

**HB 2212 - H AMD 342**

By Representative Cody

**ADOPTED 4/8/2015**

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

3 "NEW SECTION. **Sec. 1.** To accommodate the urgent need for  
4 inpatient psychiatric services and to facilitate state compliance  
5 with the Washington state supreme court decision, *In re the Detention*  
6 *of D.W.*, No. 90110-4, August 7, 2014, which prohibits the practice of  
7 psychiatric boarding, the legislature intends to exempt certain  
8 hospital mental health projects provided grant funding by the  
9 department of commerce from certificate of need requirements.

10 NEW SECTION. **Sec. 2.** A new section is added to chapter 70.38  
11 RCW to read as follows:

12 (1) For a grant awarded during fiscal years 2016 and 2017 by the  
13 department of commerce under this section, hospitals licensed under  
14 chapter 70.41 RCW and psychiatric hospitals licensed under chapter  
15 71.12 RCW are not subject to certificate of need requirements for the  
16 addition of the number of new psychiatric beds indicated in the  
17 grant. The department of commerce may not make a prior approval of a  
18 certificate of need application a condition for a grant application  
19 under this section. The period during which an approved hospital  
20 project qualifies for a certificate of need exemption under this  
21 section is two years from the date of the grant award.

22 (2) This section expires June 30, 2019.

23 NEW SECTION. **Sec. 3.** A new section is added to chapter 70.38  
24 RCW to read as follows:

25 New psychiatric beds added under section 2 of this act must  
26 remain psychiatric beds unless a certificate of need is granted to  
27 change their use or the hospital or psychiatric hospital voluntarily  
28 reduces its licensed capacity.

29 NEW SECTION. **Sec. 4.** This act is necessary for the immediate  
30 preservation of the public peace, health, or safety, or support of

1 the state government and its existing public institutions, and takes  
2 effect immediately."

3 Correct the title.

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