

2672

Sponsor(s): Representatives Kirby, O'Brien, Ballasiotes, Morell, Darneille, Lovick and Kagi

Brief Description: Limiting the liability of providers of treatment to high risk offenders.

HB 2672 - DIGEST

(DIGEST AS ENACTED)

Declares that, a licensed service provider or regional support network, acting in the course of the provider's or network's duties, is not liable for civil damages resulting from the injury or death of another caused by a dangerous mentally ill offender who is a client of the provider or network, unless the act or omission of the provider or network constitutes: (1) Gross negligence;

(2) Willful or wanton misconduct; or

(3) A breach of the duty to warn of and protect from a client's threatened violent behavior if the client has communicated a serious threat of physical violence against a reasonably ascertainable victim or victims.

Provides that, in addition to any other requirements to report violations, the licensed service provider and regional support network shall report an offender's expressions of intent to harm or other predatory behavior, regardless of whether there is an ascertainable victim, in progress reports and other established processes that enable courts and supervising entities to assess and address the progress and appropriateness of treatment.