

DSHS Behavioral Health Administration Update

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Transforming
Lives

Senate Ways and Means Committee

January 26, 2023



Status of Trueblood Phase 1 and 2 Implementation

Completed:

Forensic Navigator program, Residential Treatment Facility Ramp Down, Crisis Enhancements, Mobile Crisis Response, Forensic Projects for Assistance in Transition from Homelessness, Outpatient Competency Restoration Program, Enhanced Peer Supports, Forensic Housing and Recovery Through Peer Services (FHARPS)

Progressing with delays:

Two 16-bed Crisis Facilities in King Region

Programs on-target to meet final plan requirements:

Crisis Housing Vouchers, Crisis Intervention Training, Jail Technical Assistance, Workforce Development

Phase 3 Planning

- The Phase 3 negotiations concluded the week of November 14th for the Contempt Settlement Agreement
- Phase 3 recommendations include plans to modify and improve existing programs in the Phase 1 and 2 regions, as well as expand to new regions.
- One new addition for all three phases is a misdemeanor diversion program to hopefully reduce the number of competency evaluations requested for misdemeanor cases
- DSHS and HCA are continuing implementation within Phase 1 and Phase 2 regions, and planning for the expansion of Phase 3 regions



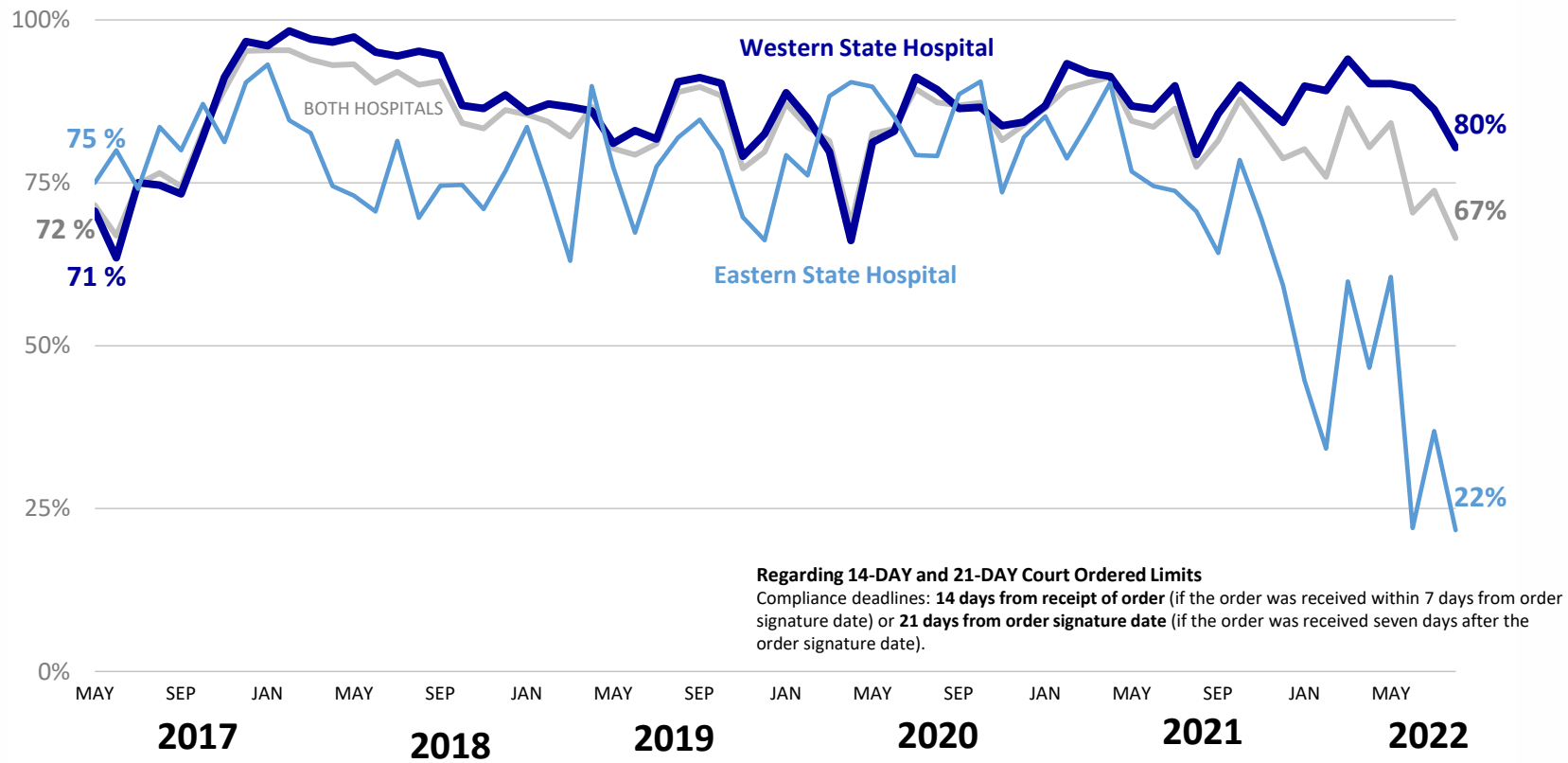
Compliance with Underlying Injunction

- Plaintiffs in the Trueblood litigation have filed a motion alleging that the state is in breach of the Contempt Settlement Agreement because of the large number of civil felony conversion patients who are currently occupying forensic beds at the state hospitals.
- The parties recently appeared before the Court for a Status Hearing on the matter, on January 18, 2023.
- The Federal Court ordered the Parties to confer and propose a scope and schedule for an evidentiary hearing to be held in late February or March, to resolve Plaintiffs' claims.

Compliance Rates for Jail-based Competency Evaluations

Timely response to Trueblood class member court orders

Percent complete or closed within court ordered limits among individuals waiting in jail for a competency evaluation.



DATA SOURCE: FES modules in Cache database (WSH) and MILO database (ESH) and the Forensic Data System as of August 1, 2018.

BHA Efforts to Meet Benchmarks

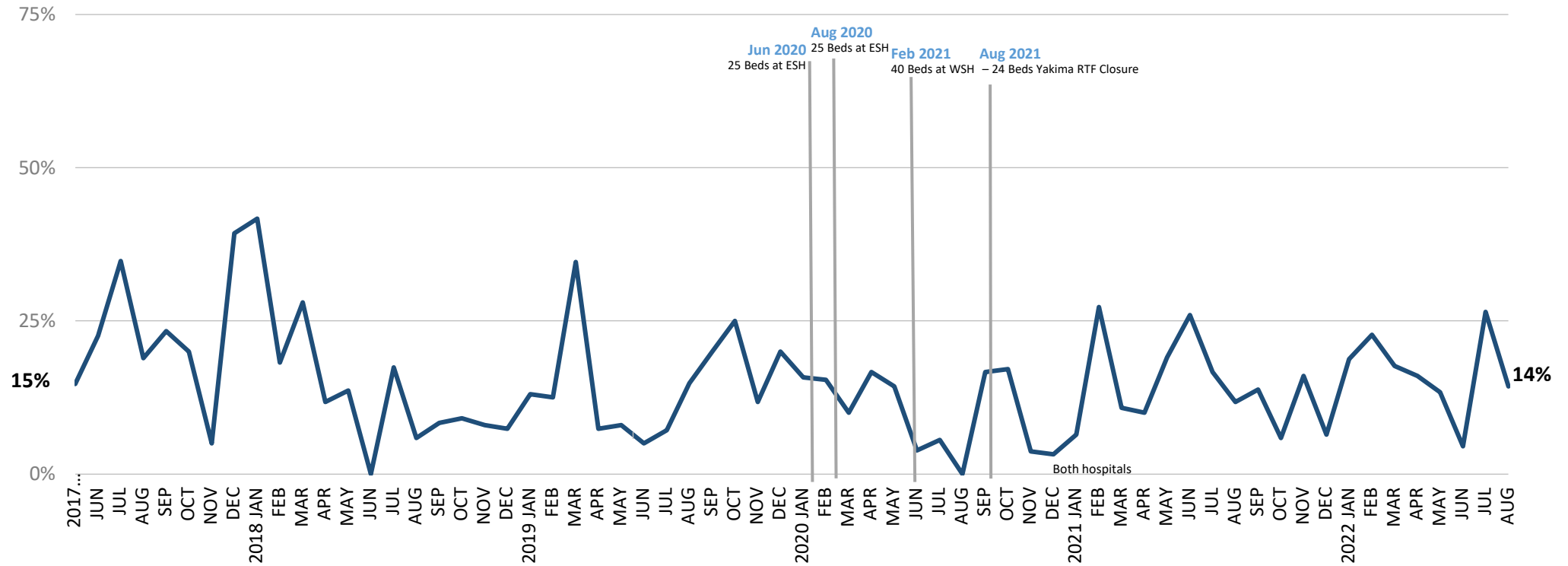
In-Jail Evaluations

- Fill all current vacancies of evaluator positions (12 vacancies)
- Requested additional evaluator and support positions in agency decision package to deal with increasing referrals which is reflected in the Governor's budget
 - This included a pilot at King County Correctional Facility to embed evaluator staff in the jail and adding more evaluators to try and keep pace with the demand
 - Also, includes expanding our evaluator support team so evaluators can focus on evaluations and not administrative-type responsibilities (e.g., scheduling interviews)
- Provided training on best practices for evaluations and report writing which led to an update of the evaluator guidebook
- Leveraging technology solutions (digital faxing, provision of laptops/cellphones)

Compliance Rates for Inpatient Competency Orders

Timely response to Trueblood class member court orders

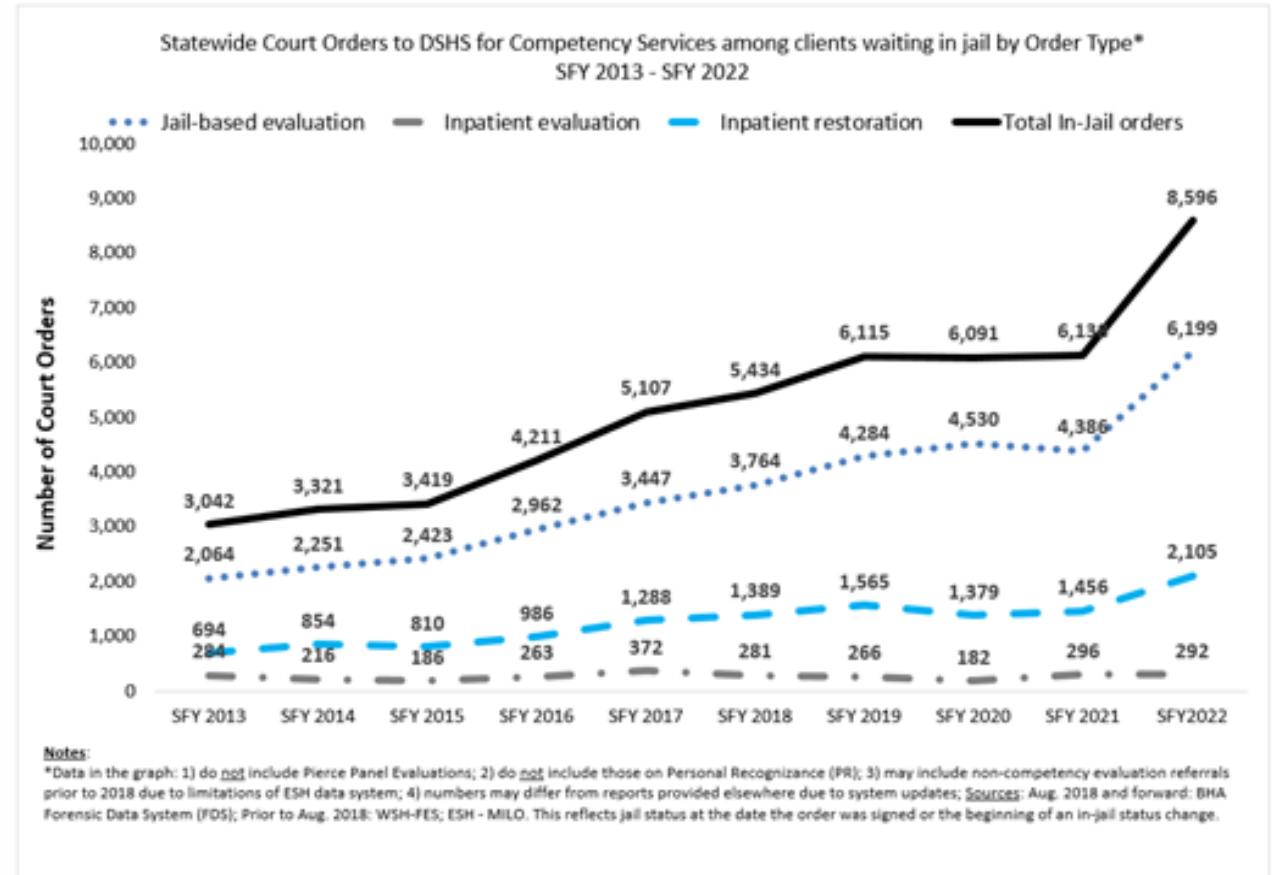
Percent complete (admitted to an inpatient facility) or closed within court ordered limits among individuals waiting in jail for an inpatient competency evaluation or restoration.



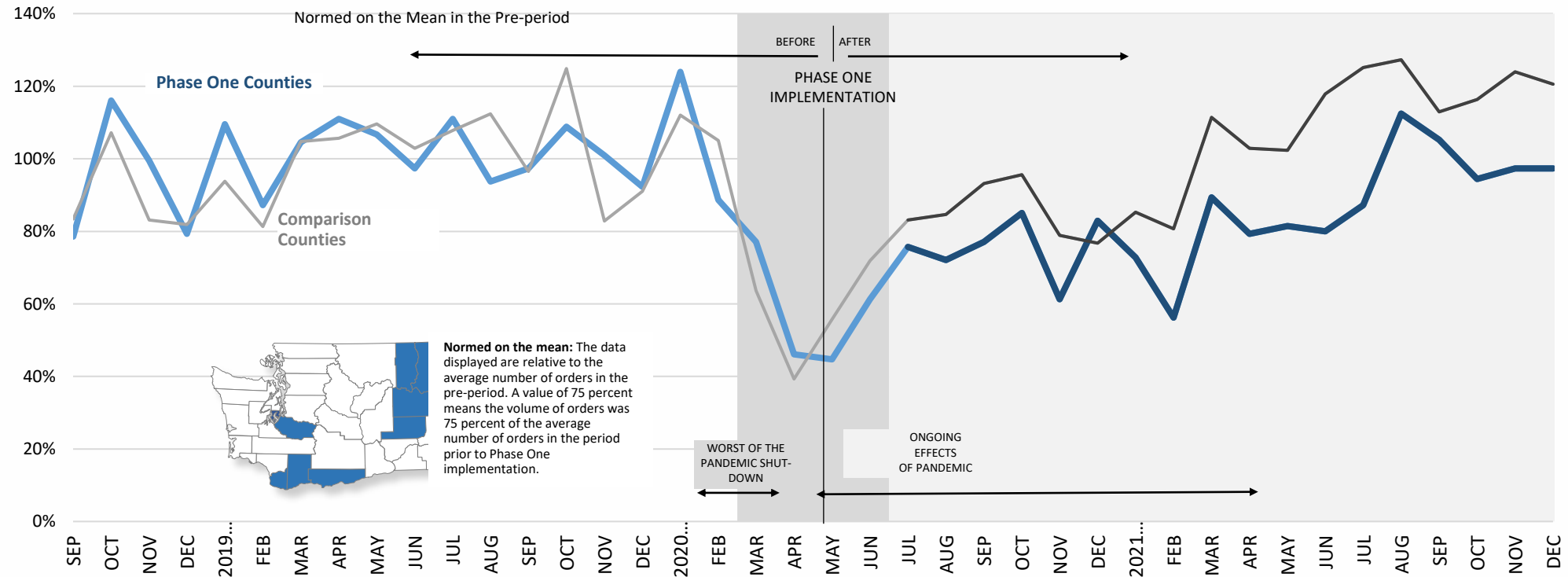
BHA Efforts to Meet Benchmarks

In-patient competency services

- Opening of 58 beds at WSH between February and April 2023
- Opening of 16 beds at Maple Lane for civil patients currently housed at WSH (provides 16 competency beds at WSH) in February 2023
- Opening of 30 NGRI beds at Maple Lane in early 2024 (provides 30 competency beds at WSH)
- Building of a new state hospital (350 new beds in 2027)
- Opening of 48 beds in Vancouver in 2025
- OCRP available in 11 counties (King County went live October 31, 2022)
 - This allows people who would have been referred to WSH/ESH to receive restoration in the community



Decrease in Rate of Competency Evaluation Orders in Phase One Regions Compared to Balance of State

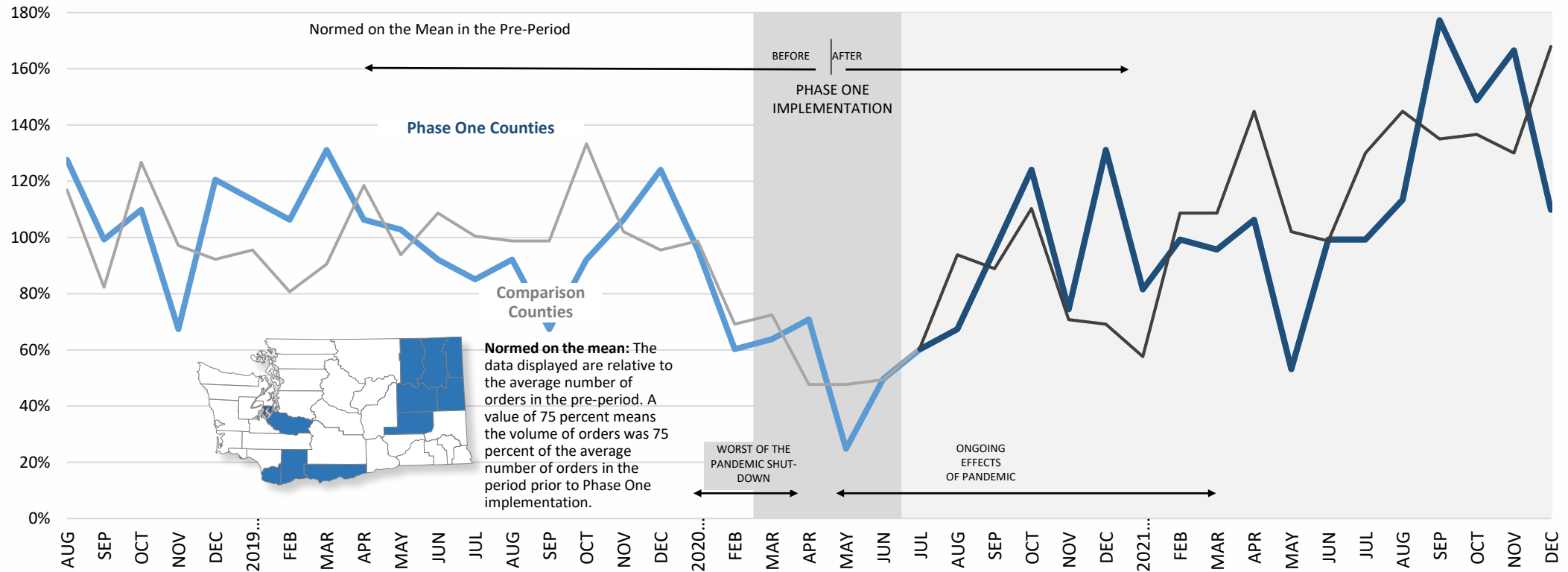


Phase One Counties = Adams, Clark, Ferry, Klickitat, Lincoln, Pierce, Pend Oreille, Skamania, Spokane, Stevens.

Comparison Counties = Balance of the state.

NOTES: 1. Includes jail, inpatient, and personal recognizance (PR) based competency evaluations. The data also includes Pierce County Evaluation Panel data from January 2016 to July 2019. 2. Excludes orders cancelled or withdrawn. 3. Multiple competency orders for the same individual with the same cause number or order sign date are counted once. 4. Data from March to June 2020, during the worst of the pandemic shut-down were excluded from the Interrupted Time Series Analysis.

Increase in Competency Restoration Orders in Phase One Regions Compared to Balance of State



Phase One Counties = Adams, Clark, Ferry, Klickitat, Lincoln, Pierce, Pend Oreille, Skamania, Spokane, Stevens.
Comparison Counties = Balance of the state.

NOTES: 1. Includes first restoration orders for inpatient orders to state hospitals, other competency restoration facilities and the Outpatient Competency Restoration Program which began July 1, 2020 in Trueblood Phase One regions. Excludes orders for subsequent periods of restoration and orders cancelled or withdrawn. 2. Multiple competency orders for the same individual with the same cause number or order sign date are counted once. 3. Data from March to June 2020, during the worst of the pandemic shut-down were excluded from the Interrupted Time Series Analysis.

Forensic Bed Need Forecast Summary

Preliminary February 2023 Forensic Bed Need Forecast By State Fiscal Year (SFY)

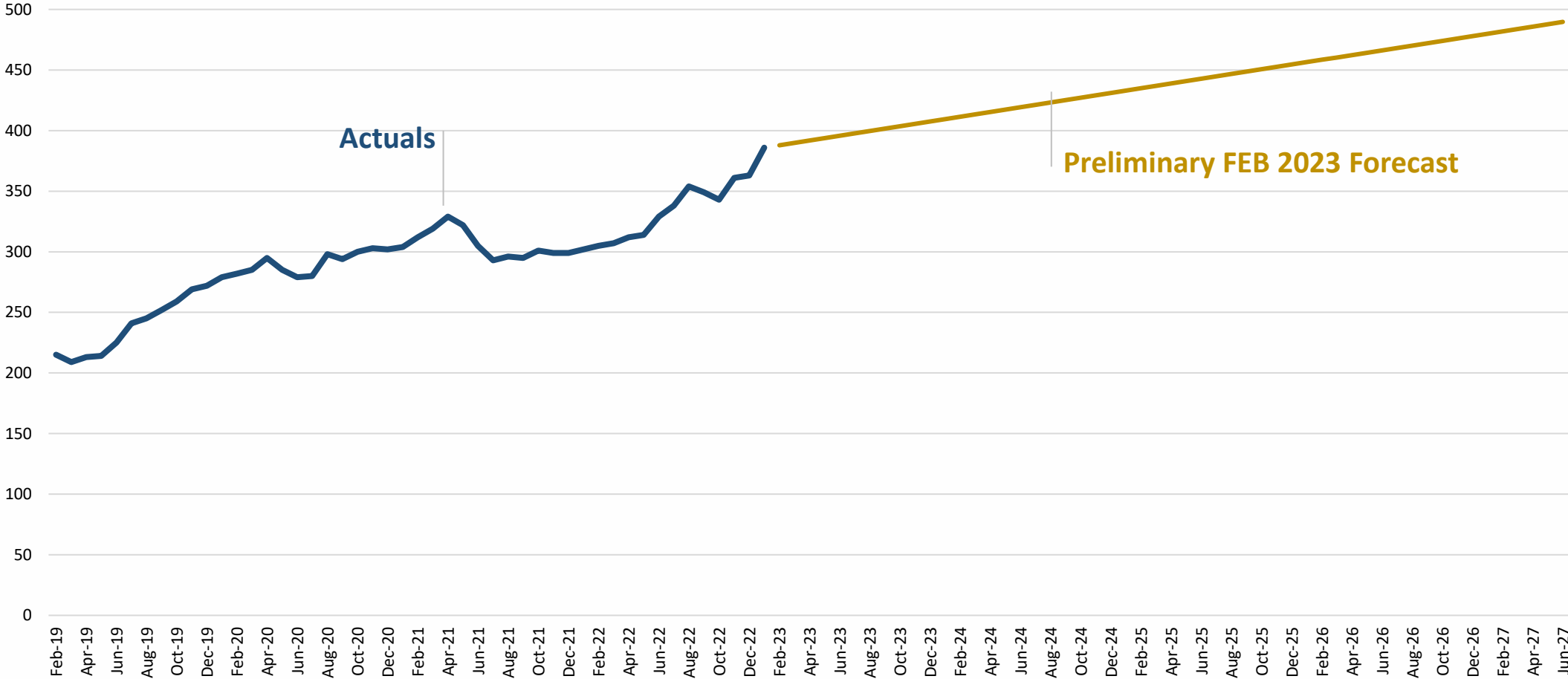
	Western State		
	Forecast Need Year End	Forecast Need SFY Average	Budgeted Beds Year End
2023	683		488*
2024	714	700	
2025	746	731	
2026	778	763	
2027	809	795	

Eastern State		
Forecast Need Year End	Forecast Need SFY Average	Budgeted Beds Year End
247		175
256	252	
265	261	
275	270	
284	280	

* Includes 60 RTF beds

DATA SOURCE: DSHS Research and Data Analysis Division preliminary February 2023 Bed Need Forecast

Civil Conversion Statewide Daily Census Forecast



DATA SOURCE: DSHS Research and Data Analysis Division preliminary February 2023 Bed Need Forecast

Statewide Civil Bed Need Forecast Summary

Preliminary February 2023 Civil Bed Need Forecast by State Fiscal Year (SFY)

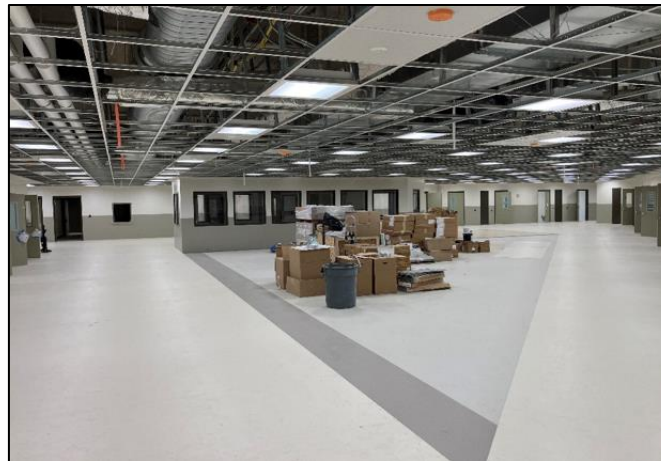
	Statewide Forecast Civil Bed Need		
	Civil Conversion Bed Need SFY Average	Other Civil* Bed Need SFY Average	Total Civil Bed Need SFY Average
2023	437	439	875
2024	481	441	922
2025	508	444	952
2026	536	446	982
2027	563	449	1,013

DATA SOURCE: DSHS Research and Data Analysis Division preliminary February 2023 Bed Need Forecast

New Facilities Under Construction

Western State Hospital: 58 beds in Wards F9 and F10 at the Gage Center for Forensic Services

- Admission wards with single rooms and on-ward services
- Patient occupancy in March 2023
- \$33.6 million with a 30-month construction duration



New Facilities Under Construction

Maple Lane: 16 beds in the Oak Cottage, Community Civil Treatment

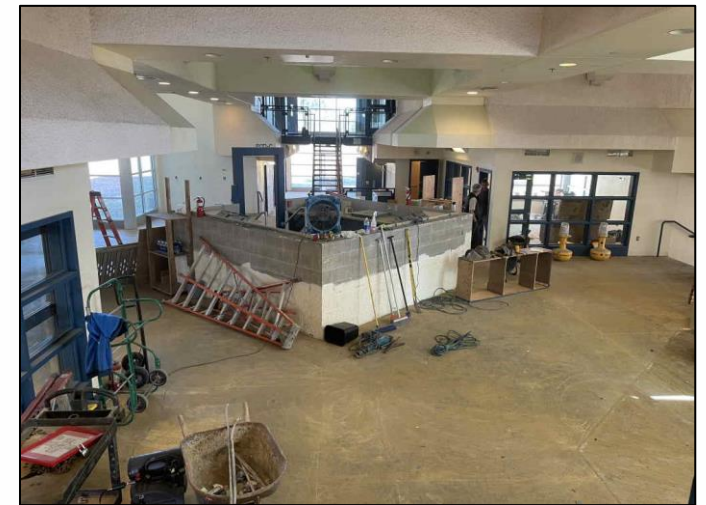
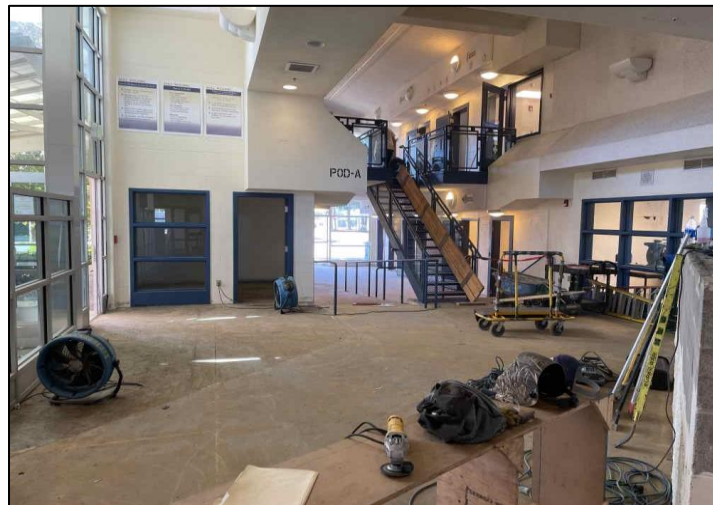
- Single and double sleeping rooms with in-house treatment, dining, recreation, administration
- Zero Net Energy
- Patient occupancy in Feb. 2023
- \$20.2 million with a 24-month construction duration



New Facilities Under Construction

Maple Lane: 30 beds in Columbia Cottage remodeled for Not Guilty by Reason of Insanity patients moving from WSH

- Remodel of former 64-bed Juvenile Rehabilitation Unit
- Patient occupancy in Sept. 2023
- \$5 million with a 16-month construction duration
- Closure of Competency Restoration beds in 2024 and transitioning units.



New Facilities in Design and/or Permitting Phase

Clark County: 48 beds at Brockmann Behavioral Health Campus, Community Civil Treatment Facility

- Land use permit has been approved
- Building permit application has been submitted
- \$58.3 million funded to date
- \$24 million requested in 2023-25 to address permitting delays, mitigation requirements, construction cost escalation
- Site development to begin in early 2023; installation of storm water facilities, develop buildings' pads, street frontage improvements
- Patient occupancy anticipated in first quarter of 2025



New Facilities in Design and/or Permitting Phase

Western State Hospital: New 350-bed forensic hospital

- Master Plan approved by the City of Lakewood in Sept. 2022
- 350 beds with treatment, recreation, clinical and admin spaces
- Comprehensive site development with new roads, parking lots, sidewalks, site lighting and fencing
- Schematic design phase complete; budget reconciliation underway between architect's and contractor's estimates
- Design development underway in Dec. 2022
- Demolition and hazard abatement to begin in May 2023
- Construction to begin in May 2024
- \$895 million funding requested in 2023-25 for construction funding



New Facilities in Design and/or Permitting Phase

Western State Hospital: New 350-bed forensic hospital design and construction cost impacts

- 2021-23 capital budget request = \$677.7 million with \$52.0 million appropriated to date for predesign, design, relocation, hazards abatement, and demolition
- 2023-25 capital budget request = \$895 million in new funding

Project cost increases are attributed to changed conditions since predesign report in Oct. 2021

- Factors included in predesign report but underestimated
- Factors omitted or excluded from predesign report
- Design maturity between conceptual predesign concept and more fully developed schematic design
- Construction cost escalation in the Puget Sound region

New Facilities in Design and/or Permitting

Western State Hospital: New 350-bed forensic hospital



Schematic Site Plan in the Southwest Corner of the WSH Campus



Challenges in Siting New Behavioral Health Facilities

Community and neighborhood challenges to site selection and acquisition

Neighborhood challenges to facts presented in the SEPA Checklist and SEPA determination

SEPA appeals

Land Use appeals for an Essential Public Facility

Schedule delays, cost escalation, and mitigation requirements



Summary: Past and Future Bed Openings

Project Name	Beds	Target Population	Projected Opening
<i>Past Openings</i>			
Yakima Competency Restoration Center RTF	24	Competency restoration	Opened 2016, closed at direction of Federal Court
Maple Lane Competency Restoration Center RTF	30	Competency restoration	Opened 2016
Civil to forensic ward renovation at WSH	30	Competency restoration and evaluation patients	Opened 2018
ESH major construction and renovation project	50	Competency restoration and evaluation patients, overflow from WSH	Opened summer 2020
Fort Steilacoom Competency Restoration Center RTF	30	Competency restoration	Opened 2019
Renovation of E3/E4 wards at WSH	40	Competency restoration and evaluation patients	Opened February 2021
<i>Future Openings</i>			
Emergent Community Hospital Contracts	50+	Felony conversion patients	1st Quarter, 2023
New construction of F9 and F10 wards at WSH	58	Competency restoration and evaluation patients	1st Quarter, 2023
Maple Lane Oak Cottage	16	Felony conversion patients	1st Quarter, 2023
Maple Lane NGRI program	30	Not guilty by reason of insanity patients	Late 2023/early 2024
Three Clark County facilities	48	Felony conversion patients	2025
New forensic hospital	350	Competency restoration and evaluation, NGRI, and hard to place felony conversion patients	Construction commencing in 2023, completion estimated 2027-2029

Source: *Trueblood v. DSHS*, Western District of Washington Case No. 2:14-cv-01178-MJP, Dkt. No. 943

Questions?

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