

**2SHB 1334 - S AMD 565**

By Senators Hargrove, Stevens

1 Strike everything after the enacting clause and insert the  
2 following:

3 "NEW SECTION. **Sec. 1.** The legislature finds that in order to  
4 allow courts to make well-informed placement decisions for children in  
5 the care of the state, the courts must have accurate information,  
6 including documentation supporting assertions or recommendations made  
7 by social workers, when appropriate.

8 NEW SECTION. **Sec. 2.** A new section is added to chapter 13.34 RCW  
9 to read as follows:

10 In any proceeding under this chapter, if the department submits a  
11 report to the court in which the department is recommending a new  
12 placement or a change in placement, the department shall include the  
13 documents relevant to persons in the home in which a child will be  
14 placed and listed in subsections (1) through (5) of this section to the  
15 report. The department shall include only these relevant documents and  
16 shall not attach the entire history of the subject of the report.

17 (1) If the report contains a recommendation, opinion, or assertion  
18 by the department relating to substance abuse treatment, mental health  
19 treatment, anger management classes, or domestic violence classes, the  
20 department shall attach the document upon which the recommendation,  
21 opinion, or assertion was based. The documentation may include the  
22 progress report or evaluation submitted by the provider, but may not  
23 include the entire history with the provider.

24 (2) If the report contains a recommendation, opinion, or assertion  
25 by the department relating to visitation with a child, the department  
26 shall attach the document upon which the recommendation, opinion, or  
27 assertion was based. The documentation may include the most recent  
28 visitation report, a visitation report referencing a specific incident  
29 alleged in the report, or summary of the visitation prepared by the

1 person who supervised the visitation. The documentation attached to  
2 the report shall not include the entire visitation history.

3 (3) If the report contains a recommendation, opinion, or assertion  
4 by the department relating to the psychological status of a person, the  
5 department shall attach the document upon which the recommendation,  
6 opinion, or assertion was based. The documentation may include the  
7 progress report, evaluation, or summary submitted by the provider, but  
8 shall not include the entire history of the person.

9 (4) If the report contains a recommendation, opinion, or assertion  
10 by the department relating to injuries to a child, the department shall  
11 attach a summary of the physician's report relating to the  
12 recommendation, opinion, or assertion by the department.

13 (5) If the report contains a recommendation, opinion, or assertion  
14 by the department relating to a home study, licensing action, or  
15 background check information, the department shall attach the document  
16 or documents upon which that recommendation, opinion, or assertion is  
17 based.

18 NEW SECTION. **Sec. 3.** This act shall be known and cited as the  
19 Rafael Gomez act.

20 NEW SECTION. **Sec. 4.** If specific funding for the purposes of this  
21 act, referencing this act by bill or chapter number, is not provided by  
22 June 30, 2007, in the omnibus appropriations act, this act is null and  
23 void."

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24 On page 1, line 1 of the title, after "proceedings;" strike the  
25 remainder of the title and insert "adding a new section to chapter  
26 13.34 RCW; and creating new sections."

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