

HOUSE BILL REPORT

HB 2892

As Passed Legislature

Title: An act relating to the mental health field response teams program.

Brief Description: Establishing the mental health field response teams program.

Sponsors: Representatives Lovick, Hayes, Goodman, Klippert, Tarleton, Slatter, McDonald, Frame and Kloba.

Brief History:

Committee Activity:

Public Safety: 1/30/18, 2/1/18 [DP];

Appropriations: 2/5/18, 2/6/18 [DP].

Floor Activity:

Passed House: 2/8/18, 98-0.

Senate Amended.

Passed Senate: 3/2/18, 48-0.

House Concurred.

Passed House: 3/5/18, 97-0.

Passed Legislature.

Brief Summary of Bill

- Creates the mental health field response grant program.

HOUSE COMMITTEE ON PUBLIC SAFETY

Majority Report: Do pass. Signed by 9 members: Representatives Goodman, Chair; Pellicciotti, Vice Chair; Klippert, Ranking Minority Member; Appleton, Chapman, Griffey, Holy, Orwall and Pettigrew.

Staff: Kelly Leonard (786-7147).

HOUSE COMMITTEE ON APPROPRIATIONS

Majority Report: Do pass. Signed by 32 members: Representatives Ormsby, Chair; Robinson, Vice Chair; Chandler, Ranking Minority Member; MacEwen, Assistant Ranking

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Minority Member; Stokesbary, Assistant Ranking Minority Member; Bergquist, Buys, Calder, Cody, Condotta, Fitzgibbon, Graves, Haler, Hansen, Harris, Hudgins, Jinkins, Kagi, Lytton, Manweller, Pettigrew, Pollet, Sawyer, Schmick, Senn, Stanford, Sullivan, Taylor, Tharinger, Vick, Volz and Wilcox.

Staff: Rachele Harris (786-7137).

Background:

Washington Association of Sheriffs and Police Chiefs. The Washington Association of Sheriffs and Police Chiefs (WASPC) is an independent organization consisting of sheriffs, police chiefs, the Washington State Patrol, and the Department of Corrections. The 1975 Legislature made the WASPC a statutory entity by designating the association as a "combination of units of local government," and it currently receives state funding to manage certain programs. This includes, for example, the Jail Booking and Reporting System.

Behavioral Health Organizations. A behavioral health organization refers to a county, group of counties, or nonprofit organization under contract with the Department of Social and Health Services (DSHS) to provide a comprehensive network of behavioral health services in a regional service area. Behavioral health organizations contract with local providers to provide an array of mental health services, monitor the activities of local providers, and oversee the distribution of funds under the state managed care plan.

Summary of Bill:

Subject to an appropriation, the WASPC must develop and implement a mental health field response grant program (program). The purpose of the program is to assist local law enforcement agencies to establish and expand mental health field response capabilities, by utilizing mental health professionals to professionally, humanely, and safely respond to encounters involving persons with mental health issues.

Grants are awarded to local law enforcement agencies based on locally developed proposals to incorporate mental health professionals into the agencies' mental health field response. Grant proposals must include a plan for diversion from incarceration. Two or more agencies may submit a joint grant proposal. Grant applications are reviewed by peer review panels appointed by the WASPC in consultation with behavioral health organizations and fully integrated managed care organizations. The WASPC may prioritize grants for agencies with matching local funds. To the extent possible, at least one grant recipient agency should be from Eastern Washington and one from Western Washington. Grant recipients must be selected and receiving funds by October 1, 2018.

Grant recipients must include at least one mental health professional who will perform services. Mental health professionals may assist patrol officers in the field or in an on-call capacity, provide training on best practices, or provide other services. Grant recipients are encouraged to coordinate with local public safety answering points to maximize the goals of the program.

Within existing resources, the WASPC must consult with the DSHS Behavioral Health Administration and the managed care system to develop requirements for participating mental health professionals. Grant recipients must provide training necessary for mental health professionals to operate successfully and competently in partnership with law enforcement agencies. The WASPC must also coordinate with public safety answering points, behavioral health organizations, and the DSHS to develop and incorporate telephone triage criteria and dispatch protocols to assist with mental health, law enforcement, and emergency medical responses involving mental health situations.

Within existing resources, the WASPC must consult with the DSHS Data and Analysis Unit to establish data collection and reporting guidelines for grant recipients. Data must be used to evaluate whether the use of mental health field response improves outcomes of interactions with persons experiencing behavioral health crises.

The WASPC must submit an annual report to the Governor and appropriate committees of the Legislature on the program.

Appropriation: None.

Fiscal Note: Available.

Effective Date: The bill takes effect 90 days after adjournment of the session in which the bill is passed.

Staff Summary of Public Testimony (Public Safety):

(In support) Our criminal justice system is a good system, but it can sometimes be an ineffective and expensive method of addressing mental health crises. Mental health is the number one public safety issue facing Washington. People experiencing mental health crises are not necessarily committing crimes, but communities continue to rely on law enforcement to respond to those crises.

This bill focuses on sending help where help is needed. Mental health professionals will be working in the field alongside law enforcement. This improves the interactions between the public and law enforcement, thereby reducing the possibility of using force, and also improves public safety overall. Instead of booking someone into jail, he or she may be connected with services or diverted to a more appropriate facility.

Many law enforcement agencies are developing innovative solutions to the larger demand for mental health services in the field. This bill will assist agencies with this effort, and further expand partnerships between law enforcement and mental health professionals.

The bill has flexibility for law enforcement agencies to use different models, including using a co-responder model or an on-call model. It also allows multiple agencies to submit a joint proposal, which is significant for small and rural agencies.

It is important to continue to include the 9-1-1 system and dispatchers in the conversation on expanding the availability of mental health professionals. The population in need of services

in the field are often heavy users of the 9-1-1 system. The bill will help redirect resources to better serve these populations, while also collecting data on what works.

(Opposed) None.

Staff Summary of Public Testimony (Appropriations):

(In support) This is the number one legislative priority for sheriffs and police chiefs. Mental health is a top public safety issue. Having a mental health or chemical dependency crisis is not illegal and it should not be treated as such. Our system today continues to only send a police officer when someone is having a mental health crisis, which is inappropriate. Some jurisdictions in the state are using existing local funding to create various versions of the program in this bill, and expanding those opportunities to other jurisdictions would be a good idea. Cities are beginning to respond to issues of mental health in new ways. There are a variety of models being tried in various communities.

(Opposed) None.

Persons Testifying (Public Safety): Representative Lovick, prime sponsor; James McMahan, Washington Association of Sheriffs and Police Chiefs; Logan Bahr, Association of Washington Cities; and Keith Flewelling and Karl Hatton, Association of Public Safety Communications-National Emergency Number Association.

Persons Testifying (Appropriations): James McMahan, Washington Association of Sheriffs and Police Chiefs; Carl Schroeder, Association of Washington Cities; and Doug Levy, Cities of Everett, Kent, Redmond, Renton, Puyallup, and Issaquah.

Persons Signed In To Testify But Not Testifying (Public Safety): None.

Persons Signed In To Testify But Not Testifying (Appropriations): None.