

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1599

64th Legislature
2015 Regular Session

Passed by the House April 23, 2015
Yeas 96 Nays 2

Speaker of the House of Representatives

Passed by the Senate April 8, 2015
Yeas 49 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1599** as passed by House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

HOUSE BILL 1599

AS AMENDED BY THE SENATE

Passed Legislature - 2015 Regular Session

State of Washington 64th Legislature 2015 Regular Session

By Representatives Rodne, Jinkins, and Wylie; by request of
Department of Social and Health Services

Read first time 01/23/15. Referred to Committee on Judiciary.

1 AN ACT Relating to secure facilities for the criminally insane;
2 and amending RCW 10.77.091.

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

4 **Sec. 1.** RCW 10.77.091 and 2010 c 263 s 2 are each amended to
5 read as follows:

6 (1) If the secretary determines in writing that a person
7 committed to the custody of the secretary for treatment as criminally
8 insane presents an unreasonable safety risk which, based on behavior,
9 clinical history, and facility security is not manageable in a state
10 hospital setting, and the secretary has given consideration to
11 reasonable alternatives that would be effective to manage the
12 behavior, the secretary may place the person in any secure facility
13 operated by the secretary or the secretary of the department of
14 corrections. The secretary's written decision and reasoning must be
15 documented in the patient's medical file. Any person affected by this
16 provision shall receive appropriate mental health treatment governed
17 by a formalized treatment plan targeted at mental health
18 rehabilitation needs and shall be afforded his or her rights under
19 RCW 10.77.140, 10.77.150, and 10.77.200. The secretary of the
20 department of social and health services shall retain legal custody
21 of any person placed under this section and review any placement

1 outside of a department mental health hospital every three months, or
2 sooner if warranted by the person's mental health status, to
3 determine if the placement remains appropriate.

4 (2) Beginning December 1, 2010, and every six months thereafter,
5 the secretary shall report to the governor and the appropriate
6 committees of the legislature regarding the use of the authority
7 under this section to transfer persons to a secure facility. The
8 report shall include information related to the number of persons who
9 have been placed in a secure facility operated by the secretary or
10 the secretary of the department of corrections, and the length of
11 time that each such person has been in the secure facility.

12 (~~(3) This section expires June 30, 2015.~~)

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