

SENATE BILL REPORT

SHB 2287

As Reported by Senate Committee On:
Human Services, Mental Health & Housing, February 25, 2016
Ways & Means, February 29, 2016

Title: An act relating to providing notice to first responders that a person with a disability may be present at the scene of an emergency.

Brief Description: Providing notice to first responders that a person with a disability may be present at the scene of an emergency.

Sponsors: House Committee on Judiciary (originally sponsored by Representatives McCabe, Appleton, Johnson, Wylie, Dye, Walsh, Dent, Wilson, Kagi, Caldier, Haler, Kochmar and Senn).

Brief History: Passed House: 2/15/16, 96-1.

Committee Activity: Human Services, Mental Health & Housing: 2/22/16, 2/25/16 [DP-WM].

Ways & Means: 2/29/16, 2/29/16 [DPA, w/oRec].

SENATE COMMITTEE ON HUMAN SERVICES, MENTAL HEALTH & HOUSING

Majority Report: Do pass and be referred to Committee on Ways & Means.

Signed by Senators O'Ban, Chair; Miloscia, Vice Chair; Darneille, Ranking Minority Member; Hargrove and Padden.

Staff: Kevin Black (786-7747)

SENATE COMMITTEE ON WAYS & MEANS

Majority Report: Do pass as amended.

Signed by Senators Braun, Vice Chair; Dammeier, Vice Chair; Honeyford, Vice Chair, Capital Budget Chair; Hargrove, Ranking Member; Keiser, Assistant Ranking Member on the Capital Budget; Ranker, Ranking Minority Member, Operating; Bailey, Becker, Billig, Brown, Conway, Darneille, Hewitt, Nelson, Padden, Parlette, Pedersen, Rolfes and Schoesler.

Minority Report: That it be referred without recommendation.

Signed by Senator Hasegawa.

This analysis was prepared by non-partisan legislative staff for the use of legislative members in their deliberations. This analysis is not a part of the legislation nor does it constitute a statement of legislative intent.

Staff: Julie Murray (786-7711)

Background: The phone number 911 is the national emergency phone number in the United States. The enhanced 911 system (E911) is the result of a 1991 voter referendum directing enhanced 911 emergency communications systems to be available statewide. The office coordinating the E911 is located within the Emergency Management Division of the Washington Military Department.

The Department of Health (DOH) is tasked with setting minimum standards and establishing training for numerous health care professionals and services, including first responders and emergency medical technicians. The Secretary of the DOH (Secretary) must prescribe procedures for certification and decertification, requirements for training curriculum, and standards for ongoing training and evaluation. The Secretary must also set minimum requirements for liability insurance to be carried by licensed services excluding public bodies.

The Adjutant General, commander of all Washington Army and Air National Guard forces, is the Director of the Military Department. The E911 Advisory Committee, established in 2010, assists the state E911 coordinator in facilitating the operation of E911. Its members are appointed by the Adjutant General and include individuals from the Washington State Association of Fire Chiefs, Washington Association of Sheriffs and Police Chiefs (WASPC), and the Washington State Patrol (WSP), among others.

Summary of Bill (Recommended Amendments): Subject to amounts appropriated for this specific purpose, DOH must review existing local training programs and design a statewide training program for first responders and 911 personnel to familiarize them with best techniques for confronting persons with disabilities in an emergency situation. DOH must collaborate with the Department of Social and Health Services (DSHS), the WSP, the WASPC, and the Superintendent of Public Instruction. The purpose of the program is to maximize the safety and minimize the likelihood of injury to persons with disabilities and others who are present at the scene of an emergency. Program components must include:

- a checklist of disabilities and their symptoms;
- things to do and not do relevant to a particular disability.

A person with a disability means a person diagnosed with a physical, mental, emotional, behavioral, developmental, or sensory disability. DOH must make the program available to all first responder agencies in the state.

Subject to amounts appropriated for this specific purpose, the Director of the State Military Department, through the E911 coordinator, must collaborate with DOH, DSHS, WSP, WASPC, a representative of a first responder organization with experience in addressing the needs of a person with a disability, and others at the Director's discretion to assess the capacity to incorporate information about a person with a disability who may be associated with an emergency into the E911 service. Information must include:

- emergency contact information for others who may have information about the person with a disability, including siblings, grandparents, friends, or neighbors;
- information about alternative residences and vehicles for the person;

- detailed information regarding the disability including a picture an physical description, and
- the name, address, and phone number of the diagnosing physician.

The Director's assessment must include recommendations on how to acquire the information, safeguard privacy, allow for periodic updates to keep the information current, and provide liability protection to first responder agencies and their employees for acts and omissions related to this information.

This act must be known as the Travis Alert Act.

EFFECT OF CHANGES MADE BY WAYS & MEANS COMMITTEE (Recommended Amendments): The first responder training program and the assessment of other changes needed to assist persons with disabilities at an emergency scene are made subject to amounts appropriated for those specific purposes. A review of local training programs is added. A representative of a first responder organization with experience in addressing the needs of a person with a disability is added to assessment work group.

Appropriation: None.

Fiscal Note: Available.

Committee/Commission/Task Force Created: No.

Effective Date: Ninety days after adjournment of session in which bill is passed.

Staff Summary of Public Testimony on Substitute Bill (Human Services, Mental Health & Housing): PRO: My constituents' biggest fear is that an emergency will happen and first responders won't know how to care for her autistic son. This can head-off problems. We made this a special needs bill, not just autism, because we received so many calls from people concerned about their needs. We need both the alert and the training. The alert would help EMTs prepare for calls and prepare with the right information. Sometimes I wander away from my family. Sometimes I get into trouble and need help. Will you please help me? It makes me nervous to have a brother and to not always know if I can help him. Kids who have to take care of their siblings and parents and grandparents will have a load taken off their shoulders. The Travis Alert would help firefighters do our jobs. The training helps us give the best care we can to those in need. Law enforcement training doesn't have training to help interact with persons with disabilities.

Persons Testifying on Substitute Bill (Human Services, Mental Health & Housing): PRO: Representative McCabe, Prime Sponsor; Threasa King, mother; Travis King; Bryan Bauer, fire fighter; Darren King, EMT; Dakoda Bauer, supporter; Tyler King, brother; Diana Stadden, ARC of WA State.

Persons Signed In To Testify But Not Testifying on Substitute Bill: No one.

Staff Summary of Public Testimony on Substitute Bill (Ways & Means): PRO: This bill will help first responders work with persons with special needs. We really need money for

training our first responders. I am worth it. My life is worthwhile. One day I will be a working part of our community in Washington. I worked on a law enforcement training bill that the Legislature passed in 2003 and from that the work groups were able to obtain grants from the Department of Homeland Security for the training cost. We hope this small amount of money will get us going for more training for first responders.

Persons Testifying on Substitute Bill (Ways & Means): PRO: Representative Gina McCabe, 14th Legislative District, Prime Sponsor; Threasa King, Parent; Travis King, Child with Autism; Diana Stadden, The Arc of WA.

Persons Signed In To Testify But Not Testifying on Substitute Bill: No one.