
HOUSE BILL 1162

State of Washington 65th Legislature 2017 Regular Session

By Representatives Kilduff, Muri, Rodne, Jenkins, Orwall, and McDonald

Read first time 01/12/17. Referred to Committee on Judiciary.

1 AN ACT Relating to requirements for providing notice regarding
2 court review of initial detention decisions under the involuntary
3 treatment act; amending RCW 71.05.203 and 71.05.203; providing an
4 effective date; and providing an expiration date.

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

6 **Sec. 1.** RCW 71.05.203 and 2015 c 258 s 3 are each amended to
7 read as follows:

8 (1) The department and each regional support network or agency
9 employing designated mental health professionals shall publish
10 information in an easily accessible format describing the process for
11 an immediate family member, guardian, or conservator to petition for
12 court review of a detention decision under RCW 71.05.201.

13 (2) A designated mental health professional or designated mental
14 health professional agency that receives a request for investigation
15 for possible detention under this chapter must inquire whether the
16 request comes from an immediate family member, guardian, or
17 conservator who would be eligible to petition under RCW 71.05.201. If
18 the designated mental health professional decides not to detain the
19 person for evaluation and treatment under RCW 71.05.150 or 71.05.153
20 or forty-eight hours have elapsed since the request for investigation
21 was received and the designated mental health professional has not

1 taken action to have the person detained, the designated mental
2 health professional or designated mental health professional agency
3 must (~~inform~~) provide the immediate family member, guardian, or
4 conservator who made the request for investigation with written
5 information about the process to petition for court review under RCW
6 71.05.201 and document the date on which the written information was
7 provided to the immediate family member, guardian, or conservator.

8 **Sec. 2.** RCW 71.05.203 and 2016 sp.s. c 29 s 223 are each amended
9 to read as follows:

10 (1) The department and each behavioral health organization or
11 agency employing designated crisis responders shall publish
12 information in an easily accessible format describing the process for
13 an immediate family member, guardian, or conservator to petition for
14 court review of a detention decision under RCW 71.05.201.

15 (2) A designated crisis responder or designated crisis responder
16 agency that receives a request for investigation for possible
17 detention under this chapter must inquire whether the request comes
18 from an immediate family member, guardian, or conservator who would
19 be eligible to petition under RCW 71.05.201. If the designated crisis
20 responder decides not to detain the person for evaluation and
21 treatment under RCW 71.05.150 or 71.05.153 or forty-eight hours have
22 elapsed since the request for investigation was received and the
23 designated crisis responder has not taken action to have the person
24 detained, the designated crisis responder or designated crisis
25 responder agency must (~~inform~~) provide the immediate family member,
26 guardian, or conservator who made the request for investigation with
27 written information about the process to petition for court review
28 under RCW 71.05.201 and document the date on which the written
29 information was provided to the immediate family member, guardian, or
30 conservator.

31 NEW SECTION. **Sec. 3.** Section 1 of this act expires April 1,
32 2018.

33 NEW SECTION. **Sec. 4.** Section 2 of this act takes effect April
34 1, 2018.

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