
HOUSE BILL 1880

State of Washington

62nd Legislature

2011 Regular Session

By Representatives Kagi, Goodman, Walsh, Orwall, Moeller, Jenkins, Roberts, and Kenney

Read first time 02/08/11. Referred to Committee on Early Learning & Human Services.

1 AN ACT Relating to the assessment and treatment for chemical
2 dependency; and amending RCW 70.96A.090.

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

4 **Sec. 1.** RCW 70.96A.090 and 2005 c 70 s 2 are each amended to read
5 as follows:

6 (1) The department shall adopt rules establishing standards for
7 approved treatment programs, the process for the review and inspection
8 program applying to the department for certification as an approved
9 treatment program, and fixing the fees to be charged by the department
10 for the required inspections. The standards may concern the health
11 standards to be met and standards of services and treatment to be
12 afforded patients.

13 (2) The department may suspend, revoke, limit, restrict, or modify
14 an approval, or refuse to grant approval, for failure to meet the
15 provisions of this chapter, or the standards adopted under this
16 chapter. RCW 43.20A.205 governs notice of a license denial,
17 revocation, suspension, or modification and provides the right to an
18 adjudicative proceeding.

1 (3) No treatment program may advertise or represent itself as an
2 approved treatment program if approval has not been granted, has been
3 denied, suspended, revoked, or canceled.

4 (4) A treatment program certified for assessment services must use
5 one of the validated assessment tools recommended by the alcohol and
6 drug abuse institute established by the University of Washington. The
7 tool must be validated for the type of assessment to be provided and
8 must be validated for adults or youth, as appropriate.

9 (5) Certification as an approved treatment program is effective for
10 one calendar year from the date of issuance of the certificate. The
11 certification shall specify the types of services provided by the
12 approved treatment program that meet the standards adopted under this
13 chapter. Renewal of certification shall be made in accordance with
14 this section for initial approval and in accordance with the standards
15 set forth in rules adopted by the secretary.

16 ((+5)) (6) Approved treatment programs shall not provide
17 alcoholism or other drug addiction treatment services for which the
18 approved treatment program has not been certified. Approved treatment
19 programs may provide services for which approval has been sought and is
20 pending, if approval for the services has not been previously revoked
21 or denied.

22 ((+6)) (7) The department periodically shall inspect approved
23 public and private treatment programs at reasonable times and in a
24 reasonable manner.

25 ((+7)) (8) The department shall maintain and periodically publish
26 a current list of approved treatment programs.

27 ((+8)) (9) Each approved treatment program shall file with the
28 department on request, data, statistics, schedules, and information the
29 department reasonably requires. An approved treatment program that
30 without good cause fails to furnish any data, statistics, schedules, or
31 information as requested, or files fraudulent returns thereof, may be
32 removed from the list of approved treatment programs, and its
33 certification revoked or suspended.

34 ((+9)) (10) The department shall use the data provided in
35 subsection ((+8)) (9) of this section to evaluate each program that
36 admits children to inpatient treatment upon application of their
37 parents. The evaluation shall be done at least once every twelve
38 months. In addition, the department shall randomly select and review

1 the information on individual children who are admitted on application
2 of the child's parent for the purpose of determining whether the child
3 was appropriately placed into treatment based on an objective
4 evaluation of the child's condition and the outcome of the child's
5 treatment.

6 ~~((+10+))~~ (11) Upon petition of the department and after a hearing
7 held upon reasonable notice to the facility, the superior court may
8 issue a warrant to an officer or employee of the department authorizing
9 him or her to enter and inspect at reasonable times, and examine the
10 books and accounts of, any approved public or private treatment program
11 refusing to consent to inspection or examination by the department or
12 which the department has reasonable cause to believe is operating in
13 violation of this chapter.

14 ~~((+11+))~~ (12)(a) All approved opiate substitution treatment
15 programs that provide services to women who are pregnant are required
16 to disseminate up-to-date and accurate health education information to
17 all their pregnant clients concerning the possible addiction and health
18 risks that their opiate substitution treatment may have on their baby.
19 All pregnant clients must also be advised of the risks to both them and
20 their baby associated with not remaining on the opiate substitute
21 program. The information must be provided to these clients both
22 verbally and in writing. The health education information provided to
23 the pregnant clients must include referral options for the addicted
24 baby.

25 (b) The department shall adopt rules that require all opiate
26 treatment programs to educate all pregnant women in their program on
27 the benefits and risks of methadone treatment to their fetus before
28 they are provided these medications, as part of their addiction
29 treatment. The department shall meet the requirements under this
30 subsection within the appropriations provided for opiate treatment
31 programs. The department, working with treatment providers and medical
32 experts, shall develop and disseminate the educational materials to all
33 certified opiate treatment programs.

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