

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 1983**

68th Legislature  
2024 Regular Session

Passed by the House February 8, 2024  
Yeas 97 Nays 0

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**Speaker of the House of  
Representatives**

Passed by the Senate February 28,  
2024  
Yeas 47 Nays 0

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**President of the Senate**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1983** as passed by the House of Representatives and the Senate on the dates hereon set forth.

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**Chief Clerk**

FILED

**Secretary of State  
State of Washington**

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HOUSE BILL 1983

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Passed Legislature - 2024 Regular Session

State of Washington

68th Legislature

2024 Regular Session

By Representatives Simmons, Goodman, Reed, and Davis

Prefiled 12/19/23. Read first time 01/08/24. Referred to Committee on Appropriations.

1 AN ACT Relating to the criminal justice treatment account; and  
2 amending RCW 71.24.580.

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

4 **Sec. 1.** RCW 71.24.580 and 2023 c 475 s 941 are each amended to  
5 read as follows:

6 (1) The criminal justice treatment account is created in the  
7 state treasury. Moneys in the account may be expended solely for: (a)  
8 Substance use disorder treatment and treatment support services for  
9 offenders with a substance use disorder that, if not treated, would  
10 result in addiction, against whom charges are filed by a prosecuting  
11 attorney in Washington state; (b) the provision of substance use  
12 disorder treatment services and treatment support services for  
13 nonviolent offenders within a drug court program and(~~(, during the~~  
14 ~~2021-2023 and 2023-2025 fiscal biennia,~~)) for 180 days following  
15 graduation from the drug court program; and (c) the administrative  
16 and overhead costs associated with the operation of a drug court.  
17 Amounts provided in this subsection must be used for treatment and  
18 recovery support services for criminally involved offenders and  
19 authorization of these services shall not be subject to  
20 determinations of medical necessity. (~~During the 2019-2021 and~~  
21 ~~2021-2023 fiscal biennia, funding from the criminal justice treatment~~

1 ~~account may be used to provide treatment and support services through~~  
2 ~~the conclusion of an individual's treatment plan to individuals~~  
3 ~~participating in a drug court program as of February 24, 2021, if~~  
4 ~~that individual wishes to continue treatment following dismissal of~~  
5 ~~charges they were facing under RCW 69.50.4013(1). Such participation~~  
6 ~~is voluntary and contingent upon substantial compliance with drug~~  
7 ~~court program requirements. The legislature may appropriate from the~~  
8 ~~account for municipal drug courts and increased treatment options.~~  
9 ~~During the 2019-2021 fiscal biennium, the legislature may direct the~~  
10 ~~state treasurer to make transfers of moneys in the criminal justice~~  
11 ~~treatment account to the home security fund account created in RCW~~  
12 ~~43.185C.060.) Moneys in the account may be spent only after~~  
13 ~~appropriation.~~

14 (2) For purposes of this section:

15 (a) "Treatment" means services that are critical to a  
16 participant's successful completion of his or her substance use  
17 disorder treatment program, including but not limited to the recovery  
18 support and other programmatic elements outlined in RCW 2.30.030  
19 authorizing therapeutic courts; and

20 (b) "Treatment support" includes transportation to or from  
21 inpatient or outpatient treatment services when no viable alternative  
22 exists, and child care services that are necessary to ensure a  
23 participant's ability to attend outpatient treatment sessions.

24 (3) Revenues to the criminal justice treatment account consist  
25 of: (a) Funds transferred to the account pursuant to this section;  
26 and (b) any other revenues appropriated to or deposited in the  
27 account.

28 (4) (a) For the fiscal year beginning July 1, 2005, and each  
29 subsequent fiscal year, the state treasurer shall transfer eight  
30 million two hundred fifty thousand dollars from the general fund to  
31 the criminal justice treatment account, divided into four equal  
32 quarterly payments. For the fiscal year beginning July 1, 2006, and  
33 each subsequent fiscal year, the amount transferred shall be  
34 increased on an annual basis by the implicit price deflator as  
35 published by the federal bureau of labor statistics.

36 (b) In each odd-numbered year, the legislature shall appropriate  
37 the amount transferred to the criminal justice treatment account in  
38 (a) of this subsection to the department for the purposes of  
39 subsection (5) of this section.

1 (5) Moneys appropriated to the authority from the criminal  
2 justice treatment account shall be distributed as specified in this  
3 subsection. The authority may retain up to three percent of the  
4 amount appropriated under subsection (4)(b) of this section for its  
5 administrative costs.

6 (a) Seventy percent of amounts appropriated to the authority from  
7 the account shall be distributed to counties pursuant to the  
8 distribution formula adopted under this section. The authority, in  
9 consultation with the department of corrections, the Washington state  
10 association of counties, the Washington state association of drug  
11 court professionals, the superior court judges' association, the  
12 Washington association of prosecuting attorneys, representatives of  
13 the criminal defense bar, representatives of substance use disorder  
14 treatment providers, and any other person deemed by the authority to  
15 be necessary, shall establish a fair and reasonable methodology for  
16 distribution to counties of moneys in the criminal justice treatment  
17 account. County or regional plans submitted for the expenditure of  
18 formula funds must be approved by the panel established in (b) of  
19 this subsection.

20 (b) Thirty percent of the amounts appropriated to the authority  
21 from the account shall be distributed as grants for purposes of  
22 treating offenders against whom charges are filed by a county  
23 prosecuting attorney. The authority shall appoint a panel of  
24 representatives from the Washington association of prosecuting  
25 attorneys, the Washington association of sheriffs and police chiefs,  
26 the superior court judges' association, the Washington state  
27 association of counties, the Washington defender's association or the  
28 Washington association of criminal defense lawyers, the department of  
29 corrections, the Washington state association of drug court  
30 professionals, and substance use disorder treatment providers. The  
31 panel shall review county or regional plans for funding under (a) of  
32 this subsection and grants approved under this subsection. The panel  
33 shall attempt to ensure that treatment as funded by the grants is  
34 available to offenders statewide.

35 (6) The county alcohol and drug coordinator, county prosecutor,  
36 county sheriff, county superior court, a substance abuse treatment  
37 provider appointed by the county legislative authority, a member of  
38 the criminal defense bar appointed by the county legislative  
39 authority, and, in counties with a drug court, a representative of  
40 the drug court shall jointly submit a plan, approved by the county

1 legislative authority or authorities, to the panel established in  
2 subsection (5)(b) of this section, for disposition of all the funds  
3 provided from the criminal justice treatment account within that  
4 county. The submitted plan should incorporate current evidence-based  
5 practices in substance use disorder treatment. The funds shall be  
6 used solely to provide approved alcohol and substance use disorder  
7 treatment pursuant to RCW 71.24.560 and treatment support services.  
8 No more than ten percent of the total moneys received under  
9 subsections (4) and (5) of this section by a county or group of  
10 counties participating in a regional agreement shall be spent for  
11 treatment support services.

12 (7) Counties are encouraged to consider regional agreements and  
13 submit regional plans for the efficient delivery of treatment under  
14 this section.

15 (8) Moneys allocated under this section shall be used to  
16 supplement, not supplant, other federal, state, and local funds used  
17 for substance abuse treatment.

18 (9) If a region or county uses criminal justice treatment account  
19 funds to support a therapeutic court, the therapeutic court must  
20 allow the use of all medications approved by the federal food and  
21 drug administration for the treatment of opioid use disorder as  
22 deemed medically appropriate for a participant by a medical  
23 professional. If appropriate medication-assisted treatment resources  
24 are not available or accessible within the jurisdiction, the health  
25 care authority's designee for assistance must assist the court with  
26 acquiring the resource.

27 (10) Counties must meet the criteria established in RCW  
28 2.30.030(3).

29 (11) The authority shall annually review and monitor the  
30 expenditures made by any county or group of counties that receives  
31 appropriated funds distributed under this section. Counties shall  
32 repay any funds that are not spent in accordance with the  
33 requirements of its contract with the authority.

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