

2SHB 1334 - S COMM AMD

By Committee on Human Services & Corrections

ADOPTED 04/05/2007

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** The legislature finds that in order to
4 allow courts to make well-informed placement decisions for children in
5 the care of the state, the courts must have accurate information,
6 including documentation supporting assertions or recommendations made
7 by social workers, when appropriate.

8 NEW SECTION. **Sec. 2.** A new section is added to chapter 13.34 RCW
9 to read as follows:

10 In any proceeding under this chapter, if the department submits a
11 report to the court in which the department is recommending a
12 particular placement, the department shall include the documents listed
13 in subsections (1) through (4) of this section to the report. The
14 department shall include only these relevant documents and shall not
15 attach the entire history of the subject of the report.

16 (1) If the report contains a recommendation, opinion, or assertion
17 by the department relating to substance abuse treatment, mental health
18 treatment, anger management classes, or domestic violence classes, the
19 department shall attach the document upon which the recommendation,
20 opinion, or assertion was based. The documentation may include the
21 progress report or evaluation submitted by the provider, but may not
22 include the entire history with the provider.

23 (2) If the report contains a recommendation, opinion, or assertion
24 by the department relating to visitation with a child, the department
25 shall attach the document upon which the recommendation, opinion, or
26 assertion was based. The documentation may include the most recent
27 visitation report, a visitation report referencing a specific incident
28 alleged in the report, or summary of the visitation prepared by the

1 person who supervised the visitation. The documentation attached to
2 the report shall not include the entire visitation history.

3 (3) If the report contains a recommendation, opinion, or assertion
4 by the department relating to the psychological status of a person, the
5 department shall attach the document upon which the recommendation,
6 opinion, or assertion was based. The documentation may include the
7 progress report, evaluation, or summary submitted by the provider, but
8 shall not include the entire history of the person.

9 (4) If the report contains a recommendation, opinion, or assertion
10 by the department relating to injuries to a child, the department shall
11 attach a summary of the physician's report relating to the
12 recommendation, opinion, or assertion by the department.

13 (5) If the report contains a recommendation, opinion, or assertion
14 by the department relating to the appropriateness or qualifications of
15 a proposed placement, the department shall attach the document or
16 documents upon which that recommendation, opinion, or assertion is
17 based, including a home study or background check information, if
18 applicable.

19 NEW SECTION. **Sec. 3.** This act shall be known and cited as the
20 Rafael Gomez act.

21 NEW SECTION. **Sec. 4.** If specific funding for the purposes of this
22 act, referencing this act by bill or chapter number, is not provided by
23 June 30, 2007, in the omnibus appropriations act, this act is null and
24 void."

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25 On page 1, line 1 of the title, after "proceedings;" strike the
26 remainder of the title and insert "adding a new section to chapter
27 13.34 RCW; and creating new sections."

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