

Trueblood Settlement Agreement

Trueblood et al vs DSHS

Review of ESSSB 5444 and budget items related to Trueblood

WebEx Options:

- June 6, 9:00-10:30 a.m.
- June 7, 2:00-3:30 p.m.

Engrossed Second Substitute Senate Bill 5444

An ACT relating to providing timely competency evaluations and restoration services.

- Signed into law May 9, 2019
- Goes into effect July 28, 2019
- Amends RCW 10.31.110, 10.77.086, and 10.77.088
- Adds new section to Chapter 10.77 RCW

Chapter 10.77 – new Section 2

- Creates Forensic Navigators
- Outlines non-clinical designation & duties
- Immune from civil liability
- Access to all records

RCW 10.31.110

Expands eligible crimes where diversion can be employed

- Encourages use of diversion
- Requires law enforcement to continue using local diversion guidelines to inform decision-making

RCW 10.77.086

- Creates outpatient competency restoration in locations where resource is available
- Court decides based on input from parties and the forensic navigator
- Includes conditions of release
- Noncompliance can result in transfer to inpatient

RCW 10.77.088

For those charged with a nonfelony and found not competent:

- Designated crisis responder evaluates for detention proceedings under RCW 71.05 unless prosecutor objects.
- If objecting, prosecutor must prove compelling state interest for court to order restoration

Budget Review

Phase 1 Regions: Pierce, Southwest, & Spokane

Other Agency Funds:

- Crisis Intervention Training – CJTC
- Co-responder Program – WASPC

DSHS Funds

- 18 additional Evaluators
- Forensic Bed additions at ESH & WSH
- Forensic Navigators
- Workforce Development
- Technical Assistance to Jails

HCA Funds

- Outpatient Competency Restoration
- Expanded Crisis services
 - Increased rates for crisis triage/stabilization
 - Mobile Crisis
 - Emergency vouchers
- Intensive Case Management (case finding, outreach, engagement)
- Enhanced continuing education curriculum for certified Peer Supports
- Housing supports through four additional Housing and Recovery through Peer Services (HARPS)
 - Housing subsidies
 - Supportive housing services



Department of Commerce

- Capital funds for 16 bed crisis triage/stabilization facility in Spokane - \$2,000,000

Thank you!

Website:

<https://www.dshs.wa.gov/bha/trueblood-et-al-v-washington-state-dshs>

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