



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

January 4, 2000

Ordinance 13704

Proposed No. 1999-0558

Sponsors Gossett and Nickels

1 AN ORDINANCE relating to substance abuse; increasing
2 the number of opiate substitution treatment programs to be
3 licensed in King County; revising the designations of the
4 "department" and "director"; revising language limiting
5 program caseload size; revising the method of determining
6 who shall be licensed; amending Ordinance 2238, Section 1,
7 as amended, and K.C.C. 2.24.100 and adding a new chapter
8 to K.C.C. Title 2.

9 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

10 SECTION 1. Ordinance 2238, Section 1, as amended, and K.C.C. 2.24.100 are each
11 hereby amended to read as follows:

12 **Opiate substitution treatment.** A. ~~((Definitions.))~~ As used in this section, the
13 following ~~((words and))~~ terms ~~((shall))~~ have the meanings set forth ~~((herein))~~ in this
14 subsection.

15 1. "Certified opiate substitution treatment program" means an outpatient clinic
16 certified for opiate substitution treatment by state and federal agencies and is located in
17 King County.

18 2. "Client" means an individual accepted for opiate substitution treatment by a
19 certified opiate substitution treatment program.

20 3. "Council" means the King County council as defined by the King County
21 Charter.

22 4. "Department" means the ~~((Seattle-))~~King County department of ~~((public~~
23 ~~health))~~ community and human services.

24 ~~((4.))~~ 5. "Director" means the director of the ~~((Seattle-))~~King County
25 department of ~~((public health))~~ community and human services.

26 ~~((5. "Council" means the King County council as defined by the King County~~
27 ~~Charter.))~~

28 6. "Executive" means the King County executive as defined by the King
29 County Charter.

30 7. "Opiate substitution treatment" means dispensing an opiate substitution
31 drug approved by the Federal Drug Administration for the treatment of opiate addiction
32 and providing a comprehensive range of medical and rehabilitative services.

33 B. Under the authority of RCW 70.96A.410, there shall be ~~((six))~~ nine certified
34 opiate substitution treatment programs licensed by King County to offer opiate
35 substitution treatment; provided, that treatment programs so certified as of March 12,
36 1986, shall be licensed. Licensed certified opiate substitution treatment programs shall
37 not have a caseload in excess of ~~((three hundred fifty clients))~~ state requirements.

38 C. Pursuant to K.C.C. chapter 2.98, RCW 70.96A.410~~((;))~~ and applicable state
39 ~~((regulations))~~ rules, the director shall prepare and implement:

40 1. Procedures to annually license certified opiate substitution treatment

41 programs as county opiate substitution treatment programs. ~~((Such))~~ The procedures
 42 shall require current state certification, compliance with state treatment ~~((regulations))~~
 43 rules, completion of all license application requirements established by the director and
 44 payment of the annual license fee. If an existing county licensed program loses its state
 45 certification, is found to be out of compliance with the treatment ~~((regulations~~
 46 ~~promulgated))~~ rules adopted by the state, fails to fulfill county licensing requirements or
 47 is no longer operating when its license expires, or if additional treatment capacity is
 48 found to be needed, then the director shall issue a new license or licenses but in no case
 49 more than a total of ~~((six))~~ nine licenses to a certified program or programs meeting all
 50 county licensing requirements and ~~((in the order that such license applications were~~
 51 ~~received by the director, the first in time being first in right; provided, that in the event))~~
 52 that are already licensed, if determined able by the department to serve additional clients
 53 and if the sites used by the providers are consistent with local zoning codes and public
 54 process. However, if the county determines to provide opiate substitution treatment
 55 itself, these annual licensing procedures ~~((shall))~~ do not apply, and no licenses shall be
 56 issued to certified programs ~~((which))~~ that are not operated by the county or the
 57 department~~((; provided further, that))~~. Also, the licenses shall expire twelve months from
 58 the date of issuance unless renewed. The director shall conduct a study of the feasibility
 59 of the county operating an opiate substitution treatment program; and

60 2. Procedures to monitor and enforce the provisions of this section ~~((and)),~~
 61 RCW 70.96A.410 and 70.96A.420 and applicable state ~~((regulations))~~ rules.

62 D. The director shall provide the annual report to the council ~~((which))~~. The
 63 report shall include the status of all county licensed opiate substitution treatment

64 programs. The director shall consult with each treatment program license on or after
65 March 1, 2000 regarding other promising means of treating addicts. The director shall
66 provide a written report to the executive and each member of the council prior to
67 September 1, 2000 on other possible alternative treatments. If the director feels that any
68 of these alternative approaches have promise, then the director's report shall include
69 suggestions on any steps needed to achieve more widespread use of alternative
70 approaches.

71 E. The executive shall propose for council adoption an annual fee to be charged to
72 each licensed certified opiate substitution treatment program to meet costs of carrying out
73 the provisions of this section. ~~((Such))~~ The annual fee~~((s))~~ shall not be prorated or
74 rebated for any reason.

75 F. Should any section, subsection, paragraph, sentence, clause or phrase of this
76 section be declared unconstitutional or invalid for any reason, such decision shall not
77 affect the validity of the remaining portions of this section.

78 SECTION 2. K.C.C. 2.24.100, as amended by this ordinance, should be recodified
79 as a new chapter in K.C.C. Title 2.
80

Ordinance 13704 was introduced on 10/4/99 and passed as amended by the Metropolitan King County Council on 1/3/00, by the following vote:

Yes: 12 - Ms. Miller, Mr. von Reichbauer, Ms. Fimia, Mr. Phillips, Mr. Pelz, Mr. McKenna,
Ms. Sullivan, Mr. Nickels, Mr. Pullen, Mr. Gossett, Mr. Vance and Mr. Irons
No: 0
Excused: 1 - Ms. Hague

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

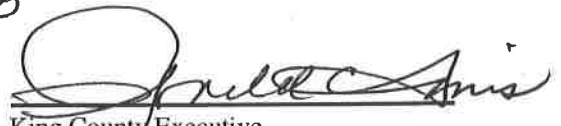

Chair

ATTEST:



Clerk of the Council

APPROVED this 11 day of January 2000


King County Executive

Attachments None