

**SSB 5588** - H AMD TO APP COMM AMD (H-3442.1/24) **1180**

By Representative Davis

**ADOPTED 03/01/2024**

1 On page 5, beginning on line 4 of the striking amendment, after  
2 "a" strike "term of total or partial confinement within the" and  
3 insert "~~((term of total or partial confinement within the))~~"

4  
5 On page 5, line 5 of the striking amendment, after "standard"  
6 strike "sentence range" and insert "~~((sentence))~~ range sentence"

7  
8 On page 5, line 9 of the striking amendment, after "while"  
9 insert "in compliance and"

10  
11 On page 5, beginning on line 13 of the striking amendment, after  
12 "(13)" strike all material through "alternative" on line 26 and  
13 insert "The health care authority shall reimburse for the following  
14 services provided for individuals participating in the sentencing  
15 alternative:

16 (a) In-custody mental health assessments;  
17 (b) In-custody preliminary treatment plan development; and  
18 (c) Ongoing monitoring of the defendant's adherence to the  
19 defendant's treatment plan and the requirements of the sentencing  
20 alternative, including reporting to the court and the department"

21  
22 On page 5, beginning on line 28 of the striking amendment,  
23 strike all of subsection (a)

24  
25 Reletter the remaining subsections consecutively and correct any  
26 internal references accordingly.

EFFECT:

- Provides that, at a termination hearing, the court may revoke the Mental Health Sentencing Alternative and impose a standard range sentence, rather than a term of total or partial confinement within the standard sentence range.
- Provides that, if the sentencing alternative is revoked, the defendant must receive credit against any term of total confinement for time served while in compliance and actively supervised in the community, rather than while actively supervised in the community.
- Removes the requirement for the Health Care Authority (HCA) to contract with a behavioral health agency, or an organization whose membership includes behavioral health agencies, to reimburse behavioral health providers, in an amount not to exceed \$1,000 per individual participating in the sentencing alternative, for the following services: in-custody mental health assessments, treatment plan development, monitoring the defendant's adherence to the treatment plan and the sentencing alternative, and reporting to the court and the Department of Corrections; instead requires the HCA to reimburse directly for those services, without the reimbursement limit of \$1,000 per individual.
- Removes a definition of "behavioral health provider."

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