
SUBSTITUTE HOUSE BILL 2858

State of Washington

56th Legislature

2000 Regular Session

By House Committee on State Government (originally sponsored by Representatives D. Schmidt, Dunshee, Ruderman and Edwards; by request of Governor Locke)

Read first time 02/04/2000. Referred to Committee on .

1 AN ACT Relating to reports to the legislature; amending RCW
2 13.34.803, 13.40.430, 43.63A.230, 70.119A.170, 74.13.031, 74.13.036,
3 and 74.14C.070; reenacting and amending RCW 26.44.030; and repealing
4 RCW 18.20.230, 35.58.2796, 70.128.210, 75.50.030, 75.08.410, and
5 81.100.050.

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

7 **Sec. 1.** RCW 13.34.803 and 1998 c 314 s 40 are each amended to read
8 as follows:

9 (1) The departments of health and social and health services shall
10 develop a comprehensive plan for providing services to mothers who (a)
11 have delivered a drug or alcohol exposed or affected infant, and (b)
12 meet the definition of at-risk eligible persons in RCW 74.09.790 and
13 who have a child up to three years of age. The services to be provided
14 by the plan will include those defined in RCW 74.09.790. The plan
15 shall provide for the coordination of services through community-based
16 programs and among: (i) The departments; (ii) the departments'
17 divisions; and (iii) other state agencies. The plan shall include
18 recommendations to the legislature for implementing the plan and any

1 alternative methods for addressing the needs of these mothers and their
2 children.

3 (2) In developing the plan, the department of health shall
4 inventory the community-based programs that may be accessed to provide
5 services to these mothers and their children; evaluate implementing
6 services for these mothers through extension of the maternity care
7 access system; and evaluate the fiscal impact of the plan. In
8 performing the fiscal evaluation, the department shall calculate
9 potential long-term cost savings to the state resulting from reduced
10 use of the medical, juvenile justice, public assistance, and dependency
11 systems by children and mothers receiving services under the plan.

12 ~~((3) The department shall submit a report describing the plan to
13 the appropriate committees of the house of representatives and senate
14 by November 1, 1998.))~~

15 **Sec. 2.** RCW 13.40.430 and 1993 c 373 s 2 are each amended to read
16 as follows:

17 The department shall within existing funds collect such data as may
18 be necessary to monitor any disparity in processing or disposing of
19 cases involving juvenile offenders due to economic, gender, geographic,
20 or racial factors that may result from implementation of section 1,
21 chapter 373, Laws of 1993. ~~((Beginning December 1, 1993, the
22 department shall report annually to the legislature on economic,
23 gender, geographic, or racial disproportionality in the rates of
24 arrest, detention, trial, treatment, and disposition in the state's
25 juvenile justice system. The report shall cover the preceding calendar
26 year. The annual report shall identify the causes of such
27 disproportionality and shall specifically point out any economic,
28 gender, geographic, or racial disproportionality resulting from
29 implementation of section 1, chapter 373, Laws of 1993.))~~

30 **Sec. 3.** RCW 26.44.030 and 1999 c 267 s 20 and 1999 c 176 s 30 are
31 each reenacted and amended to read as follows:

32 (1)(a) When any practitioner, county coroner or medical examiner,
33 law enforcement officer, professional school personnel, registered or
34 licensed nurse, social service counselor, psychologist, pharmacist,
35 licensed or certified child care providers or their employees, employee
36 of the department, juvenile probation officer, placement and liaison
37 specialist, responsible living skills program staff, HOPE center staff,

1 or state family and children's ombudsman or any volunteer in the
2 ombudsman's office has reasonable cause to believe that a child has
3 suffered abuse or neglect, he or she shall report such incident, or
4 cause a report to be made, to the proper law enforcement agency or to
5 the department as provided in RCW 26.44.040.

6 (b) The reporting requirement also applies to department of
7 corrections personnel who, in the course of their employment, observe
8 offenders or the children with whom the offenders are in contact. If,
9 as a result of observations or information received in the course of
10 his or her employment, any department of corrections personnel has
11 reasonable cause to believe that a child has suffered abuse or neglect,
12 he or she shall report the incident, or cause a report to be made, to
13 the proper law enforcement agency or to the department as provided in
14 RCW 26.44.040.

15 (c) The reporting requirement shall also apply to any adult who has
16 reasonable cause to believe that a child who resides with them, has
17 suffered severe abuse, and is able or capable of making a report. For
18 the purposes of this subsection, "severe abuse" means any of the
19 following: Any single act of abuse that causes physical trauma of
20 sufficient severity that, if left untreated, could cause death; any
21 single act of sexual abuse that causes significant bleeding, deep
22 bruising, or significant external or internal swelling; or more than
23 one act of physical abuse, each of which causes bleeding, deep
24 bruising, significant external or internal swelling, bone fracture, or
25 unconsciousness.

26 (d) The report must be made at the first opportunity, but in no
27 case longer than forty-eight hours after there is reasonable cause to
28 believe that the child has suffered abuse or neglect. The report must
29 include the identity of the accused if known.

30 (2) The reporting requirement of subsection (1) of this section
31 does not apply to the discovery of abuse or neglect that occurred
32 during childhood if it is discovered after the child has become an
33 adult. However, if there is reasonable cause to believe other children
34 are or may be at risk of abuse or neglect by the accused, the reporting
35 requirement of subsection (1) of this section does apply.

36 (3) Any other person who has reasonable cause to believe that a
37 child has suffered abuse or neglect may report such incident to the
38 proper law enforcement agency or to the department of social and health
39 services as provided in RCW 26.44.040.

1 (4) The department, upon receiving a report of an incident of
2 alleged abuse or neglect pursuant to this chapter, involving a child
3 who has died or has had physical injury or injuries inflicted upon him
4 or her other than by accidental means or who has been subjected to
5 alleged sexual abuse, shall report such incident to the proper law
6 enforcement agency. In emergency cases, where the child's welfare is
7 endangered, the department shall notify the proper law enforcement
8 agency within twenty-four hours after a report is received by the
9 department. In all other cases, the department shall notify the law
10 enforcement agency within seventy-two hours after a report is received
11 by the department. If the department makes an oral report, a written
12 report must also be made to the proper law enforcement agency within
13 five days thereafter.

14 (5) Any law enforcement agency receiving a report of an incident of
15 alleged abuse or neglect pursuant to this chapter, involving a child
16 who has died or has had physical injury or injuries inflicted upon him
17 or her other than by accidental means, or who has been subjected to
18 alleged sexual abuse, shall report such incident in writing as provided
19 in RCW 26.44.040 to the proper county prosecutor or city attorney for
20 appropriate action whenever the law enforcement agency's investigation
21 reveals that a crime may have been committed. The law enforcement
22 agency shall also notify the department of all reports received and the
23 law enforcement agency's disposition of them. In emergency cases,
24 where the child's welfare is endangered, the law enforcement agency
25 shall notify the department within twenty-four hours. In all other
26 cases, the law enforcement agency shall notify the department within
27 seventy-two hours after a report is received by the law enforcement
28 agency.

29 (6) Any county prosecutor or city attorney receiving a report under
30 subsection (5) of this section shall notify the victim, any persons the
31 victim requests, and the local office of the department, of the
32 decision to charge or decline to charge a crime, within five days of
33 making the decision.

34 (7) The department may conduct ongoing case planning and
35 consultation with those persons or agencies required to report under
36 this section, with consultants designated by the department, and with
37 designated representatives of Washington Indian tribes if the client
38 information exchanged is pertinent to cases currently receiving child
39 protective services. Upon request, the department shall conduct such

1 planning and consultation with those persons required to report under
2 this section if the department determines it is in the best interests
3 of the child. Information considered privileged by statute and not
4 directly related to reports required by this section must not be
5 divulged without a valid written waiver of the privilege.

6 (8) Any case referred to the department by a physician licensed
7 under chapter 18.57 or 18.71 RCW on the basis of an expert medical
8 opinion that child abuse, neglect, or sexual assault has occurred and
9 that the child's safety will be seriously endangered if returned home,
10 the department shall file a dependency petition unless a second
11 licensed physician of the parents' choice believes that such expert
12 medical opinion is incorrect. If the parents fail to designate a
13 second physician, the department may make the selection. If a
14 physician finds that a child has suffered abuse or neglect but that
15 such abuse or neglect does not constitute imminent danger to the
16 child's health or safety, and the department agrees with the
17 physician's assessment, the child may be left in the parents' home
18 while the department proceeds with reasonable efforts to remedy
19 parenting deficiencies.

20 (9) Persons or agencies exchanging information under subsection (7)
21 of this section shall not further disseminate or release the
22 information except as authorized by state or federal statute.
23 Violation of this subsection is a misdemeanor.

24 (10) Upon receiving reports of alleged abuse or neglect, the
25 department or law enforcement agency may interview children. The
26 interviews may be conducted on school premises, at day-care facilities,
27 at the child's home, or at other suitable locations outside of the
28 presence of parents. Parental notification of the interview must occur
29 at the earliest possible point in the investigation that will not
30 jeopardize the safety or protection of the child or the course of the
31 investigation. Prior to commencing the interview the department or law
32 enforcement agency shall determine whether the child wishes a third
33 party to be present for the interview and, if so, shall make reasonable
34 efforts to accommodate the child's wishes. Unless the child objects,
35 the department or law enforcement agency shall make reasonable efforts
36 to include a third party in any interview so long as the presence of
37 the third party will not jeopardize the course of the investigation.

38 (11) Upon receiving a report of alleged child abuse and neglect,
39 the department or investigating law enforcement agency shall have

1 access to all relevant records of the child in the possession of
2 mandated reporters and their employees.

3 (12) The department shall maintain investigation records and
4 conduct timely and periodic reviews of all cases constituting abuse and
5 neglect. The department shall maintain a log of screened-out
6 nonabusive cases.

7 (13) The department shall use a risk assessment process when
8 investigating alleged child abuse and neglect referrals. The
9 department shall present the risk factors at all hearings in which the
10 placement of a dependent child is an issue. Substance abuse must be a
11 risk factor. The department shall, within funds appropriated for this
12 purpose, offer enhanced community-based services to persons who are
13 determined not to require further state intervention.

14 ~~((The department shall provide annual reports to the legislature on
15 the effectiveness of the risk assessment process.))~~

16 (14) Upon receipt of a report of alleged abuse or neglect the law
17 enforcement agency may arrange to interview the person making the
18 report and any collateral sources to determine if any malice is
19 involved in the reporting.

20 (15) The department shall make reasonable efforts to learn the
21 name, address, and telephone number of each person making a report of
22 abuse or neglect under this section. The department shall provide
23 assurances of appropriate confidentiality of the identification of
24 persons reporting under this section. If the department is unable to
25 learn the information required under this subsection, the department
26 shall only investigate cases in which: (a) The department believes
27 there is a serious threat of substantial harm to the child; (b) the
28 report indicates conduct involving a criminal offense that has, or is
29 about to occur, in which the child is the victim; or (c) the department
30 has, after investigation, a report of abuse or neglect that has been
31 founded with regard to a member of the household within three years of
32 receipt of the referral.

33 **Sec. 4.** RCW 43.63A.230 and 1993 c 280 s 63 are each amended to
34 read as follows:

35 (1) The department of community, trade, and economic development
36 shall integrate an employee ownership program within its existing
37 technical assistance programs. The employee ownership program shall
38 provide technical assistance to cooperatives authorized under chapter

1 23.78 RCW and conduct educational programs on employee ownership and
2 self-management. The department shall include information on the
3 option of employee ownership wherever appropriate in its various
4 programs.

5 (2) The department shall maintain a list of firms and individuals
6 with expertise in the field of employee ownership and utilize such
7 firms and individuals, as appropriate, in delivering and coordinating
8 the delivery of technical, managerial, and educational services. In
9 addition, the department shall work with and rely on the services of
10 the employment security department and state institutions of higher
11 education to promote employee ownership.

12 ~~(3) ((The department shall report to the governor, the appropriate
13 economic development committees of the senate and the house of
14 representatives, and the ways and means committees of each house by
15 December 1 of 1988, and each year thereafter, on the accomplishments of
16 the employee ownership program. Such reports shall include the number
17 and types of firms assisted, the number of jobs created by such firms,
18 the types of services, the number of workshops presented, the number of
19 employees trained, and the results of client satisfaction surveys
20 distributed to those using the services of the program.~~

21 ~~(4))~~ For purposes of this section, an employee stock ownership
22 plan qualifies as a cooperative if at least fifty percent, plus one
23 share, of its voting shares of stock are voted on a one-person-one-vote
24 basis.

25 **Sec. 5.** RCW 70.119A.170 and 1997 c 218 s 4 are each amended to
26 read as follows:

27 (1) A drinking water assistance account is created in the state
28 treasury. Such subaccounts as are necessary to carry out the purposes
29 of this chapter are permitted to be established within the account.
30 The purpose of the account is to allow the state to use any federal
31 funds that become available to states from congress to fund a state
32 revolving loan fund program as part of the reauthorization of the
33 federal safe drinking water act. Expenditures from the account may
34 only be made by the secretary, the public works board, or the
35 department of community, trade, and economic development, after
36 appropriation. Moneys in the account may only be used, consistent with
37 federal law, to assist water systems to provide safe drinking water
38 through a program administered through the department of health, the

1 public works board, and the department of community, trade, and
2 economic development and for other activities authorized under federal
3 law. Money may be placed in the account from the proceeds of bonds
4 when authorized by the legislature, transfers from other state funds or
5 accounts, federal capitalization grants or other financial assistance,
6 all repayments of moneys borrowed from the account, all interest
7 payments made by borrowers from the account or otherwise earned on the
8 account, or any other lawful source. All interest earned on moneys
9 deposited in the account, including repayments, shall remain in the
10 account and may be used for any eligible purpose. Moneys in the
11 account may only be used to assist local governments and water systems
12 to provide safe and reliable drinking water, for other services and
13 assistance authorized by federal law to be funded from these federal
14 funds, and to administer the program.

15 (2) The department and the public works board shall establish and
16 maintain a program to use the moneys in the drinking water assistance
17 account as provided by the federal government under the safe drinking
18 water act. The department and the public works board, in consultation
19 with purveyors, local governments, local health jurisdictions,
20 financial institutions, commercial construction interests, other state
21 agencies, and other affected and interested parties, shall by January
22 1, 1999, adopt final joint rules and requirements for the provision of
23 financial assistance to public water systems as authorized under
24 federal law. Prior to the effective date of the final rules, the
25 department and the public works board may establish and utilize
26 guidelines for the sole purpose of ensuring the timely procurement of
27 financial assistance from the federal government under the safe
28 drinking water act, but such guidelines shall be converted to rules by
29 January 1, 1999. The department and the public works board shall make
30 every reasonable effort to ensure the state's receipt and disbursement
31 of federal funds to eligible public water systems as quickly as
32 possible after the federal government has made them available. ((By
33 December 15, 1997, the department and the public works board shall
34 provide a report to the appropriate committees of the legislature
35 reflecting the input from the affected interests and parties on the
36 status of the program. The report shall include significant issues and
37 concerns, the status of rule making and guidelines, and a plan for the
38 adoption of final rules.))

1 (3) If the department, public works board, or any other department,
2 agency, board, or commission of state government participates in
3 providing service under this section, the administering entity shall
4 endeavor to provide cost-effective and timely services. Mechanisms to
5 provide cost-effective and timely services include: (a) Adopting
6 federal guidelines by reference into administrative rules; (b) using
7 existing management mechanisms rather than creating new administrative
8 structures; (c) investigating the use of service contracts, either with
9 other governmental entities or with nongovernmental service providers;
10 (d) the use of joint or combined financial assistance applications; and
11 (e) any other method or practice designed to streamline and expedite
12 the delivery of services and financial assistance.

13 (4) The department shall have the authority to establish assistance
14 priorities and carry out oversight and related activities, other than
15 financial administration, with respect to assistance provided with
16 federal funds. The department, the public works board, and the
17 department of community, trade, and economic development shall jointly
18 develop, with the assistance of water purveyors and other affected and
19 interested parties, a memorandum of understanding setting forth
20 responsibilities and duties for each of the parties. The memorandum of
21 understanding at a minimum, shall include:

22 (a) Responsibility for developing guidelines for providing
23 assistance to public water systems and related oversight prioritization
24 and oversight responsibilities including requirements for
25 prioritization of loans or other financial assistance to public water
26 systems;

27 (b) Department submittal of preapplication information to the
28 public works board for review and comment;

29 (c) Department submittal of a prioritized list of projects to the
30 public works board for determination of:

31 (i) Financial capability of the applicant; and

32 (ii) Readiness to proceed, or the ability of the applicant to
33 promptly commence the project;

34 (d) A process for determining consistency with existing water
35 resource planning and management, including coordinated water supply
36 plans, regional water resource plans, and comprehensive plans under the
37 growth management act, chapter 36.70A RCW;

38 (e) A determination of:

- 1 (i) Least-cost solutions, including consolidation and restructuring
2 of small systems, where appropriate, into more economical units;
- 3 (ii) The provision of regional facilities;
- 4 (iii) Projects and activities that facilitate compliance with the
5 federal safe drinking water act; and
- 6 (iv) Projects and activities that are intended to achieve the
7 public health objectives of federal and state drinking water laws;
- 8 (f) Implementation of water conservation and other demand
9 management measures consistent with state guidelines for water
10 utilities;
- 11 (g) Assistance for the necessary planning and engineering to assure
12 that consistency, coordination, and proper professional review are
13 incorporated into projects or activities proposed for funding;
- 14 (h) Minimum standards for water system capacity, financial
15 viability, and water system planning;
- 16 (i) Testing and evaluation of the water quality of the state's
17 public water system to assure that priority for financial assistance is
18 provided to systems and areas with threats to public health from
19 contaminated supplies and reduce in appropriate cases the substantial
20 increases in costs and rates that customers of small systems would
21 otherwise incur under the monitoring and testing requirements of the
22 federal safe drinking water act;
- 23 (j) Coordination, to the maximum extent possible, with other state
24 programs that provide financial assistance to public water systems and
25 state programs that address existing or potential water quality or
26 drinking contamination problems;
- 27 (k) Definitions of "affordability" and "disadvantaged community"
28 that are consistent with these and similar terms in use by other state
29 or federal assistance programs;
- 30 (l) Criteria for the financial assistance program for public water
31 systems, which shall include, but are not limited to:
- 32 (i) Determining projects addressing the most serious risk to human
33 health;
- 34 (ii) Determining the capacity of the system to effectively manage
35 its resources, including meeting state financial viability criteria;
36 and
- 37 (iii) Determining the relative benefit to the community served; and

1 (m) Ensure that each agency fulfills the audit, accounting, and
2 reporting requirements under federal law for its portion of the
3 administration of this program.

4 (5) The department and the public works board shall begin the
5 process to disburse funds no later than October 1, 1997, and shall
6 adopt such rules as are necessary under chapter 34.05 RCW to administer
7 the program by January 1, 1999.

8 **Sec. 6.** RCW 74.13.031 and 1999 c 267 s 8 are each amended to read
9 as follows:

10 The department shall have the duty to provide child welfare
11 services and shall:

12 (1) Develop, administer, supervise, and monitor a coordinated and
13 comprehensive plan that establishes, aids, and strengthens services for
14 the protection and care of runaway, dependent, or neglected children.

15 (2) Within available resources, recruit an adequate number of
16 prospective adoptive and foster homes, both regular and specialized,
17 i.e. homes for children of ethnic minority, including Indian homes for
18 Indian children, sibling groups, handicapped and emotionally disturbed,
19 teens, and pregnant and parenting teens(~~(, and annually report to the~~
20 ~~governor and the legislature concerning the department's success in:~~
21 ~~(a) Meeting the need for adoptive and foster home placements;~~ (b)
22 ~~reducing the foster parent turnover rate;~~ (c) completing home studies
23 for legally free children; and (d) implementing and operating the
24 passport program required by RCW 74.13.285. The report shall include
25 a section entitled "Foster Home Turn Over, Causes and
26 Recommendations.")).

27 (3) Investigate complaints of any recent act or failure to act on
28 the part of a parent or caretaker that results in death, serious
29 physical or emotional harm, or sexual abuse or exploitation, or that
30 presents an imminent risk of serious harm, and on the basis of the
31 findings of such investigation, offer child welfare services in
32 relation to the problem to such parents, legal custodians, or persons
33 serving in loco parentis, and/or bring the situation to the attention
34 of an appropriate court, or another community agency: PROVIDED, That
35 an investigation is not required of nonaccidental injuries which are
36 clearly not the result of a lack of care or supervision by the child's
37 parents, legal custodians, or persons serving in loco parentis. If the
38 investigation reveals that a crime against a child may have been

1 committed, the department shall notify the appropriate law enforcement
2 agency.

3 (4) Offer, on a voluntary basis, family reconciliation services to
4 families who are in conflict.

5 (5) Monitor out-of-home placements, on a timely and routine basis,
6 to assure the safety, well-being, and quality of care being provided is
7 within the scope of the intent of the legislature as defined in RCW
8 74.13.010 and 74.15.010, and annually submit a report measuring the
9 extent to which the department achieved the specified goals to the
10 governor and the legislature.

11 (6) Have authority to accept custody of children from parents and
12 to accept custody of children from juvenile courts, where authorized to
13 do so under law, to provide child welfare services including placement
14 for adoption, and to provide for the physical care of such children and
15 make payment of maintenance costs if needed. Except where required by
16 Public Law 95-608 (25 U.S.C. Sec. 1915), no private adoption agency
17 which receives children for adoption from the department shall
18 discriminate on the basis of race, creed, or color when considering
19 applications in their placement for adoption.

20 (7) Have authority to provide temporary shelter to children who
21 have run away from home and who are admitted to crisis residential
22 centers.

23 (8) Have authority to purchase care for children; and shall follow
24 in general the policy of using properly approved private agency
25 services for the actual care and supervision of such children insofar
26 as they are available, paying for care of such children as are accepted
27 by the department as eligible for support at reasonable rates
28 established by the department.

29 (9) Establish a children's services advisory committee which shall
30 assist the secretary in the development of a partnership plan for
31 utilizing resources of the public and private sectors, and advise on
32 all matters pertaining to child welfare, licensing of child care
33 agencies, adoption, and services related thereto. At least one member
34 shall represent the adoption community.

35 (10) Have authority to provide continued foster care or group care
36 for individuals from eighteen through twenty years of age to enable
37 them to complete their high school or vocational school program.

38 (11) Have authority within funds appropriated for foster care
39 services to purchase care for Indian children who are in the custody of

1 a federally recognized Indian tribe or tribally licensed child-placing
2 agency pursuant to parental consent, tribal court order, or state
3 juvenile court order; and the purchase of such care shall be subject to
4 the same eligibility standards and rates of support applicable to other
5 children for whom the department purchases care.

6 Notwithstanding any other provision of RCW 13.32A.170 through
7 13.32A.200 and 74.13.032 through 74.13.036, or of this section all
8 services to be provided by the department of social and health services
9 under subsections (4), (6), and (7) of this section, subject to the
10 limitations of these subsections, may be provided by any program
11 offering such services funded pursuant to Titles II and III of the
12 federal juvenile justice and delinquency prevention act of 1974.

13 (12) Within amounts appropriated for this specific purpose, provide
14 preventive services to families with children that prevent or shorten
15 the duration of an out-of-home placement.

16 **Sec. 7.** RCW 74.13.036 and 1996 c 133 s 37 are each amended to read
17 as follows:

18 (1) The department of social and health services shall oversee
19 implementation of chapter 13.34 RCW and chapter 13.32A RCW. The
20 oversight shall be comprised of working with affected parts of the
21 criminal justice and child care systems as well as with local
22 government, legislative, and executive authorities to effectively carry
23 out these chapters. The department shall work with all such entities
24 to ensure that chapters 13.32A and 13.34 RCW are implemented in a
25 uniform manner throughout the state.

26 (2) The department shall develop a plan and procedures, in
27 cooperation with the state-wide advisory committee, to (~~insure~~)
28 ensure the full implementation of the provisions of chapter 13.32A RCW.
29 Such plan and procedures shall include but are not limited to:

30 (a) Procedures defining and delineating the role of the department
31 and juvenile court with regard to the execution of the child in need of
32 services placement process;

33 (b) Procedures for designating department staff responsible for
34 family reconciliation services;

35 (c) Procedures assuring enforcement of contempt proceedings in
36 accordance with RCW 13.32A.170 and 13.32A.250; and

37 (d) Procedures for the continued education of all individuals in
38 the criminal juvenile justice and child care systems who are affected

1 by chapter 13.32A RCW, as well as members of the legislative and
2 executive branches of government.

3 There shall be uniform application of the procedures developed by
4 the department and juvenile court personnel, to the extent practicable.
5 Local and regional differences shall be taken into consideration in the
6 development of procedures required under this subsection.

7 (3) In addition to its other oversight duties, the department
8 shall:

9 (a) Identify and evaluate resource needs in each region of the
10 state;

11 (b) Disseminate information collected as part of the oversight
12 process to affected groups and the general public;

13 (c) Educate affected entities within the juvenile justice and child
14 care systems, local government, and the legislative branch regarding
15 the implementation of chapters 13.32A and 13.34 RCW;

16 (d) Review complaints concerning the services, policies, and
17 procedures of those entities charged with implementing chapters 13.32A
18 and 13.34 RCW; and

19 (e) Report any violations and misunderstandings regarding the
20 implementation of chapters 13.32A and 13.34 RCW.

21 (4) The secretary shall submit a quarterly report to the
22 appropriate local government entities.

23 ~~((5) The department shall provide an annual report to the
24 legislature not later than December 1, indicating the number of times
25 it has declined to accept custody of a child from a law enforcement
26 agency under chapter 13.32A RCW and the number of times it has received
27 a report of a child being released without placement under RCW
28 13.32A.060(1)(c). The report shall include the dates, places, and
29 reasons the department declined to accept custody and the dates and
30 places children are released without placement.))~~

31 **Sec. 8.** RCW 74.14C.070 and 1995 c 311 s 11 are each amended to
32 read as follows:

33 The secretary of social and health services, or the secretary's
34 regional designee, may transfer funds appropriated for foster care
35 services to purchase preservation services and other preventive
36 services for children at imminent risk of out-of-home placement or who
37 face a substantial likelihood of out-of-home placement. This transfer
38 may be made in those regions that lower foster care expenditures

1 through efficient use of preservation services and permanency planning
2 efforts. The transfer shall be equivalent to the amount of reduced
3 foster care expenditures and shall be made in accordance with the
4 provisions of this chapter and with the approval of the office of
5 financial management. ~~((The secretary shall present an annual report
6 to the legislature regarding any transfers under this section. The
7 secretary shall include caseload, expenditure, cost avoidance,
8 identified improvements to the out-of-home care system, and outcome
9 data related to the transfer in the report. The secretary shall also
10 include in the report information regarding: (1) The percent of cases
11 where a child is placed in out-of-home care after the provision of
12 intensive family preservation services or family preservation services;
13 (2) the average length of time before such child is placed out-of-home;
14 (3) the average length of time such child is placed out-of-home; and
15 (4) the number of families that refused the offer of either family
16 preservation services or intensive family preservation services.))~~

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

19 (1) RCW 18.20.230 (Training standards review--Proposed
20 enhancements) and 1999 c 372 s 3 & 1998 c 272 s 2;

21 (2) RCW 35.58.2796 (Public transportation systems--Annual report by
22 department) and 1989 c 396 s 2;

23 (3) RCW 70.128.210 (Training standards review--Delivery system--
24 Issues reviewed--Report to the legislature) and 1998 c 272 s 3;

25 (4) RCW 75.50.030 (Salmon enhancement plan--Enhancement projects)
26 and 1995 1st sp.s. c 2 s 35 & 1985 c 458 s 3;

27 (5) RCW 75.08.410 (Director's determination of salmon production
28 costs) and 1989 c 336 s 2; and

29 (6) RCW 81.100.050 (Survey of tax use) and 1990 c 43 s 16.

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