

E2SHB 1965 - S AMD 439

By Senator Regala

ADOPTED 05/17/2011

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

3
4 "NEW SECTION. **Sec. 1.** The legislature finds that adverse childhood
5 experiences are a powerful common determinant of a child's ability to
6 be successful at school and, as an adult, to be successful at work, to
7 avoid behavioral and chronic physical health conditions, and to build
8 healthy relationships. The purpose of this chapter is to identify the
9 primary causes of adverse childhood experiences in communities and to
10 mobilize broad public and private support to prevent harm to young
11 children and reduce the accumulated harm of adverse experiences
12 throughout childhood. A focused effort is needed to 1) identify and
13 promote the use of innovative strategies based on evidence-based and
14 research-based approaches and practices; and 2) align public and
15 private policies and funding with approaches and strategies which have
16 demonstrated effectiveness.

17 The legislature recognizes that many community public health and
18 safety networks across the state have knowledge and expertise
19 regarding the reduction of adverse childhood experiences and can
20 provide leadership on this initiative in their communities. In
21 addition, a broad range of community coalitions involved with early
22 learning, child abuse prevention, and community mobilization have
23 coalesced in many communities. The adverse childhood experiences
24 initiative should coordinate and assemble the strongest components of
25 these networks and coalitions to effectively respond to the challenge
26 of reducing and preventing adverse childhood experiences while
27

1 providing flexibility for communities to design responses that are
2 appropriate for their community.

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4
5 NEW SECTION. **Sec. 2.** The definitions in this section apply
6 throughout this chapter unless the context clearly requires otherwise.

7 (1) "Adverse Childhood experiences" means the following
8 indicators of severe childhood stressors and family dysfunction
9 that, when experienced in the first eighteen years of life and taken
10 together, are proven by public health research to be powerful
11 determinants of physical, mental, social, and behavioral health
12 across the lifespan: child physical abuse; child sexual abuse; child
13 emotional abuse; child emotional or physical neglect; alcohol or
14 other substance abuse in the home; mental illness, depression or
15 suicidal behaviors in the home; incarceration of a family member;
16 witnessing intimate partner violence; and parental divorce or
17 separation. Adverse childhood experiences have been demonstrated to
18 affect the development of the brain and other major body systems.

19 (2) "Community public health and safety networks" or "networks"
20 means the organizations authorized under RCW 70.190.060.

21 (3) "Department" means the department of social and health
22 services.

23 (4) "Director" means the director of the department of early
24 learning.

25 (5) "Evidence-based" has the same meaning as in RCW 43.215.146.

26 (6) "Research-based" has the same meaning as in RCW 43.215.146.

27 (7) "Secretary" means the secretary of social and health services.

28
29 NEW SECTION. **Sec. 3.** (1) (a) The secretary of the department of
30 social and health services and the director of the department of early
31 learning shall actively participate in the development of a
32 nongovernmental private-public initiative focused on coordinating
33 government and philanthropic organizations' investments in the
34 positive development of children and preventing and mitigating the

1 effects of adverse childhood experiences. The secretary and director
2 shall convene a planning group to work with interested private
3 partners to: (i) develop a process by which the goals identified in
4 section 1 of this chapter shall be met and(ii) develop recommendations
5 for inclusive and diverse governance to advance the adverse childhood
6 experiences initiative.

7 (b) The secretary and director shall select no more than twelve to
8 fifteen persons as members of the planning group. The members selected
9 must represent a diversity of interests including: Early learning
10 coalitions, community public health and safety networks, organizations
11 that work to prevent and address child abuse and neglect, tribes,
12 representatives of public agency agencies involved with interventions
13 in or prevention of adverse childhood experiences, philanthropic
14 organizations, and organizations focused on community mobilization.

15 (c) The secretary and director shall co-chair the planning group
16 meetings and shall convene the first meeting.

17 (2) The planning group shall submit a report on its progress and
18 recommendations to the appropriate legislative committees no later
19 than December 15, 2011.

20 (3) In addition to other powers granted to the secretary, the
21 secretary may:

22 (a) Enter into contracts on behalf of the department to carry out
23 the purposes of this chapter;

24 (b) Provide funding to communities or any governance entity that
25 is created as a result of the partnership; ; and

26 (c) Accept gifts, grants, or other funds for the purposes of this
27 chapter.

28
29 **Sec. 4.** RCW 13.40.462 and 2006 c 304 s 2 are each amended to read
30 as follows:

31 (1) The department of social and health services juvenile
32 rehabilitation administration shall establish a reinvesting in youth
33 program that awards grants to counties for implementing research-based
34 early intervention services that target juvenile justice-involved

1 youth and reduce crime, subject to the availability of amounts
2 appropriated for this specific purpose.

3 (2) Effective July 1, 2007, any county or group of counties may
4 apply for participation in the reinvesting in youth program.

5 (3) Counties that participate in the reinvesting in youth program
6 shall have a portion of their costs of serving youth through the
7 research-based intervention service models paid for with moneys from
8 the reinvesting in youth account established pursuant to RCW
9 13.40.466.

10 (4) The department of social and health services juvenile
11 rehabilitation administration shall review county applications for
12 funding through the reinvesting in youth program and shall select the
13 counties that will be awarded grants with funds appropriated to
14 implement this program. The department, in consultation with the
15 Washington state institute for public policy, shall develop guidelines
16 to determine which counties will be awarded funding in accordance with
17 the reinvesting in youth program. At a minimum, counties must meet
18 the following criteria in order to participate in the reinvesting in
19 youth program:

20 (a) Counties must match state moneys awarded for research-based
21 early intervention services with nonstate resources that are at least
22 proportional to the expected local government share of state and local
23 government cost avoidance that would result from the implementation of
24 such services;

25 (b) Counties must demonstrate that state funds allocated pursuant
26 to this section are used only for the intervention service models
27 authorized pursuant to RCW 13.40.464;

28 (c) Counties must participate fully in the state quality assurance
29 program established in RCW 13.40.468 to ensure fidelity of program
30 implementation. If no state quality assurance program is in effect
31 for a particular selected research-based service, the county must
32 submit a quality assurance plan for state approval with its grant
33 application. Failure to demonstrate continuing compliance with
34

1 quality assurance plans shall be grounds for termination of state
2 funding; and

3 (d) Counties that submit joint applications must submit for
4 approval by the department of social and health services juvenile
5 rehabilitation administration multicounty plans for efficient program
6 delivery.

7 ~~((5) The department of social and health services juvenile
8 rehabilitation administration shall convene a technical advisory
9 committee comprised of representatives from the house of
10 representatives, the senate, the governor's office of financial
11 management, the department of social and health services juvenile
12 rehabilitation administration, the family policy council, the juvenile
13 court administrator's association, and the Washington association of
14 counties to assist in the implementation of chapter 304, Laws of
15 2006.))~~

16
17 **Sec. 5.** RCW 43.121.100 and 2011 c 171 s 9 are each amended to
18 read as follows:

19 ~~((The council may accept))~~ Contributions, grants, or gifts in cash
20 or otherwise, including funds generated by the sale of "heirloom"
21 birth certificates under chapter 70.58 RCW from persons, associations,
22 or corporations and funds generated through the issuance of the "Keep
23 Kids Safe" license plate under chapter 46.18 RCW~~((. All moneys~~
24 ~~received by the council or any employee thereof from contributions,~~
25 ~~grants, or gifts and not through appropriation by the legislature)),~~
26 shall be deposited in a depository approved by the state treasurer to
27 be known as the children's trust fund. Disbursements of such funds
28 shall be authorized by the ~~((council or a duly authorized~~
29 ~~representative thereof and only for the purposes stated in RCW~~
30 ~~43.121.050))~~ director of the department of early learning beginning
31 July 1, 2012. In order to maintain an effective expenditure and
32 revenue control, such funds shall be subject in all respects to
33 chapter 43.88 RCW, but no appropriation shall be required to permit
34 expenditure of such funds.

1 **Sec. 6.** RCW 43.215.146 and 2007 c 466 s 2 are each amended to
2 read as follows:

3 The definitions in this section apply throughout this section and
4 RCW ~~((43.121.170 through))~~ 43.215.145, 43.215.147, and 43.121.185
5 unless the context clearly requires otherwise.

6 (1) "Evidence-based" means a program or practice that has had
7 multiple site random controlled trials across heterogeneous
8 populations demonstrating that the program or practice is effective
9 for the population.

10 (2) "Home visitation" means providing services in the permanent or
11 temporary residence, or in other familiar surroundings, of the family
12 receiving such services.

13 (3) "Research-based" means a program or practice that has some
14 research demonstrating effectiveness, but that does not yet meet the
15 standard of evidence-based practices.

16
17 **Sec. 7.** RCW 43.215.147 and 2008 c 152 s 6 are each amended to
18 read as follows:

19 (1) Within available funds, the ~~((council for children and~~
20 ~~families))~~ department shall fund evidence-based and research-based
21 home visitation programs for improving parenting skills and outcomes
22 for children. Home visitation programs must be voluntary and must
23 address the needs of families to alleviate the effect on child
24 development of factors such as poverty, single parenthood, parental
25 unemployment or underemployment, parental disability, or parental lack
26 of high school diploma, which research shows are risk factors for
27 child abuse and neglect and poor educational outcomes. In order to
28 maximize opportunities to obtain matching funds from private entities,
29 general funds intended to support home visiting funding shall be
30 appropriated to the home visiting services account established in RCW
31 43.215.130.

32 (2) The ~~((council for children and families shall develop a plan))~~
33 department shall work with the department of social and health
34 services, the department of health~~((, the department of early~~

1 ~~learning, and the family policy council~~)), the private-public
2 partnership created in RCW 43.215.070, and key partners and
3 stakeholders to develop a plan to coordinate or consolidate home
4 visitation services for children and families ((and report to the
5 ~~appropriate committees of the legislature by December 1, 2007, with~~
6 ~~their recommendations for implementation of the plan))~~ to the extent
7 practicable.

8
9 **Sec. 8.** RCW 43.70.555 and 1998 c 245 s 77 are each amended to
10 read as follows:

11 The department(~~(, in consultation with the family policy council~~
12 ~~created in chapter 70.190 RCW,)) shall establish, by rule, standards~~
13 for local health departments and networks to use in assessment,
14 performance measurement, policy development, and assurance regarding
15 social development to prevent health problems caused by risk factors
16 empirically linked to: Violent criminal acts by juveniles, teen
17 substance abuse, teen pregnancy and male parentage, teen suicide
18 attempts, dropping out of school, child abuse or neglect, and domestic
19 violence. The standards shall be based on the standards set forth in
20 the public health services improvement plan as required by RCW
21 43.70.550.

22
23 NEW SECTION. **Sec. 9.** (1) Beginning July 1, 2011, the council for
24 children and families and the department of early learning shall
25 develop a plan for transitioning the work of the council for children
26 and families, including public awareness campaigns, to the department
27 of early learning. The council for children and families and the
28 department of early learning shall participate in the development of
29 the private-public initiative in order to streamline efforts around
30 the prevention of child abuse and neglect and avoid duplication of
31 effort.

32 (2) The executive director of the council for children and
33 families and the director of the department of early learning shall
34 consult with the planning group convened in section 3 of this act to

1 develop strategies to maximize Washington's leverage and match of
2 federal child abuse and neglect prevention moneys.

3 (3) No later than January 1, 2012, the council for children and
4 families and the department of early learning shall report to the
5 appropriate committees of the legislature on its transition plan.

6
7 **Sec. 10.** RCW 74.14A.060 and 2000 c 219 s 2 are each amended to
8 read as follows:

9 Within available funds, the secretary of the department of social
10 and health services shall ~~((charge appropriated funds to))~~ support
11 blended funding projects for youth ~~((subject to any current or future
12 waiver the department receives to the requirements of IV E funding))~~.
13 To be eligible for blended funding a child must be eligible for
14 services designed to address a behavioral, mental, emotional, or
15 substance abuse issue from the department of social and health
16 services and require services from more than one categorical service
17 delivery system. Before any blended funding project is established by
18 the secretary, any entity or person proposing the project shall seek
19 input from the public health and safety network or networks
20 established in the catchment area of the project. The network or
21 networks shall submit recommendations on the blended funding project
22 to the ~~((family policy council))~~ private-public initiative described
23 in section 3 of this act. The ~~((family policy council))~~ private-
24 public initiative shall advise the secretary whether to approve the
25 proposed blended funding project. The network shall review the
26 proposed blended funding project pursuant to its authority to examine
27 the decategorization of program funds under RCW 70.190.110, within the
28 current appropriation level. The department shall document the number
29 of children who participate in blended funding projects, the total
30 blended funding amounts per child, the amount charged to each
31 appropriation by program, and services provided to each child through
32 each blended funding project and report this information to the
33 appropriate committees of the legislature by December 1st of each
34 year, beginning in December 1, 2000.

1 **Sec. 11.** RCW 70.190.040 and 1993 c 336 s 901 are each amended to
2 read as follows:

3 (1) The legislature finds that helping children to arrive at
4 school ready to learn is an important part of improving student
5 learning.

6 (2) To the extent funds are appropriated, the (~~family policy~~
7 ~~council~~) superintendent of public instruction shall award grants to
8 community-based consortiums that submit comprehensive plans that
9 include strategies to improve readiness to learn.

10

11 NEW SECTION. **Sec. 12.** The following acts or parts of acts, as
12 now existing or hereafter amended, are each repealed, effective June
13 30, 2012:

14 (1) RCW 43.121.010 (Legislative declaration, intent) and 1982 c 4
15 s 1;

16 (2) RCW 43.121.015 (Definitions) and 2008 c 152 s 8, 1988 c 278 s
17 4, & 1987 c 351 s 2;

18 (3) RCW 43.121.020 (Council established--Members, chairperson--
19 Appointment, qualifications, terms, vacancies) and 2008 c 152 s 7,
20 2007 c 144 s 1, 1996 c 10 s 1, 1994 c 48 s 1, 1989 c 304 s 4, 1987 c
21 351 s 3, 1984 c 261 s 1, & 1982 c 4 s 2;

22 (4) RCW 43.121.030 (Compensation and travel expenses of members)
23 and 1984 c 287 s 87 & 1982 c 4 s 3;

24 (5) RCW 43.121.040 (Executive director, salary--Staff) and 1982 c
25 4 s 4;

26 (6) RCW 43.121.050 (Council powers and duties--Generally--Rules)
27 and 1988 c 278 s 5, 1987 c 351 s 4, & 1982 c 4 s 5;

28 (7) RCW 43.121.060 (Contracts for services--Scope of programs--
29 Funding) and 1982 c 4 s 6;

30 (8) RCW 43.121.070 (Contracts for services--Factors in awarding)
31 and 1982 c 4 s 7;

32 (9) RCW 43.121.080 (Contracts for services--Partial funding by
33 administering organization, what constitutes) and 1982 c 4 s 8;

34

1 (10) RCW 43.121.110 (Parenting skills--Legislative findings) and
2 1988 c 278 s 1;

3 (11) RCW 43.121.120 (Community-based early parenting skills
4 programs--Funding) and 1988 c 278 s 2;

5 (12) RCW 43.121.130 (Decreased state funding of parenting skills
6 programs--Evaluation) and 1998 c 245 s 48 & 1988 c 278 s 3;

7 (13) RCW 43.121.140 (Shaken baby syndrome--Outreach campaign) and
8 1993 c 107 s 2;

9 (14) RCW 43.121.150 (Juvenile crime--Legislative findings) and
10 1997 c 338 s 56;

11 (15) RCW 43.121.160 (Postpartum depression--Public information and
12 communication outreach campaign) and 2005 c 347 s 2;

13 (16) RCW 43.121.185 (Children's trust of Washington renamed) and
14 2008 c 152 s 5 & 2007 c 466 s 4; and

15 (17) RCW 43.121.910 (Severability--1982 c 4) and 1982 c 4 s 15.
16

17 NEW SECTION. **Sec. 13.** The following acts or parts of acts, as
18 now existing or hereafter amended, are each repealed, effective June
19 30, 2012:

20 (1) RCW 70.190.005 (Purpose) and 1994 sp.s. c 7 s 301 & 1992 c 198
21 s 1;

22 (2) RCW 70.190.010 (Definitions) and 2009 c 565 s 52, 2009 c 479 s
23 58, 1996 c 132 s 2, 1995 c 399 s 200, & 1992 c 198 s 3;

24 (3) RCW 70.190.020 (Consolidate efforts of existing entities) and
25 1994 sp.s. c 7 s 315 & 1992 c 198 s 4;

26 (4) RCW 70.190.100 (Duties of council) and 2009 c 479 s 59, 1998 c
27 245 s 123, & 1994 sp.s. c 7 s 307;

28 (5) RCW 70.190.110 (Program review) and 1998 c 245 s 124 & 1994
29 sp.s. c 7 s 308;

30 (6) RCW 70.190.120 (Interagency agreement) and 1994 sp.s. c 7 s
31 309;

32 (7) RCW 70.190.130 (Comprehensive plan--Approval process--Network
33 expenditures--Penalty for noncompliance with chapter) and 1998 c 314 s
34 13, 1996 c 132 s 8, & 1994 sp.s. c 7 s 310;

1 (8) RCW 70.190.150 (Federal restrictions on funds transfers,
2 waivers) and 1994 sp.s. c 7 s 312; and

3 (9) RCW 70.190.920 (Effective date--1992 c 198) and 1992 c 198 s
4 21.

5
6 NEW SECTION. **Sec. 14.** RCW 74.14C.050 (Implementation and
7 evaluation plan) and 1995 c 311 s 9 & 1992 c 214 s 6 are each
8 repealed.

9
10 NEW SECTION. **Sec. 15.** RCW 70.190.040 is recodified as a section
11 in chapter 28A.300 RCW.

12
13 NEW SECTION. **Sec. 16.** Sections 1 through 3 of this act
14 constitute a new chapter in Title 70 RCW."

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ADOPTED 05/17/2011

17 Correct the title.

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