CERTIFICATION OF ENROLLMENT

## ENGROSSED SUBSTITUTE HOUSE BILL 2411

66th Legislature 2020 Regular Session

Passed by the House February 12, 2020 Yeas 95 Nays 0

Speaker of the House of Representatives

Passed by the Senate March 3, 2020 Yeas 48 Nays 0

## CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is ENGROSSED SUBSTITUTE HOUSE BILL 2411 as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

President of the Senate

Approved

FILED

Secretary of State State of Washington

Governor of the State of Washington

## ENGROSSED SUBSTITUTE HOUSE BILL 2411

Passed Legislature - 2020 Regular Session

State of Washington 66th Legislature 2020 Regular Session

**By** House Health Care & Wellness (originally sponsored by Representatives Orwall, Kilduff, Gildon, Leavitt, Paul, Cody, Davis, Pollet, Goodman, Wylie, Doglio, and Morgan)

READ FIRST TIME 02/04/20.

1 AN ACT Relating to suicide prevention; reenacting and amending 2 RCW 43.70.442; adding a new section to chapter 18.92 RCW; creating a 3 new section; and providing an effective date.

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

5 Sec. 1. RCW 43.70.442 and 2019 c 444 s 13 and 2019 c 358 s 5 are 6 each reenacted and amended to read as follows:

7 (1) (a) Each of the following professionals certified or licensed
8 under Title 18 RCW shall, at least once every six years, complete
9 training in suicide assessment, treatment, and management that is
10 approved, in rule, by the relevant disciplining authority:

11

(i) An adviser or counselor certified under chapter 18.19 RCW;

12 (ii) A substance use disorder professional licensed under chapter 13 18.205 RCW;

14 (iii) A marriage and family therapist licensed under chapter 15 18.225 RCW;

16 (iv) A mental health counselor licensed under chapter 18.225 RCW;

17 (v) An occupational therapy practitioner licensed under chapter 18 18.59 RCW;

19 (vi) A psychologist licensed under chapter 18.83 RCW;

(vii) An advanced social worker or independent clinical social
 worker licensed under chapter 18.225 RCW; and

1 (viii) A social worker associate—advanced or social worker associate-independent clinical licensed under chapter 18.225 RCW. 2

3 (b) The requirements in (a) of this subsection apply to a person 4 holding a retired active license for one of the professions in (a) of 5 this subsection.

(c) The training required by this subsection must be at least six 6 7 hours in length, unless a disciplining authority has determined, under subsection (10) (b) of this section, that training that includes 8 only screening and referral elements is appropriate for the 9 profession in question, in which case the training must be at least 10 11 three hours in length.

(d) Beginning July 1, 2017, the training required by this 12 subsection must be on the model list developed under subsection (6) 13 of this section. Nothing in this subsection (1)(d) affects the 14 validity of training completed prior to July 1, 2017. 15

16

(2) (a) Except as provided in (b) of this subsection ((-a)):

(i) A professional listed in subsection (1)(a) of this section 17 must complete the first training required by this section by the end 18 19 of the first full continuing education reporting period after January 20 1, 2014, or during the first full continuing education reporting period after initial licensure or certification, whichever occurs 21 22 later.

23 (ii) Beginning July 1, 2021, the second training for a psychologist, a marriage and family therapist, a mental health 24 counselor, an advanced social worker, an independent clinical social 25 worker, a social worker associate-advanced, or a social worker 26 27 associate-independent clinical must be either: (A) An advanced 28 training focused on suicide management, suicide care protocols, or effective treatments; or (B) a training in a treatment modality shown 29 to be effective in working with people who are suicidal, including 30 31 dialectical behavior therapy, collaborative assessment and management of suicide risk, or cognitive behavior therapy-suicide prevention. If 32 33 a professional subject to the requirements of this subsection has 34 already completed the professional's second training prior to July 1, 2021, the professional's next training must comply with this 35 subsection. This subsection (2)(a)(ii) does not apply if the licensee 36 demonstrates that the training required by this subsection (2) (a) (ii) 37 38 is not reasonably available.

39 (b) (i) A professional listed in subsection (1) (a) of this section applying for initial licensure may delay completion of the first 40 ESHB 2411.PL 1 training required by this section for six years after initial 2 licensure if he or she can demonstrate successful completion of the 3 training required in subsection (1) of this section no more than six 4 years prior to the application for initial licensure.

(ii) Beginning July 1, 2021, a psychologist, a marriage and 5 6 family therapist, a mental health counselor, an advanced social worker, an independent clinical social worker, a social worker 7 associate-advanced, or a social worker associate-independent clinical 8 exempt from his or her first training under (b) (i) of this subsection 9 10 must comply with the requirements of (a) (ii) of this subsection for his or her first training after initial licensure. If a professional 11 subject to the requirements of this subsection has already completed 12 the professional's first training after initial licensure, the 13 professional's next training must comply with this subsection 14 15 (2) (b) (ii). This subsection (2) (b) (ii) does not apply if the licensee demonstrates that the training required by this subsection (2)(b)(ii) 16 17 is not reasonably available.

18 (3) The hours spent completing training in suicide assessment, 19 treatment, and management under this section count toward meeting any 20 applicable continuing education or continuing competency requirements 21 for each profession.

(4) (a) A disciplining authority may, by rule, specify minimum training and experience that is sufficient to exempt an individual professional from the training requirements in subsections (1) and (5) of this section. Nothing in this subsection (4) (a) allows a disciplining authority to provide blanket exemptions to broad categories or specialties within a profession.

(b) A disciplining authority may exempt a professional from the
 training requirements of subsections (1) and (5) of this section if
 the professional has only brief or limited patient contact.

31 (5)(a) Each of the following professionals credentialed under 32 Title 18 RCW shall complete a one-time training in suicide 33 assessment, treatment, and management that is approved by the 34 relevant disciplining authority:

35 36

(i) A chiropractor licensed under chapter 18.25 RCW;

(ii) A naturopath licensed under chapter 18.36A RCW;

37 (iii) A licensed practical nurse, registered nurse, or advanced 38 registered nurse practitioner, other than a certified registered 39 nurse anesthetist, licensed under chapter 18.79 RCW; (iv) An osteopathic physician and surgeon licensed under chapter
 18.57 RCW, other than a holder of a postgraduate osteopathic medicine
 and surgery license issued under RCW 18.57.035;

4 (v) An osteopathic physician assistant licensed under chapter
5 18.57A RCW;

6 (vi) A physical therapist or physical therapist assistant 7 licensed under chapter 18.74 RCW;

8 (vii) A physician licensed under chapter 18.71 RCW, other than a 9 resident holding a limited license issued under RCW 18.71.095(3);

10

16

(viii) A physician assistant licensed under chapter 18.71A RCW;

11 (ix) A pharmacist licensed under chapter 18.64 RCW;

12 (x) A dentist licensed under chapter 18.32 RCW;

13 (xi) A dental hygienist licensed under chapter 18.29 RCW;

14 (xii) An athletic trainer licensed under chapter 18.250 RCW; 15 ((and))

(xiii) An optometrist licensed under chapter 18.53 RCW;

17 <u>(xiv) An acupuncture and Eastern medicine practitioner licensed</u> 18 <u>under chapter 18.06 RCW; and</u>

19 (xv) A person holding a retired active license for one of the 20 professions listed in (a)(i) through (((xii))) (xiv) of this 21 subsection.

(b) (i) A professional listed in (a) (i) through (viii) of this 22 subsection or a person holding a retired active license for one of 23 the professions listed in (a)(i) through (viii) of this subsection 24 25 must complete the one-time training by the end of the first full continuing education reporting period after January 1, 2016, or 26 during the first full continuing education reporting period after 27 28 initial licensure, whichever is later. Training completed between June 12, 2014, and January 1, 2016, that meets the requirements of 29 this section, other than the timing requirements of this subsection 30 31 (5) (b), must be accepted by the disciplining authority as meeting the 32 one-time training requirement of this subsection (5).

(ii) A licensed pharmacist or a person holding a retired active pharmacist license must complete the one-time training by the end of the first full continuing education reporting period after January 1, 2017, or during the first full continuing education reporting period after initial licensure, whichever is later.

38 (iii) A licensed dentist, a licensed dental hygienist, or a 39 person holding a retired active license as a dentist shall complete 40 the one-time training by the end of the full continuing education 1 reporting period after August 1, 2020, or during the first full 2 continuing education reporting period after initial licensure, 3 whichever is later. Training completed between July 23, 2017, and 4 August 1, 2020, that meets the requirements of this section, other 5 than the timing requirements of this subsection (5)(b)(iii), must be 6 accepted by the disciplining authority as meeting the one-time 7 training requirement of this subsection (5).

(iv) A licensed optometrist or a licensed acupuncture and Eastern 8 medicine practitioner, or a person holding a retired active license 9 10 as an optometrist or an acupuncture and Eastern medicine practitioner, shall complete the one-time training by the end of the 11 12 full continuing education reporting period after August 1, 2021, or during the first full continuing education reporting period after 13 initial licensure, whichever is later. Training completed between the 14 15 effective date of this section and August 1, 2021, that meets the requirements of this section, other than the timing requirements of 16 17 this subsection (5)(b)(iv), must be accepted by the disciplining authority as meeting the one-time training requirement of this 18 19 subsection (5).

(c) The training required by this subsection must be at least six hours in length, unless a disciplining authority has determined, under subsection (10)(b) of this section, that training that includes only screening and referral elements is appropriate for the profession in question, in which case the training must be at least three hours in length.

(d) Beginning July 1, 2017, the training required by this
subsection must be on the model list developed under subsection (6)
of this section. Nothing in this subsection (5)(d) affects the
validity of training completed prior to July 1, 2017.

30 (6)(a) The secretary and the disciplining authorities shall work 31 collaboratively to develop a model list of training programs in 32 suicide assessment, treatment, and management. <u>Beginning July 1,</u> 33 <u>2021, for purposes of subsection (2)(a)(ii) of this section, the</u> 34 <u>model list must include advanced training and training in treatment</u> 35 <u>modalities shown to be effective in working with people who are</u> 36 <u>suicidal.</u>

(b) The secretary and the disciplining authorities shall updatethe list at least once every two years.

39 (c) By June 30, 2016, the department shall adopt rules40 establishing minimum standards for the training programs included on

p. 5

ESHB 2411.PL

1 the model list. The minimum standards must require that six-hour 2 trainings include content specific to veterans and the assessment of 3 issues related to imminent harm via lethal means or self-injurious 4 behaviors and that three-hour trainings for pharmacists or dentists 5 include content related to the assessment of issues related to 6 imminent harm via lethal means. When adopting the rules required 7 under this subsection (6)(c), the department shall:

8 (i) Consult with the affected disciplining authorities, public 9 and private institutions of higher education, educators, experts in 10 suicide assessment, treatment, and management, the Washington 11 department of veterans affairs, and affected professional 12 associations; and

(ii) Consider standards related to the best practices registry of the American foundation for suicide prevention and the suicide prevention resource center.

16

(d) Beginning January 1, 2017:

(i) The model list must include only trainings that meet the minimum standards established in the rules adopted under (c) of this subsection and any three-hour trainings that met the requirements of this section on or before July 24, 2015;

(ii) The model list must include six-hour trainings in suicide assessment, treatment, and management, and three-hour trainings that include only screening and referral elements; and

(iii) A person or entity providing the training required in this
section may petition the department for inclusion on the model list.
The department shall add the training to the list only if the
department determines that the training meets the minimum standards
established in the rules adopted under (c) of this subsection.

(e) By January 1, 2021, the department shall adopt minimum 29 standards for advanced training and training in treatment modalities 30 31 shown to be effective in working with people who are suicidal. 32 Beginning July 1, 2021, all such training on the model list must meet the minimum standards. When adopting the minimum standards, the 33 department must consult with the affected disciplining authorities, 34 public and private institutions of higher education, educators, 35 36 experts in suicide assessment, treatment, and management, the Washington department of veterans affairs, and affected professional 37 associations. 38

39 (7) The department shall provide the health profession training 40 standards created in this section to the professional educator

p. 6

1 standards board as a model in meeting the requirements of RCW 2 28A.410.226 and provide technical assistance, as requested, in the 3 review and evaluation of educator training programs. The educator 4 training programs approved by the professional educator standards 5 board may be included in the department's model list.

6 (8) Nothing in this section may be interpreted to expand or limit 7 the scope of practice of any profession regulated under chapter 8 18.130 RCW.

9 (9) The secretary and the disciplining authorities affected by 10 this section shall adopt any rules necessary to implement this 11 section.

12 (10) For purposes of this section:

13 (a) "Disciplining authority" has the same meaning as in RCW 14 18.130.020.

(b) "Training in suicide assessment, treatment, and management" 15 16 means empirically supported training approved by the appropriate 17 disciplining authority that contains the following elements: Suicide assessment, including screening and referral, suicide treatment, and 18 suicide management. However, the disciplining authority may approve 19 training that includes only screening and referral elements if 20 21 appropriate for the profession in question based on the profession's 22 scope of practice. The board of occupational therapy may also approve 23 training that includes only screening and referral elements if appropriate for occupational therapy practitioners based on practice 24 25 setting.

(11) A state or local government employee is exempt from the requirements of this section if he or she receives a total of at least six hours of training in suicide assessment, treatment, and management from his or her employer every six years. For purposes of this subsection, the training may be provided in one six-hour block or may be spread among shorter training sessions at the employer's discretion.

33 (12) An employee of a community mental health agency licensed under chapter 71.24 RCW or a chemical dependency program certified 34 under chapter 71.24 RCW is exempt from the requirements of this 35 section if he or she receives a total of at least six hours of 36 training in suicide assessment, treatment, and management from his or 37 her employer every six years. For purposes of this subsection, the 38 39 training may be provided in one six-hour block or may be spread among 40 shorter training sessions at the employer's discretion.

p. 7

<u>NEW SECTION.</u> Sec. 2. A new section is added to chapter 18.92
 RCW to read as follows:

3 (1) The board, in consultation with the University of 4 Washington's forefront suicide prevention center of excellence and 5 affected professional associations, shall develop a suicide 6 prevention training program for veterinarians and veterinary 7 technicians by June 30, 2022. The program must:

8 (a) Recognize that veterinarians treat animal patients and have 9 limited interaction with animal patient owners;

10

(b) Focus on mental health and well-being;

(c) Include general content on suicide risk, prevention, and resourcing, and specific content on imminent harm by lethal means; and

14 (d) Be three hours in length.

(2) Beginning July 1, 2022, all veterinarians and veterinary 15 16 technicians shall complete the training program developed by the 17 The training must be completed during the first full board. continuing education reporting period after July 1, 2022, or during 18 the first full continuing education reporting period after initial 19 licensure, whichever is later. The board may exempt any veterinarian 20 21 or veterinary technician who completed training substantially equivalent to the training developed under subsection (1) of this 22 section in the three years prior to July 1, 2022. 23

(3) The hours spent completing training under this section count
 toward meeting any applicable continuing education requirements for
 veterinarians and veterinary technicians.

(4) Nothing in this section may be interpreted to expand or limitthe scope of practice of a veterinarian or veterinary technician.

29 <u>NEW SECTION.</u> Sec. 3. (1) Subject to funds appropriated for this 30 specific purpose, the University of Washington's forefront suicide 31 prevention center of excellence, in coordination with associations 32 representing the construction industry, shall develop:

33 (a) An online, interactive training module in suicide prevention;34 and

35 (b) A series of modules intended to be delivered by the 36 construction industry that complement the online training module, 37 which must include training on available resources, lethal means 38 safety, screening tools, men's mental health, and a refresher on the 39 online training. 1 (2) The University of Washington's forefront suicide prevention 2 center of excellence shall complete the modules developed under 3 subsection (1) of this section by July 1, 2021.

4 <u>NEW SECTION.</u> Sec. 4. Section 1 of this act takes effect August 5 1, 2020.

--- END ---