
HOUSE BILL 2800

State of Washington

65th Legislature

2018 Regular Session

By Representative Kagi

Read first time 01/16/18. Referred to Committee on Appropriations.

1 AN ACT Relating to behavioral rehabilitation services; amending
2 RCW 43.88C.010; adding a new section to chapter 43.88 RCW; creating
3 new sections; and providing an expiration date.

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

5 NEW SECTION. **Sec. 1.** The legislature finds that dependent
6 children with high acuity behavioral and mental health needs require
7 robust and consistent behavioral rehabilitation services in order to
8 address their needs and ensure stable, permanent outcomes. The
9 legislature also finds that a reliable network of providers is
10 critical to ensuring our highest needs children receive prompt and
11 appropriate services. Therefore, it is the intent of the legislature
12 that behavioral rehabilitation services rates are established that
13 are sufficient to assure there is enough provider capacity to serve
14 the highest needs children.

15 NEW SECTION. **Sec. 2.** (1) The children and families services
16 program, of the department of social and health services through June
17 30, 2018, and of the department of children, youth, and families
18 effective July 1, 2018, shall facilitate a stakeholder work group in
19 a collaborative effort to design a behavioral rehabilitation services
20 rate payment methodology that is based on actual provider costs of

1 care. The work group may consider the findings of a contracted rate
2 analysis in designing the methodology. By November 30, 2018, and in
3 compliance with RCW 43.01.036, the department of children, youth, and
4 families must submit a report with the final work group findings to
5 the appropriate legislative committees.

6 (2) This section expires December 31, 2018.

7 **Sec. 3.** RCW 43.88C.010 and 2015 c 128 s 2 are each amended to
8 read as follows:

9 (1) The caseload forecast council is hereby created. The council
10 shall consist of two individuals appointed by the governor and four
11 individuals, one of whom is appointed by the chairperson of each of
12 the two largest political caucuses in the senate and house of
13 representatives. The chair of the council shall be selected from
14 among the four caucus appointees. The council may select such other
15 officers as the members deem necessary.

16 (2) The council shall employ a caseload forecast supervisor to
17 supervise the preparation of all caseload forecasts. As used in this
18 chapter, "supervisor" means the caseload forecast supervisor.

19 (3) Approval by an affirmative vote of at least five members of
20 the council is required for any decisions regarding employment of the
21 supervisor. Employment of the supervisor shall terminate after each
22 term of three years. At the end of the first year of each three-year
23 term the council shall consider extension of the supervisor's term by
24 one year. The council may fix the compensation of the supervisor. The
25 supervisor shall employ staff sufficient to accomplish the purposes
26 of this section.

27 (4) The caseload forecast council shall oversee the preparation
28 of and approve, by an affirmative vote of at least four members, the
29 official state caseload forecasts prepared under RCW 43.88C.020. If
30 the council is unable to approve a forecast before a date required in
31 RCW 43.88C.020, the supervisor shall submit the forecast without
32 approval and the forecast shall have the same effect as if approved
33 by the council.

34 (5) A councilmember who does not cast an affirmative vote for
35 approval of the official caseload forecast may request, and the
36 supervisor shall provide, an alternative forecast based on
37 assumptions specified by the member.

38 (6) Members of the caseload forecast council shall serve without
39 additional compensation but shall be reimbursed for travel expenses

1 in accordance with RCW 44.04.120 while attending sessions of the
2 council or on official business authorized by the council.
3 Nonlegislative members of the council shall be reimbursed for travel
4 expenses in accordance with RCW 43.03.050 and 43.03.060.

5 (7) "Caseload," as used in this chapter, means:

6 (a) The number of persons expected to meet entitlement
7 requirements and require the services of public assistance programs,
8 state correctional institutions, state correctional noninstitutional
9 supervision, state institutions for juvenile offenders, the common
10 school system, long-term care, medical assistance, foster care, and
11 adoption support;

12 (b) The number of students who are eligible for the Washington
13 college bound scholarship program and are expected to attend an
14 institution of higher education as defined in RCW 28B.92.030;

15 (c) The number of children who are eligible, as defined in RCW
16 (~~43.215.405~~) 43.216.505, to participate in, and the number of
17 children actually served by, the early childhood education and
18 assistance program.

19 (8) The caseload forecast council shall forecast the temporary
20 assistance for needy families and the working connections child care
21 programs as a courtesy.

22 (9) The caseload forecast council shall forecast youth
23 participating in the extended foster care program pursuant to RCW
24 74.13.031 separately from other children who are residing in foster
25 care and who are under eighteen years of age.

26 (10) The caseload forecast council shall forecast the number of
27 youth expected to receive behavioral rehabilitation services while
28 involved in the foster care system.

29 (11) Unless the context clearly requires otherwise, the
30 definitions provided in RCW 43.88.020 apply to this chapter.

31 NEW SECTION. Sec. 4. A new section is added to chapter 43.88
32 RCW to read as follows:

33 For the purposes of this chapter, expenditures for behavioral
34 rehabilitation services placements must be forecasted and budgeted as
35 maintenance level costs.

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