support networks. It is the further intent  
9 of the legislature that this mechanism will maximize federal funding  
10 opportunities, and that specific appropriations for these medications  
11 shall be targeted toward underserved groups.

12 (2) The department in consultation with the regional support  
13 networks shall establish a methodology to assure that specific  
14 appropriations for atypical antipsychotic medications used in community  
15 settings are directed toward each of the following groups: (a) Persons  
16 in crisis who are not medicaid qualified; (b) working poor who are not  
17 medicaid eligible; (c) persons transitioning from jail and from  
18 department of corrections facilities to medicaid eligibility; and (d)  
19 persons in jail. The department shall establish data mechanisms to  
20 track the efforts to assist all persons who are medicaid qualified  
21 achieve medicaid eligibility. Lack of medicaid eligibility shall not  
22 be a criteria for exclusion from benefiting from specific  
23 appropriations for atypical antipsychotic medications.

24 NEW SECTION. **Sec. 3.** A new section is added to chapter 71.24 RCW  
25 to read as follows:

26 (1) The department shall establish a program to evaluate the  
27 treatment outcomes and costs benefits of providing funding for atypical  
28 antipsychotic medications used in community settings for persons who  
29 are not currently eligible for cost benefits under the medicaid  
30 program, Title XIX of the federal social security act.

31 (2) Atypical antipsychotic medications made available through this  
32 program shall be targeted to the following groups of persons: (a)  
33 Persons in crisis who are not medicaid eligible; (b) working poor who  
34 are not medicaid eligible and who need continued access to  
35 antipsychotic medications in order to retain their employment; (c)  
36 persons transitioning from jail and from department of corrections  
37 facilities to medicaid eligibility; and (d) persons in jail.

1 (3) Atypical antipsychotic medications provided through the program  
2 shall be purchased by the department through competitive procurement.  
3 The procurement shall include at a minimum: (a) A requirement that  
4 rates paid for the medications not exceed rates paid by the department  
5 under its medicaid program; (b) a requirement that there be an adequate  
6 distribution mechanism to make the medications available in communities  
7 served by the program; and (c) other performance standards deemed  
8 appropriate by the department.

9 (4) The program shall include an evaluation component. The  
10 evaluation shall assess whether the availability of atypical  
11 antipsychotic medications through the program results in cost savings  
12 to the state and positive treatment outcomes for persons served through  
13 the program.

14 NEW SECTION. **Sec. 4.** If specific funding for the purposes of this  
15 act is not provided by June 30, 1999, in the omnibus appropriations  
16 act, this act is null and void.

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