



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

January 31, 2017

Ordinance 18452

Proposed No. 2016-0429.2

Sponsors Kohl-Welles

1 AN ORDINANCE renaming and revising the King County
2 mental illness and drug dependency oversight committee;
3 and amending Ordinance 16077, Section 4, as amended,
4 and K.C.C. 2.130.010.

5 PREAMBLE:

6 In 2005, recognizing the need for additional mental health and chemical
7 dependency programs, the state Legislature authorized counties to
8 implement a one-tenth of one percent sales and use tax to support new
9 programs.

10 The one-tenth of one percent sales and use tax supporting new or
11 expanded chemical dependency or mental health treatment programs and
12 services and for the operation of new or expanded therapeutic court
13 programs and services, known as the mental illness and drug dependency
14 ("MIDD") sales and use tax, generates between fifty and sixty-five million
15 dollars annually for King County.

16 King County council levied the one-tenth of one percent MIDD sales and
17 use tax in Ordinance 15949, which was enacted November 26, 2007.

18 The intent of the sales tax is to support new or expanded mental health and
19 substance abuse programs, now referred to as behavioral health programs,

20 reflective of the integration of mental health and substance use disorder
21 programs and services; and the operation of the county's therapeutic court
22 programs.

23 In March 2014, the Washington state Legislature passed Senate Bill 6312, which
24 became Chapter 225, Laws of Washington 2014, calling for the integrated
25 purchasing of mental health and substance abuse treatment services.

26 Implementation of this law has brought about changes to how mental health and
27 substance abuse treatment services are described and administered and delivered
28 in King County. An integrated behavioral health system allows more flexibility
29 to deliver holistic care especially for individuals with co-occurring mental health
30 and substance use disorders. One change initiated by behavioral health
31 integration is the evolution of terminology used to define and describe the mental
32 health and substance use disorder systems. King County uses "behavioral health"
33 when referencing mental health and substance use disorder systems, reflecting the
34 joining of systems through behavioral health integration.

35 The MIDD sales tax-funded initiatives, programs and services supported
36 by taxes levied under K.C.C 4A.500.300 continue the county's work to
37 transform the approach to health and human services by improving health
38 and well-being and creating conditions that allow residents of King
39 County to achieve their full potential.

40 Much has changed locally, at the state level and nationally in the realm of
41 behavioral health the eleven years since the state Legislature authorized
42 counties to implement a one-tenth of one percent sales and use tax to

43 support new program and enhance the state's chemical dependency and
44 mental health treatment services, and in the nine years since King County
45 subsequently authorized the MIDD one-tenth of one percent sales and use
46 tax levied under K.C.C. 4A.500.300: the formerly separate mental health
47 and chemical dependency services are integrated into one behavioral
48 health system; the nation and region experienced a severe economic
49 downturn and recovery; the federal Affordable Care Act was enacted; and
50 there have been several changes in state laws impacting behavioral health
51 services. Throughout all of these change events, King County's MIDD
52 work became a platform for cross system engagement and improvement,
53 collaboration and policy dialogue between the criminal justice, health and
54 human services sectors.

55 King County, its behavioral health and community stakeholders, and the
56 mental illness and drug dependency oversight committee ("MIDD
57 oversight committee") embraced the opportunity to review and learn from
58 the MIDD work accomplished between 2008 and 2016, and plan for a
59 robust, forward looking MIDD for the next service period. The
60 collaborative efforts over a nearly two-year period from a wide range of
61 stakeholders including representatives from communities, provider
62 agencies, courts, law enforcement, public health, the prosecuting attorney,
63 public defense, juvenile and adult justice systems, staff and elected
64 officials from jurisdictions in King County, council staff and many others

65 thoughtfully informed the recommendations to modify the composition of
66 the MIDD oversight committee.

67 The executive recommends no changes to the purpose and role of the
68 MIDD oversight committee, maintaining the committee's role as an
69 advisory body to the executive and council as established in Ordinance
70 16077 and K.C.C. 2.130.010. The executive recommends amending the
71 name of the MIDD oversight committee to the MIDD advisory committee,
72 commensurate with the previously established purpose and role of the
73 committee via Ordinance 16077 and K.C.C. 2.130.010.

74 Throughout the course of planning for the 2017-2025 MIDD service
75 period, the MIDD oversight committee members and stakeholders were
76 exceedingly clear about the need to have the voices, perspectives and
77 experiences of behavioral health consumers, youth, immigrants and
78 refugees, faith communities and specific cultural populations represented
79 on the MIDD advisory committee. The result of this direction is that a
80 consumers and communities ad hoc work group will be convened and two
81 members of the ad hoc work group will serve, if confirmed by the council,
82 as members of the MIDD advisory committee.

83 Utilizing an ad hoc work group for consumers and communities
84 recognizes that no one person should be asked to speak for an entire
85 population or experience, particularly in an environment where lay people
86 are sharing decision- or recommendation-making platforms with those
87 who have significant positional authority, such as elected officials. Given

88 the number of communities identified as needing a voice on the MIDD
89 advisory committee, and because there are many diverse lived experiences
90 involved with behavioral health, an additional twelve to twenty consumer
91 and community positions to the MIDD advisory committee would have
92 been necessary. A MIDD advisory committee of fifty or more would not
93 be feasible to operate as the MIDD oversight committee has operated, and
94 more so given the operational improvements planned; therefore, the
95 recommendation to convene an ad hoc consumers and communities work
96 group balances the need to enable a greater number of experiences and
97 perspectives to be brought forward to the MIDD advisory committee with
98 efficiency and effectiveness of operation.

99 The recommended additional members of the MIDD advisory committee
100 are also driven by the county's equity and social justice agenda which
101 finds that race, place and income impact quality of life for residents of
102 King County and people of color, and those who have limited English
103 proficiency and/or low-incomes persistently face inequities in key
104 educational, economic and health outcomes. These inequities are driven
105 by an array of factors including the tax system, unequal access to the
106 determinants of equity, subtle but pervasive individual bias, and
107 institutional and structural racism and sexism. These factors, while
108 invisible to some, have profound and tangible impacts for others,
109 particularly those who also may be living with behavioral health
110 conditions and experiencing criminal justice involvement.

111 Each of the recommended sector additions to the composition of the
112 MIDD advisory committee: recovery, education, philanthropy and
113 managed care is intended to enrich and deepen the advice and guidance
114 provided by the committee to the King County executive and council. The
115 added seats expand the expertise around the table and strengthen system
116 connections.

117 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

118 SECTION 1. Ordinance 16077, Section 4, as amended, and K.C.C. 2.130.010 are
119 hereby amended to read as follows:

120 A. There is hereby established a King County mental illness and drug
121 dependency ~~((oversight))~~ advisory committee.

122 B.1. The ~~((oversight))~~ advisory committee shall act as an advisory body to the
123 county executive and council. The ~~((oversight))~~ advisory committee ~~((is responsible for~~
124 ~~oversight of))~~ shall conduct reviews, provide comment on and make recommendations on
125 the mental illness and drug dependency tax-funded ~~((strategies))~~ initiatives, services,
126 programs and policy goals outlined in Ordinance 15949, Section 3, as amended, and
127 K.C.C. ~~((chapter 4.33))~~ 4A.500.300 through 4A.500.340 and consistent with the mental
128 illness and drug dependency ~~((action))~~ service improvement plan that is approved in
129 accordance with Ordinance 17998. The ~~((oversight))~~ advisory committee shall provide
130 ongoing review, comments and recommendations on ~~((oversight of))~~ mental illness and
131 drug dependency tax-funded programs until all sales tax revenues have been expended
132 and the final evaluation of the mental illness and drug dependency programs and services
133 has been submitted to the council.

- 134 2. The ~~((oversight))~~ advisory committee shall:
- 135 a. review and provide written recommendations to the executive and the
- 136 council on the implementation and effectiveness of the county's sales tax funded
- 137 programs in meeting the goals established in Ordinance 15949, Section 3, as amended,
- 138 and K.C.C. ~~((chapter 4.33))~~ 4A.500.300 through 4A.500.340;
- 139 b. review and report to the executive and the council on ~~the quarterly,~~ annual
- 140 ~~and~~ evaluation reports as required by Ordinance 15949, Section 3, as amended, and
- 141 K.C.C. ~~((chapter 4.33))~~ 4A.500.300 through 4A.500.340;
- 142 c. review and make comment on emerging and evolving priorities for the use
- 143 of the mental illness and drug dependency sales tax revenue;
- 144 d. serve as a forum to promote coordination and collaboration between entities
- 145 involved with sales tax programs;
- 146 e. educate the public, policymakers and stakeholders on mental illness and drug
- 147 dependency sales tax funded programs; and
- 148 f. coordinate and share information with other related efforts and groups.
- 149 C. The ~~((oversight))~~ advisory committee shall be composed of one representative
- 150 from each of the following ~~((in addition to two members from the King County~~
- 151 ~~behavioral health advisory board))~~:
- 152 1. The council;
- 153 2. The executive;
- 154 3. The superior court;
- 155 4. The district court;
- 156 5. The prosecuting attorney's office;

- 157 6. The sheriff's office;
- 158 7. The department of public health;
- 159 8. The department of judicial administration;
- 160 9. The department of adult and juvenile detention;
- 161 10. The department of community and human services;
- 162 11. A provider of both mental health and chemical dependency services in King
- 163 County;
- 164 12. A provider of culturally specific mental health services in King County;
- 165 13. A provider of culturally specific chemical dependency services in King
- 166 County;
- 167 14. A representative of an organization with expertise in helping individuals
- 168 with behavioral health needs in King County get jobs and live independent lives;
- 169 15. A provider of domestic violence prevention services in King County;
- 170 ~~((15.))~~ 16. A provider of sexual assault victim services in King County;
- 171 ~~((16.))~~ 17. An agency providing mental health and chemical dependency
- 172 services to youth;
- 173 ~~((17.))~~ 18. Harborview Medical Center;
- 174 ~~((18. The Committee to End Homelessness in King County))~~ 19. All Home;
- 175 ~~((19.))~~ 20. King County systems integration initiative, which is an ongoing work
- 176 group established by the executive for addressing juvenile justice matters;
- 177 ~~((20.))~~ 21. The Community Health Council;
- 178 ~~((21.))~~ 22. The Washington State Hospital Association, representing King
- 179 County hospitals;
-

- 180 ~~((22.))~~ 23. The ~~((Suburban))~~ Sound Cities Association;
- 181 ~~((23.))~~ 24. The city of Seattle;
- 182 ~~((24.))~~ 25. The city of Bellevue;
- 183 ~~((25.))~~ 26. Labor representing a bona fide labor organization;
- 184 ~~((26.))~~ 27. The office of the public defender;
- 185 ~~((27.))~~ 28. The ~~((n))~~National ~~((a))~~Alliance on ~~((m))~~Mental ~~((i))~~Illness; ~~((and))~~
- 186 ~~((28. A representative from a public defender agency that the county contracts~~
- 187 ~~with to provide services))~~ 29. Puget Sound educational services district;
- 188 30. A representative of a philanthropic organization;
- 189 31. The King County behavioral health advisory board;
- 190 32. A representative of an organization with expertise in recovery;
- 191 33. A representative of the five managed care organizations operating in King
- 192 County;
- 193 34. An individual representing behavioral health consumer interests from the
- 194 mental illness and drug dependency advisory committee’s consumers and communities
- 195 ad hoc work group;
- 196 35. An individual representing community interests from the mental illness and
- 197 drug dependency advisory committee’s consumers and communities ad hoc work group;
- 198 36. A representative of a grassroots organization serving a cultural population or
- 199 cultural populations; and
- 200 37. A representative of unincorporated King County.
- 201 D.1. Separately elected officials and King County agency directors or their
- 202 designees are not required to be appointed or confirmed.

203 2. A member of the ~~((oversight))~~ advisory committee who has been confirmed
204 to serve on another county board or commission is not required to be confirmed to serve
205 on the ~~((oversight))~~ advisory committee.

206 3. All other members of the ~~((oversight))~~ advisory committee are subject to
207 appointment by the county executive and confirmation by the county council.

208 4. The executive shall appoint ~~((oversight))~~ advisory committee members to
209 staggered terms in accordance with K.C.C. 2.28.010.C.

210 E.1. The ~~((oversight))~~ advisory committee shall adopt rules governing its
211 operations at its first meeting.

212 ~~((1-))~~ 2. The committee shall elect a chair or cochairs.

213 ~~((2-))~~ 3. Subcommittees and workgroups may be formed at the discretion of the
214 ~~((oversight))~~ advisory committee.

215 ~~((3-))~~ 4. At each meeting of the ~~((oversight))~~ advisory committee, the
216 ~~((oversight))~~ committee shall provide an open comment period.

217 F. The ~~((oversight))~~ advisory committee shall coordinate with other county
218 groups including, but not limited to, ~~((the Committee to End Homelessness in King
219 County))~~ the All Home coordinating board, the regional human services levy citizen
220 oversight board, the veterans levy citizen oversight board, the children and youth
221 advisory board, the behavioral health and recovery board, the board of health and the
222 adult and juvenile justice operational master plan advisory groups, or their successors, to
223 ensure that information is shared and, when appropriate, efforts are ~~((linked))~~ coordinated
224 and not duplicated.

225 G. The office of performance, strategy and budget and the behavioral health and
226 recovery division of the department of community and human services shall provide
227 staffing of the ((~~oversight~~)) advisory committee.


228 H. Members of the ((~~oversight~~)) advisory committee who are not full-time county

229 employees may be reimbursed for parking expenses in the King County parking garage
230 when attending meetings of the committee.
231

Ordinance 18452 was introduced on 8/29/2016 and passed as amended by the Metropolitan King County Council on 1/30/2017, by the following vote:


Yes: 9 - Mr. von Reichbauer, Mr. Gossett, Ms. Lambert, Mr. Dunn,
Mr. McDermott, Mr. Dembowski, Mr. Upthegrove, Ms. Kohl-Welles
and Ms. Balducci
No: 0
Excused: 0

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON



J. Joseph McDermott, Chair

ATTEST:



Melani Pedroza, Acting Clerk of the Council

APPROVED this 9 day of FEBRUARY, 2017.



Dow Constantine, County Executive

Attachments: None

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CLERK
KING COUNTY COUNCIL