

CERTIFICATION OF ENROLLMENT
SECOND SUBSTITUTE HOUSE BILL 1334

Chapter 411, Laws of 2007

60th Legislature
2007 Regular Session

CHILD WELFARE PROCEEDINGS--DOCUMENTATION

EFFECTIVE DATE: 07/22/07

Passed by the House April 19, 2007
Yeas 98 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 19, 2007
Yeas 40 Nays 0

BRAD OWEN

President of the Senate

Approved May 11, 2007, 9:57 a.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SECOND SUBSTITUTE HOUSE BILL 1334** as passed by the House of Representatives and the Senate on the dates hereon set forth.

RICHARD NAFZIGER

Chief Clerk

FILED

May 11, 2007

**Secretary of State
State of Washington**

SECOND SUBSTITUTE HOUSE BILL 1334

AS AMENDED BY THE SENATE

Passed Legislature - 2007 Regular Session

State of Washington 60th Legislature 2007 Regular Session

By House Committee on Appropriations (originally sponsored by
Representatives Hinkle and Walsh)

READ FIRST TIME 2/28/07.

1 AN ACT Relating to documentation in child welfare proceedings;
2 adding a new section to chapter 13.34 RCW; and creating new sections.

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

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

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

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

1 (1) If the report contains a recommendation, opinion, or assertion
2 by the department relating to substance abuse treatment, mental health
3 treatment, anger management classes, or domestic violence classes, the
4 department shall attach the document upon which the recommendation,
5 opinion, or assertion was based. The documentation may include the
6 progress report or evaluation submitted by the provider, but may not
7 include the entire history with the provider.

8 (2) If the report contains a recommendation, opinion, or assertion
9 by the department relating to visitation with a child, the department
10 shall attach the document upon which the recommendation, opinion, or
11 assertion was based. The documentation may include the most recent
12 visitation report, a visitation report referencing a specific incident
13 alleged in the report, or summary of the visitation prepared by the
14 person who supervised the visitation. The documentation attached to
15 the report shall not include the entire visitation history.

16 (3) If the report contains a recommendation, opinion, or assertion
17 by the department relating to the psychological status of a person, the
18 department shall attach the document upon which the recommendation,
19 opinion, or assertion was based. The documentation may include the
20 progress report, evaluation, or summary submitted by the provider, but
21 shall not include the entire history of the person.

22 (4) If the report contains a recommendation, opinion, or assertion
23 by the department relating to injuries to a child, the department shall
24 attach a summary of the physician's report, prepared by the physician
25 or the physician's designee, relating to the recommendation, opinion,
26 or assertion by the department.

27 (5) If the report contains a recommendation, opinion, or assertion
28 by the department relating to a home study, licensing action, or
29 background check information, the department shall attach the document
30 or documents upon which that recommendation, opinion, or assertion is
31 based.

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

34 NEW SECTION. **Sec. 4.** If specific funding for the purposes of this
35 act, referencing this act by bill or chapter number, is not provided by

1 June 30, 2007, in the omnibus appropriations act, this act is null and
2 void.

Passed by the House April 19, 2007.

Passed by the Senate April 19, 2007.

Approved by the Governor May 11, 2007.

Filed in Office of Secretary of State May 11, 2007.