

---

SENATE BILL 6013

---

State of Washington

65th Legislature

2018 Regular Session

By Senator Frockt

Prefiled 12/08/17.

1 AN ACT Relating to behavioral rehabilitation services; amending  
2 RCW 43.88C.010; adding a new section to chapter 74.13 RCW; adding a  
3 new section to chapter 43.88 RCW; and creating a new section.

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

5 NEW SECTION. **Sec. 1.** The legislature finds that dependent  
6 children with high acuity behavioral and mental health needs require  
7 robust and consistent behavioral rehabilitation services in order to  
8 address their needs and ensure stable, permanent outcomes. The  
9 legislature also finds that a reliable network of providers is  
10 critical to ensuring our highest needs children receive prompt and  
11 appropriate services. Therefore, it is the intent of the legislature  
12 to ensure that behavioral rehabilitation services rates are  
13 established at levels appropriate to ensure that future rates address  
14 the real costs of care and that the caseload for these services are  
15 forecasted.

16 NEW SECTION. **Sec. 2.** A new section is added to chapter 74.13  
17 RCW to read as follows:

18 Effective July 1, 2018, contracted rates for behavioral  
19 rehabilitation services must be adjusted as needed to reflect the  
20 actual costs of care provided by the vendor. To determine actual

1 costs of care, the vendors shall furnish adequate documented evidence  
2 related to the cost of providing their particular services to the  
3 extent and at such times as the department determines to be  
4 necessary.

5 **Sec. 3.** RCW 43.88C.010 and 2015 c 128 s 2 are each amended to  
6 read as follows:

7 (1) The caseload forecast council is hereby created. The council  
8 shall consist of two individuals appointed by the governor and four  
9 individuals, one of whom is appointed by the chairperson of each of  
10 the two largest political caucuses in the senate and house of  
11 representatives. The chair of the council shall be selected from  
12 among the four caucus appointees. The council may select such other  
13 officers as the members deem necessary.

14 (2) The council shall employ a caseload forecast supervisor to  
15 supervise the preparation of all caseload forecasts. As used in this  
16 chapter, "supervisor" means the caseload forecast supervisor.

17 (3) Approval by an affirmative vote of at least five members of  
18 the council is required for any decisions regarding employment of the  
19 supervisor. Employment of the supervisor shall terminate after each  
20 term of three years. At the end of the first year of each three-year  
21 term the council shall consider extension of the supervisor's term by  
22 one year. The council may fix the compensation of the supervisor. The  
23 supervisor shall employ staff sufficient to accomplish the purposes  
24 of this section.

25 (4) The caseload forecast council shall oversee the preparation  
26 of and approve, by an affirmative vote of at least four members, the  
27 official state caseload forecasts prepared under RCW 43.88C.020. If  
28 the council is unable to approve a forecast before a date required in  
29 RCW 43.88C.020, the supervisor shall submit the forecast without  
30 approval and the forecast shall have the same effect as if approved  
31 by the council.

32 (5) A councilmember who does not cast an affirmative vote for  
33 approval of the official caseload forecast may request, and the  
34 supervisor shall provide, an alternative forecast based on  
35 assumptions specified by the member.

36 (6) Members of the caseload forecast council shall serve without  
37 additional compensation but shall be reimbursed for travel expenses  
38 in accordance with RCW 44.04.120 while attending sessions of the  
39 council or on official business authorized by the council.

1 Nonlegislative members of the council shall be reimbursed for travel  
2 expenses in accordance with RCW 43.03.050 and 43.03.060.

3 (7) "Caseload," as used in this chapter, means:

4 (a) The number of persons expected to meet entitlement  
5 requirements and require the services of public assistance programs,  
6 state correctional institutions, state correctional noninstitutional  
7 supervision, state institutions for juvenile offenders, the common  
8 school system, long-term care, medical assistance, foster care, and  
9 adoption support;

10 (b) The number of students who are eligible for the Washington  
11 college bound scholarship program and are expected to attend an  
12 institution of higher education as defined in RCW 28B.92.030;

13 (c) The number of children who are eligible, as defined in RCW  
14 (~~43.215.405~~) 43.216.505, to participate in, and the number of  
15 children actually served by, the early childhood education and  
16 assistance program.

17 (8) The caseload forecast council shall forecast the temporary  
18 assistance for needy families and the working connections child care  
19 programs as a courtesy.

20 (9) The caseload forecast council shall forecast youth  
21 participating in the extended foster care program pursuant to RCW  
22 74.13.031 separately from other children who are residing in foster  
23 care and who are under eighteen years of age.

24 (10) The caseload forecast council shall forecast the number of  
25 youth expected to receive behavioral rehabilitation services while  
26 involved in the foster care system.

27 (11) Unless the context clearly requires otherwise, the  
28 definitions provided in RCW 43.88.020 apply to this chapter.

29 NEW SECTION. Sec. 4. A new section is added to chapter 43.88  
30 RCW to read as follows:

31 For the purposes of this chapter, behavioral rehabilitation  
32 services placements must be forecasted and budgeted as maintenance  
33 level costs.

--- END ---