

**Chapter 71.05 RCW**  
**BEHAVIORAL HEALTH DISORDERS**  
(Formerly: Mental illness)

**Sections**

- 71.05.010 Legislative intent.
- 71.05.012 Legislative intent and finding.
- 71.05.020 Definitions.
- 71.05.025 Integration with chapter 71.24 RCW—Behavioral health administrative services organizations—Duty to institute procedures for timely consultation with resource management services.
- 71.05.026 Behavioral health services contracts—Limitation on state liability.
- 71.05.027 Integrated comprehensive screening and assessment process for substance use and mental disorders.
- 71.05.030 Commitment laws applicable.
- 71.05.040 Detention or judicial commitment of persons with developmental disabilities, impaired by substance use disorder, or suffering from dementia.
- 71.05.050 Voluntary application for treatment of a behavioral health disorder—Rights—Review of condition and status—Detention—Person refusing voluntary admission, temporary detention.
- 71.05.100 Financial responsibility.
- 71.05.110 Compensation of appointed counsel.
- 71.05.120 Exemptions from liability.
- 71.05.130 Duties of prosecuting attorney and attorney general.
- 71.05.132 Court-ordered treatment—Required notifications.
- 71.05.135 Mental health commissioners—Appointment.
- 71.05.137 Mental health commissioners—Authority.
- 71.05.140 Records maintained.
- 71.05.145 Offenders with behavioral health disorders who are believed to be dangerous—Less restrictive alternative.
- 71.05.148 Assisted outpatient treatment—Petitions, court orders for less restrictive alternative treatment—Procedure.
- 71.05.150 Petition for initial detention of persons with behavioral health disorders—Evaluation and treatment period—Procedure—Tribal jurisdiction.
- 71.05.153 Emergency detention of persons with behavioral health disorders—Procedure.
- 71.05.154 Detention of persons with behavioral health disorders—Evaluation—Consultation with emergency room physician.
- 71.05.156 Evaluation for imminent likelihood of serious harm or imminent danger—Individual with grave disability.
- 71.05.157 Evaluation by designated crisis responder—When required—Required notifications.
- 71.05.160 Petition for initial detention.
- 71.05.170 Acceptance of petition—Notice—Duty of state hospital.
- 71.05.180 Detention period for evaluation and treatment.
- 71.05.182 Six-month suspension of right to possess firearms after detention for evaluation and treatment of person who presents likelihood of serious harm as a result of behavioral health disorder, substance use disorder, or

- both—Automatic restoration of right at expiration of six-month period.
- 71.05.190 Persons not admitted—Transportation—Detention of arrested person pending return to custody.
- 71.05.195 Not guilty by reason of insanity—Detention of persons who have fled from state of origin—Probable cause hearing.
- 71.05.201 Petition for initial detention when designated crisis responder does not detain—Procedure—Court review.
- 71.05.203 Notice—Petition for detention by family member, guardian, or conservator.
- 71.05.210 Evaluation—Treatment and care—Release or other disposition.
- 71.05.212 Evaluation—Consideration of information and records.
- 71.05.214 Protocols—Development—Submission to governor and legislature.
- 71.05.215 Right to refuse antipsychotic medicine—Rules.
- 71.05.217 Rights—Posting of list.
- 71.05.220 Property of committed person.
- 71.05.230 Commitment beyond initial evaluation and treatment period—Petition for fourteen day involuntary treatment or ninety days of less restrictive alternative treatment—Procedure.
- 71.05.232 Discharge reviews—Consultations, notifications required.
- 71.05.235 Examination, evaluation of criminal defendant—Hearing.
- 71.05.236 Involuntary commitment hearing—Postponement—Continuance.
- 71.05.237 Judicial proceedings—Court to enter findings when recommendations of professional person not followed.
- 71.05.240 Petition for up to 14 days of involuntary treatment or 90 days or 18 months of less restrictive alternative treatment—Probable cause hearing.
- 71.05.245 Determination of grave disability, likelihood of serious harm, or need of assisted outpatient treatment—Use of recent history evidence.
- 71.05.260 Release from involuntary intensive treatment—Exception.
- 71.05.270 Temporary release.
- 71.05.280 Additional commitment—Grounds.
- 71.05.285 Additional confinement—Prior history evidence.
- 71.05.290 Petition for additional commitment—Affidavit.
- 71.05.300 Filing of petition—Appearance—Notice—Advice as to rights—Appointment of attorney, expert, or professional person.
- 71.05.310 Time for hearing—Due process—Jury trial—Continuation of treatment.
- 71.05.320 Remand for additional treatment—Less restrictive alternatives—Duration—Grounds—Hearing.
- 71.05.325 Release—Authorized leave—Notice to prosecuting attorney.
- 71.05.330 Early release—Notice to court and prosecuting attorney—Petition for hearing.
- 71.05.335 Modification of order for inpatient treatment—Intervention by prosecuting attorney.
- 71.05.340 Outpatient treatment or care—Conditional release.
- 71.05.350 Assistance to released persons.
- 71.05.360 Rights of involuntarily detained persons.
- 71.05.365 Involuntary commitment—Individualized discharge plan.

- 71.05.380 Rights of voluntarily committed persons.
- 71.05.425 Persons committed following dismissal of sex, violent, or felony harassment offense—Notification of conditional release, final release, leave, transfer, or escape—To whom given—Definitions.
- 71.05.435 Discharge of person from treatment entity—Notice to designated crisis responder office.
- 71.05.445 Court-ordered behavioral health treatment of persons subject to department of corrections supervision—Initial assessment inquiry—Required notifications—Rules.
- 71.05.455 Law enforcement referrals to behavioral health agencies—Reports of threatened or attempted suicide—Model policy.
- 71.05.457 Law enforcement referrals to behavioral health agencies—Reports of threatened or attempted suicide—General authority law enforcement policy.
- 71.05.458 Law enforcement referral—Threatened or attempted suicide—Contact by designated crisis responder.
- 71.05.500 Liability of applicant.
- 71.05.510 Damages for excessive detention.
- 71.05.520 Protection of rights—Staff.
- 71.05.530 Facilities part of comprehensive behavioral health program.
- 71.05.560 Adoption of rules.
- 71.05.570 Rules of court.
- 71.05.575 Less restrictive alternative treatment—Consideration by court.
- 71.05.585 Less restrictive alternative treatment.
- 71.05.590 Enforcement, modification, or revocation of less restrictive alternative or conditional release orders—Initiation of inpatient detention procedures.
- 71.05.595 Less restrictive alternative treatment order—Termination.
- 71.05.620 Court files and records closed—Exceptions—Rules.
- 71.05.660 Treatment records—Privileged communications unaffected.
- 71.05.680 Treatment records—Access under false pretenses, penalty.
- 71.05.700 Home visit by designated crisis responder or crisis intervention worker—Accompaniment by second trained individual.
- 71.05.705 Provider of designated crisis responder or crisis outreach services—Policy for home visits.
- 71.05.710 Home visit by mental health professional—Wireless telephone to be provided.
- 71.05.715 Crisis visit by mental health professional—Access to information.
- 71.05.720 Training for community mental health employees.
- 71.05.730 Judicial services—Civil commitment cases—Reimbursement.
- 71.05.732 Reimbursement for judicial services—Assessment.
- 71.05.740 Reporting of commitment data.
- 71.05.745 Single bed certification.
- 71.05.750 Report—No bed available for person who meets detention criteria.
- 71.05.755 Duties upon receipt of no bed available report—Corrective actions.

- 71.05.760 Designated crisis responders—Training—Qualifications—Secure withdrawal management and stabilization facility capacity.
- 71.05.801 Persons with developmental disabilities—Service plans—Habilitation services.
- 71.05.820 Appearance by video technology.
- 71.05.940 Equal application of 1989 c 420—Evaluation for developmental disability.
- 71.05.950 Construction—Chapter applicable to state registered domestic partnerships—2009 c 521.

**Rules of court:** *Cf. Superior Court Mental Proceedings Rules (MPR).*

*Council for children and families: Chapter 43.121 RCW.*

*Minors—Mental health services, commitment: Chapter 71.34 RCW.*