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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