

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1785

Chapter 204, Laws of 2003

58th Legislature
2003 Regular Session

MENTAL HEALTH COUNSELORS--PRIVILEGED INFORMATION

EFFECTIVE DATE: 7/27/03

Passed by the House March 11, 2003
Yeas 92 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 15, 2003
Yeas 49 Nays 0

BRAD OWEN

President of the Senate

Approved May 9, 2003.

GARY LOCKE

Governor of the State of Washington

CERTIFICATE

I, Cynthia Zehnder, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1785** as passed by the House of Representatives and the Senate on the dates hereon set forth.

CYNTHIA ZEHNDER

Chief Clerk

FILED

May 9, 2003 - 4:20 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1785

Passed Legislature - 2003 Regular Session

State of Washington 58th Legislature 2003 Regular Session

By House Committee on Health Care (originally sponsored by Representatives Cody, Pflug, Skinner, Schual-Berke, Dickerson and Edwards)

READ FIRST TIME 03/04/03.

1 AN ACT Relating to disclosure of client information by mental
2 health counselors, marriage and family therapists, and social workers;
3 and adding a new section to chapter 18.225 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 18.225 RCW
6 to read as follows:

7 A person licensed under this chapter shall not disclose the written
8 acknowledgment of the disclosure statement pursuant to RCW 18.225.100,
9 nor any information acquired from persons consulting the individual in
10 a professional capacity when the information was necessary to enable
11 the individual to render professional services to those persons except:

12 (1) With the written authorization of that person or, in the case
13 of death or disability, the person's personal representative;

14 (2) If the person waives the privilege by bringing charges against
15 the person licensed under this chapter;

16 (3) In response to a subpoena from the secretary. The secretary
17 may subpoena only records related to a complaint or report under RCW
18 18.130.050;

1 (4) As required under chapter 26.44 or 74.34 RCW or RCW 71.05.250;
2 or

3 (5) To any individual if the person licensed under this chapter
4 reasonably believes that disclosure will avoid or minimize an imminent
5 danger to the health or safety of the individual or any other
6 individual; however, there is no obligation on the part of the provider
7 to so disclose.

Passed by the House March 11, 2003.

Passed by the Senate April 15, 2003.

Approved by the Governor May 9, 2003.

Filed in Office of Secretary of State May 9, 2003.