

CERTIFICATION OF ENROLLMENT

SECOND SUBSTITUTE SENATE BILL 5660

Chapter 374, Laws of 2024

68th Legislature
2024 Regular Session

MENTAL HEALTH ADVANCE DIRECTIVE EFFECTIVE IMPLEMENTATION WORK GROUP

EFFECTIVE DATE: June 6, 2024

Passed by the Senate February 8, 2024
Yeas 48 Nays 1

DENNY HECK

President of the Senate

Passed by the House February 29, 2024
Yeas 96 Nays 0

LURIE JINKINS

**Speaker of the House of
Representatives**

Approved March 29, 2024 11:14 AM

JAY INSLEE

Governor of the State of Washington

CERTIFICATE

I, Sarah Bannister, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SECOND SUBSTITUTE SENATE BILL 5660** as passed by the Senate and the House of Representatives on the dates hereon set forth.

SARAH BANNISTER

Secretary

FILED

April 1, 2024

**Secretary of State
State of Washington**

SECOND SUBSTITUTE SENATE BILL 5660

Passed Legislature - 2024 Regular Session

State of Washington

68th Legislature

2024 Regular Session

By Senate Ways & Means (originally sponsored by Senators Boehnke, Dhingra, Saldaña, Wellman, and C. Wilson)

READ FIRST TIME 02/05/24.

1 AN ACT Relating to establishing a mental health advance directive
2 effective implementation work group; creating a new section; and
3 providing an expiration date.

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

5 NEW SECTION. **Sec. 1.** (1) The health care authority shall
6 convene a mental health advance directive effective implementation
7 work group to develop recommendations for the effective
8 implementation of mental health advance directives. The work group
9 shall have two subgroups.

10 (a) The document storage subgroup shall recommend a reliable,
11 standardized, and accessible method for mental health advance
12 directive document creation, storage, and sharing so that
13 individuals, families, agencies, and providers can discover and use
14 mental health advance directives when they are needed. The subgroup
15 shall develop recommendations on the following:

16 (i) A path to creation of a statewide mental health advance
17 directive repository;

18 (ii) Next steps towards piloting or implementation;

19 (iii) How to approach interoperability with other public and
20 private systems such as the 988 crisis line, electronic medical
21 records, and the community information exchanges; and

1 (iv) Reasonable steps necessary to protect the privacy of the
2 individual.

3 (b) The training for document creation and utilization subgroup
4 shall create mental health advance directive document creation and
5 utilization trainings to support utilization by individuals with
6 lived experience, families, agencies, and providers. The subgroup
7 shall address the following tasks:

8 (i) Stakeholder engagement on the topics of document creation and
9 utilization, including engagement with persons with lived experience,
10 mental health and physical health providers, and crisis responders;

11 (ii) Development of training toolkits rooted in best practices
12 for recovery and peer support;

13 (iii) Designation or development of a hosting location for a
14 toolkit library within the authority;

15 (iv) Development of recommended best practices for creation and
16 completion, access, and utilization of the mental health advance
17 directive; and

18 (v) Program testing and data collection of training toolkits and
19 engagement strategies at two pilot locations, one located to the east
20 of the crest of the Cascade mountain range and one located to the
21 west of the crest of the Cascade mountain range.

22 (2) The work group must be representative of the diversity of
23 individuals who use mental health advance directives and behavioral
24 health services, and include representation from:

25 (a) The peer advocacy community;

26 (b) Individuals and families with lived experience of behavioral
27 health crises;

28 (c) Chad's legacy project;

29 (d) Licensed or certified behavioral health agencies;

30 (e) The Washington state department of veterans affairs;

31 (f) Black, indigenous, and persons of color;

32 (g) LGBTQI+ community members;

33 (h) The behavioral health and recovery division of the health
34 care authority;

35 (i) The Washington state medical association;

36 (j) The Washington state hospital association;

37 (k) The Washington state psychiatric association;

38 (l) NAMI Washington;

39 (m) The Washington council for behavioral health;

40 (n) Emergency services responders;

- 1 (o) Designated crisis responders;
2 (p) Law enforcement or member of a coresponder program;
3 (q) Emergency departments;
4 (r) Inpatient hospitals;
5 (s) Electronic health record vendors;
6 (t) An expert in technical repositories;
7 (u) 988 behavioral health crisis response and suicide prevention
8 call centers; and
9 (v) Individuals with expertise in health care ethics and law.
10 (3) The state may provide compensation to work group members as
11 authorized under RCW 43.03.220.
12 (4) The work group shall report on its findings and
13 recommendations to the governor and relevant committees of the
14 legislature by December 1, 2025.
15 (5) This section expires June 30, 2026.

Passed by the Senate February 8, 2024.
Passed by the House February 29, 2024.
Approved by the Governor March 29, 2024.
Filed in Office of Secretary of State April 1, 2024.

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