



**KING COUNTY**

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

**Signature Report**

**March 10, 2015**

**Ordinance 17998**

**Proposed No. 2015-0049.1**

**Sponsors McDermott and Dembowski**

1           AN ORDINANCE relating to the mental health and drug  
2           dependency action and implementation plans.

3           STATEMENT OF FACTS:

4           A. In 2005, the Washington state Legislature authorized counties to  
5           implement a one-tenth of one percent sales and use tax to support new or  
6           expanded chemical dependency or mental health treatment programs and  
7           services and for the operation of new or expanded therapeutic court  
8           programs and services.

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

15          C. King County's one-tenth-of-one-percent MIDD sales tax was approved  
16          by the council November 13, 2007, in Ordinance 15949 and is scheduled  
17          to expire January 1, 2017.

18          D. Ordinance 16261, approved by the council October 6, 2008, adopted  
19          the MIDD Implementation Plan that was called for by Ordinance 15949.

20 The MIDD Implementation Plan was developed through an extensive  
21 collaborative outreach process led by the department of community and  
22 human services, with input and guidance from the MIDD oversight  
23 committee and community stakeholders. The MIDD Implementation Plan  
24 described the MIDD funded strategies, services and programs and initial  
25 budget levels for the MIDD strategies. The MIDD Implementation Plan  
26 has been used to guide the investment of MIDD sales tax revenue from its  
27 adoption to the present.

28 E. In preparation for the council's potential consideration of a renewal of  
29 the MIDD sales tax, a comprehensive review and assessment of the MIDD  
30 funded strategies, services, and programs is necessary. The MIDD review  
31 and assessment is to include an evaluation of the effectiveness of the  
32 MIDD-funded strategies, services and programs in meeting the five policy  
33 goals outlined in Ordinance 15949, Section 3.A.

34 The executive, with input and assistance from the MIDD oversight  
35 committee, shall conduct this review.

36 F. The council recognizes that the mental health and chemical  
37 dependency landscapes have changed significantly since development and  
38 adoption of the 2008 MIDD Implementation Plan. Major factors that have  
39 resulted in national, statewide and local changes to the behavioral health  
40 system include:

- 41 1. Changes to behavioral health system funding and services initiated by  
42 the federal Affordable Care Act;

43           2. Enactment of amendments to the state's Community Mental Health  
44 Services Act found in Chapter 225, Laws of Washington 2014, that calls  
45 for the integration of mental health and chemical dependency services into  
46 one behavioral health contract by 2016 and primary care by 2020;

47           3. The county's growing use of involuntary treatment court and the  
48 August 2014 Washington state Supreme Court, in re Detention of D.W.,  
49 Wa. Sup. Court, Docket No. 9011-4 (2014), ruling that hospital boarding  
50 of individuals in mental health crisis, absent medical need, is unlawful;

51           4. The adoption of Ordinance 17553 that establishes a behavioral health  
52 recovery framework in King County;

53           5. Changes to the health and human services system as initiated by the  
54 county's Health and Human Services Transformation Plan; and

55           6. Continued state funding reductions for behavioral health services.

56           G. Because these and other factors have or will affect the strategies,  
57 services and programs supported by King County's MIDD sales tax, it is  
58 necessary that the executive, with input from the MIDD oversight  
59 committee and community stakeholders, review, update and revise the  
60 strategies outlined in the MIDD Implementation Plan adopted in  
61 Ordinance 16261 and submit a new MIDD service plan to the council for  
62 review and approval. The new plan, known as the MIDD Service  
63 Improvement Plan, will be used to guide MIDD investments beginning in  
64 the 2017-2019 biennium should the MIDD sales tax be renewed by the  
65 council before the tax expires on January 1, 2017.

66 H. The strategies detailed in the MIDD Implementation Plan, along with  
67 updates and modifications to those strategies that have occurred over time,  
68 must be reviewed and revised to reflect the current and evolving  
69 behavioral health needs of King County's citizens, taking into account the  
70 changes to the behavioral health systems so that the investment of MIDD  
71 sales tax resources is efficient and effective and yields measurable results  
72 for the citizens of King County.

73 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

74 SECTION 1. A. No later than June 30, 2016, the executive shall submit for  
75 council review and approval by motion, a comprehensive, historical review and  
76 assessment report of the mental illness and drug dependency ("MIDD")-funded  
77 strategies, services and programs. The review and assessment report submitted to the  
78 council shall include the following:

79 1. An assessment of the effectiveness of the current MIDD funded strategies,  
80 programs, and services in meeting the five policy goals outlined in Ordinance 15949 and  
81 an explanation of the methodology used to make the determination of effectiveness;

82 2. An enumeration of all performance measurements and performance  
83 measurement targets used over the over the life of all MIDD funded strategies, programs,  
84 and services and a summary of performance outcome findings by type by year;

85 3. Identification of all MIDD funded strategies, programs and services that did  
86 not provide performance measurements on an annual basis or did not meet established  
87 performance measurement targets, including for all an explanation of the basis for not  
88 providing performance measurements or not meeting the targets, including strategies,

89 programs and services that received moneys that were supplanted by MIDD revenue or  
90 that experienced cuts in funding due to MIDD Oversight Committee prioritization  
91 review, steps taken to address underperforming MIDD funded strategies, programs and  
92 services and the outcome of the steps taken;

93 4. Identification of all MIDD funded strategies, programs and services that  
94 amended or adjusted performance measurement targets during the 2008-2015 MIDD  
95 funding period and an explanation of why changes were made and the results of the  
96 changed performance targets;

97 5. Identification of how performance measurement data was used in MIDD  
98 strategy, program and service revisions and a description of all revisions made to  
99 strategies, programs or services over the life of the MIDD;

100 6. Proposed recommendations on improvements to MIDD performance  
101 measures, evaluation data gathering, including a review of the evaluation processes,  
102 timeframes, and data gathering; and

103 7. Proposed modifications to the MIDD policy goals outlined in Ordinance  
104 15949 and the basis of the proposed modifications.

105 B. The executive shall ensure that recommendations in the comprehensive,  
106 historical review and assessment report of the MIDD-funded strategies, services and  
107 programs are developed with input from the MIDD oversight committee.

108 SECTION 2. A. No later than December 1, 2016, the executive shall submit for  
109 council review and approval by ordinance, a MIDD service improvement plan to guide  
110 the investment of a renewed MIDD sales tax revenue beginning in 2017.

111 B. The executive shall ensure that the proposed MIDD service improvement plan  
112 is developed with input from the MIDD oversight committee and community  
113 stakeholders.

114 C. The proposed MIDD service improvement plan shall include the following:

115 1. A detailed description of each proposed strategy, service and program to be  
116 funded from the MIDD sales tax beginning in 2017, including strategy goals, outcomes,  
117 expected number of individuals to be served and whether the services are provided by  
118 county or by a contracted provider;

119 2. Explanation of how each recommended MIDD strategy, service and program  
120 supports the adopted and/or recommended MIDD policy goals;

121 3. A schedule for the implementation of the strategies, programs, and services  
122 outlined in the MIDD service improvement plan;

123 4. A spending plan for each strategy, program and service outlined in the MIDD  
124 service improvement plan, including recommended 2017-2018 biennial budget levels for  
125 each proposed strategy, service and program and a detailed explanation for the basis for  
126 the funding levels;

127 5. An initial list of performance measures, outcomes, and/or evaluation data for  
128 each proposed strategy, service and program each that will inform annual reporting to the  
129 executive, the council, the MIDD oversight committee, and the public regarding the  
130 investment of MIDD sales tax funds; and

131 6. A proposed schedule for reporting to the council, at least annually, on  
132 progress and performance of the MIDD funded strategies, services and programs. The  
133 annual reports shall include at a minimum:

134 a. performance measurement statistics and updated performance measurement  
135 targets;

136 b. service and program utilization statistics;

137 c. request for proposal, revenue and expenditure status updates;

138 d. an updated financial plan showing current year revenue and expenditure  
139 projections, along with adopted and actual expenditure, revenue and reserves identified;  
140 and

141 e. recommendations on program and/or process changes to the funded  
142 strategies and the rationale for the recommendations.

143 SECTION 3. The proposed MIDD service improvement plan strategies, services,  
144 and programs shall:

145 A. Demonstrate that they are based on evidence related to successful outcomes  
146 for chemical dependency or mental health treatment programs and services;

147 B. Demonstrate that they are based on best or promising practices for chemical  
148 dependency or mental health treatment programs and services and that they incorporate  
149 the goals and principles of recovery and resilience within a trauma informed framework,  
150 as specified by K.C.C. chapter 2.43 and King County's adopted behavioral health system  
151 principles set out in Ordinance 17553;

152 C. Describe how they will integrate and expand the application of the federal  
153 substance abuse and mental health services administration sequential intercept model that  
154 addresses the criminalization of mentally ill individuals;

155 D. Demonstrate that they will reflect the county's existing adopted policy goals  
156 included in the Equity and Social Justice Initiative and Strategic Plan;

157           E. Demonstrate how they will expand, enhance, and integrate with the county's  
158 planning and policy endeavors such as, but not limited to, the Health and Human Services  
159 Transformation Plan, the Youth Action Plan, the Veterans and Human Services Levy,  
160 the Ten Year Plan to End Homelessness, and recommendations of the Task Force on  
161 Prevention, Early Intervention, and Least Restrictive Alternatives for Individuals in  
162 Mental Health and Substance Abuse Crisis; and

163           F. Demonstrate how they will leverage opportunities provided by the federal  
164 Affordable Care Act and the state's requirements for a single behavioral health contract  
165 with regional support networks as specified by Chapter 225, Laws of Washington 225.

166           SECTION 4. The proposed MIDD service improvement plan shall:

167           A. Identify processes and procedures to add, delete or modify MIDD strategies,  
168 services and programs, including specifying how and when the MIDD oversight  
169 committee is to be engaged in the recommendations;

170           B. Recommend MIDD fund balance reserve policies for the fund, taking into  
171 consideration the county's existing fund balance and reserve policies; and

172           C. Review and confirm or recommend modifications to the purpose, role, and  
173 composition of the MIDD Oversight Committee.

174           SECTION 5. The executive shall submit a progress report on the work called for  
175 by this ordinance no later than November 5, 2015, in the form of a paper copy with the



176 clerk of the council, who shall retain the original and provide an electronic copy to all  
177 councilmembers.  
178

Ordinance 17998 was introduced on 1/26/2015 and passed by the Metropolitan King County Council on 3/9/2015, by the following vote:

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

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON



Larry Phillips, Chair

ATTEST:



Anne Noris, Clerk of the Council

APPROVED this 12<sup>th</sup> day of March, 2015.



Dow Constantine, County Executive

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KING COUNTY COUNCIL CLERK

Attachments: None