

**Fact Sheet: Adult SUD Services under the Involuntary Treatment Act**

Updated: September 23, 2016

<b>Overview</b>	<p>Adult Substance Use Disorder (SUD) involuntary treatment act (ITA) provides a legal commitment process for residential SUD treatment for individuals who present a likelihood of serious harm to themselves or others, or are gravely disabled by substance use disorders.</p> <p>Designated Chemical Dependency Specialists (DCDS) are contracted through Behavioral Health Organizations (BHO) or Managed Care Organizations (MCO) to coordinate the legal and referral process for SUD ITA.</p> <p>Timeframes for commitment process have changed to 72-hour, 14-day, 90-day and 180-day commitment orders.</p> <p>Historically, the Division of Behavioral Health and Recovery (DBHR) funded involuntary treatment programs and provided approximately 141 beds for clients at the two residential facilities: Pioneer Center North at Sedro Woolley or Pioneer Center East in Spokane. These facilities continue to provide residential involuntary treatment.</p> <p>As SUD services are now managed by BHO/MCOs, they contract with treatment facilities to provide residential services</p>
<b>Eligibility Requirements</b>	<p>Adults (18 or older) who meet the requirements under RCW 70.96A.140. This law allows for involuntary commitment of an individual who:</p> <ol style="list-style-type: none"><li>1. Has twice before in the preceding 12 months been admitted for withdrawal management, sobering services, or chemical dependency treatment pursuant to RCW 70.96A.110 or 70.96A.120.</li><li>2. Is in need of a more sustained treatment program, or that the person is chemically dependent and has threatened, attempted, or inflicted physical harm on another and is likely to inflict physical harm on another unless committed.</li></ol> <p>A refusal to undergo treatment, by itself, does not constitute evidence of lack of judgment as to the need for treatment. Referrals for an ITA evaluation may be made by family members, friends, attorneys, Department of Corrections, jails, shelters, chemical dependency or mental health professionals, detoxification facilities, and others.</p>
<b>Authority</b>	Washington State Code: RCW 70.96A.120-140 and WAC 388-810-030

<b>Budget</b>	<p>The Medicaid funding for SUD treatment services is included in the per-member-per-month (PMPM) payment for the Behavioral Health Organizations (BHOs). Since moving to managed care, there is no longer a separate budget for these services.</p> <p>In addition to the PMPM for Medicaid Clients, Medicaid and low-income clients can access non-Medicaid services through the BHOs using the Substance Abuse Block Grant (SABG) or the GF-State funding sources.</p>
<b>Rates</b>	Rates vary between BHOs and their providers.
<b>Partners</b>	<p>DBHR contracts with Great Rivers, Greater Columbia, King, North Central, North Sound, Optum Health; Pierce, Behavioral Health Organization, Salish, Spokane, and Thurston Mason Behavioral Health Organizations, and Health Care Authority for the Southwest Washington Region to manage the SUD ITA services in their region. DBHR also collaborates with counties, treatment providers, drug courts, tribes and other state partners to ensure referral to the overall adult treatment service delivery system.</p> <p>All BHO/MCOs designate Designated Chemical Dependency Specialists (DCDS) to conduct ITA evaluations.</p>
<b>Oversight</b>	Oversight is provided by DBHR contract managers to ensure BHO/MCOs are compliant with the contract statement of work and state/federal requirements.
<b>For more information</b>	<p>Thomas Fuchs/fuchstj@dshs.wa.gov/360-725-2290</p> <p>Website: <a href="http://www.dshs.wa.gov/bha">http://www.dshs.wa.gov/bha</a></p>