

CERTIFICATION OF ENROLLMENT

**ENGROSSED HOUSE BILL 2212**

Chapter 22, Laws of 2015

64th Legislature  
2015 3rd Special Session

CERTIFICATE OF NEED REQUIREMENTS--EXEMPTIONS--PSYCHIATRIC BEDS

EFFECTIVE DATE: 7/6/2015

Passed by the House June 30, 2015  
Yeas 98 Nays 0

FRANK CHOPP

**Speaker of the House of Representatives**

Passed by the Senate June 30, 2015  
Yeas 45 Nays 0

PAM ROACH

**President of the Senate**

Approved July 6, 2015 4:01 PM

JAY INSLEE

**Governor of the State of Washington**

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED HOUSE BILL 2212** as passed by House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

**Chief Clerk**

FILED

July 7, 2015

**Secretary of State  
State of Washington**

---

ENGROSSED HOUSE BILL 2212

---

Passed Legislature - 2015 3rd Special Session

State of Washington                      64th Legislature                      2015 Regular Session

By Representatives Cody, Schmick, and Fagan

Read first time 03/26/15. Referred to Committee on Capital Budget.

1            AN ACT Relating to exempting hospitals licensed under chapter  
2 70.41 RCW that receive capital funds to operate new psychiatric  
3 services from certain certificate of need requirements; adding new  
4 sections to chapter 70.38 RCW; creating a new section; providing an  
5 expiration date; and declaring an emergency.

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

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

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

16            (1) For a grant awarded during fiscal years 2016 and 2017 by the  
17 department of commerce under this section, hospitals licensed under  
18 chapter 70.41 RCW and psychiatric hospitals licensed under chapter  
19 71.12 RCW are not subject to certificate of need requirements for the  
20 addition of the number of new psychiatric beds indicated in the

1 grant. The department of commerce may not make a prior approval of a  
2 certificate of need application a condition for a grant application  
3 under this section. The period during which an approved hospital  
4 project qualifies for a certificate of need exemption under this  
5 section is two years from the date of the grant award.

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

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

9 New psychiatric beds added under section 2 of this act must  
10 remain psychiatric beds unless a certificate of need is granted to  
11 change their use or the hospital or psychiatric hospital voluntarily  
12 reduces its licensed capacity.

13 NEW SECTION. **Sec. 4.** This act is necessary for the immediate  
14 preservation of the public peace, health, or safety, or support of  
15 the state government and its existing public institutions, and takes  
16 effect immediately.

Passed by the House June 30, 2015.  
Passed by the Senate June 30, 2015.  
Approved by the Governor July 6, 2015.  
Filed in Office of Secretary of State July 7, 2015.

--- END ---