

SB 5107 - H COMM AMD  
By Committee on Appropriations

ADOPTED 4/14/2015

1 Strike everything after the enacting clause and insert the  
2 following:

3 "NEW SECTION. **Sec. 1.** (1) The legislature finds that judges in  
4 the trial courts throughout the state effectively utilize what are  
5 known as therapeutic courts to remove a defendant's or respondent's  
6 case from the criminal and civil court traditional trial track and  
7 allow those defendants or respondents the opportunity to obtain  
8 treatment services to address particular issues that may have  
9 contributed to the conduct that led to their arrest or other issues  
10 before the court. Trial courts have proved adept at creative  
11 approaches in fashioning a wide variety of therapeutic courts  
12 addressing the spectrum of social issues that can contribute to  
13 criminal activity and engagement with the child welfare system.

14 (2) The legislature further finds that by focusing on the  
15 specific individual's needs, providing treatment for the issues  
16 presented, and ensuring rapid and appropriate accountability for  
17 program violations, therapeutic courts may decrease recidivism,  
18 improve the safety of the community, and improve the life of the  
19 program participant and the lives of the participant's family members  
20 by decreasing the severity and frequency of the specific behavior  
21 addressed by the therapeutic court.

22 (3) The legislature recognizes the inherent authority of the  
23 judiciary under Article IV, section 1 of the state Constitution to  
24 establish therapeutic courts, and the outstanding contribution to the  
25 state and local communities made by the establishment of therapeutic  
26 courts and desires to provide a general provision in statute  
27 acknowledging and encouraging the judiciary to provide for  
28 therapeutic court programs to address the particular needs within a  
29 given judicial jurisdiction.

30 (4) Therapeutic court programs may include, but are not limited  
31 to:

- 32 (a) Adult drug court;  
33 (b) Juvenile drug court;

- 1 (c) Family dependency treatment court or family drug court;  
2 (d) Mental health court, which may include participants with  
3 developmental disabilities;  
4 (e) DUI court;  
5 (f) Veterans treatment court;  
6 (g) Truancy court;  
7 (h) Domestic violence court;  
8 (i) Gambling court;  
9 (j) Community court;  
10 (k) Homeless court;  
11 (l) Treatment, responsibility, and accountability on campus (Back  
12 on TRAC) court.

13 NEW SECTION. **Sec. 2.** The definitions in this section apply  
14 throughout this chapter unless the context clearly requires  
15 otherwise.

16 (1) "Emerging best practice" or "promising practice" means a  
17 program or practice that, based on statistical analyses or a well-  
18 established theory of change, shows potential for meeting the  
19 evidence-based or research-based criteria, which may include the use  
20 of a program that is evidence-based for outcomes other than those  
21 listed in this section.

22 (2) "Evidence-based" means a program or practice that: (a) Has  
23 been tested in heterogeneous or intended populations with multiple  
24 randomized, or statistically controlled evaluations, or both; or one  
25 large multiple site randomized, or statistically controlled  
26 evaluation, or both, where the weight of the evidence from a systemic  
27 review demonstrates sustained improvements in at least one outcome;  
28 or (b) may be implemented with a set of procedures to allow  
29 successful replication in Washington and, when possible, is  
30 determined to be cost-beneficial.

31 (3) "Government authority" means prosecutor or other  
32 representative initiating action leading to a proceeding in  
33 therapeutic court.

34 (4) "Participant" means an accused person, offender, or  
35 respondent in the judicial proceeding.

36 (5) "Research-based" means a program or practice that has been  
37 tested with a single randomized, or statistically controlled  
38 evaluation, or both, demonstrating sustained desirable outcomes; or  
39 where the weight of the evidence from a systemic review supports

1 sustained outcomes as described in this subsection but does not meet  
2 the full criteria for evidence-based.

3 (6) "Specialty court" and "therapeutic court" both mean a court  
4 utilizing a program or programs structured to achieve both a  
5 reduction in recidivism and an increase in the likelihood of  
6 rehabilitation, or to reduce child abuse and neglect, out-of-home  
7 placements of children, termination of parental rights, and substance  
8 abuse and mental health symptoms among parents or guardians and their  
9 children through continuous and intense judicially supervised  
10 treatment and the appropriate use of services, sanctions, and  
11 incentives.

12 (7) "Therapeutic court personnel" means the staff of a  
13 therapeutic court including, but not limited to: Court and clerk  
14 personnel with therapeutic court duties, prosecuting attorneys, the  
15 attorney general or his or her representatives, defense counsel,  
16 monitoring personnel, and others acting within the scope of  
17 therapeutic court duties.

18 (8) "Trial court" means a superior court authorized under Title 2  
19 RCW or a district or municipal court authorized under Title 3 or 35  
20 RCW.

21 NEW SECTION. **Sec. 3.** (1) Every trial and juvenile court in the  
22 state of Washington is authorized and encouraged to establish and  
23 operate therapeutic courts. Therapeutic courts, in conjunction with  
24 the government authority and subject matter experts specific to the  
25 focus of the therapeutic court, develop and process cases in ways  
26 that depart from traditional judicial processes to allow defendants  
27 or respondents the opportunity to obtain treatment services to  
28 address particular issues that may have contributed to the conduct  
29 that led to their arrest or involvement in the child welfare system  
30 in exchange for resolution of the case or charges. In criminal cases,  
31 the consent of the prosecutor is required.

32 (2) While a therapeutic court judge retains the discretion to  
33 decline to accept a case into the therapeutic court, and while a  
34 therapeutic court retains discretion to establish processes and  
35 determine eligibility for admission to the therapeutic court process  
36 unique to their community and jurisdiction, the effectiveness and  
37 credibility of any therapeutic court will be enhanced when the court  
38 implements evidence-based practices, research-based practices,  
39 emerging best practices, or promising practices that have been

1 identified and accepted at the state and national levels. Promising  
2 practices, emerging best practices, and/or research-based programs  
3 are authorized where determined by the court to be appropriate. As  
4 practices evolve, the trial court shall regularly assess the  
5 effectiveness of its program and the methods by which it implements  
6 and adopts new best practices.

7 (3) Except under special findings by the court, the following  
8 individuals are not eligible for participation in therapeutic courts:

9 (a) Individuals who are currently charged or who have been  
10 previously convicted of a serious violent offense or sex offense as  
11 defined in RCW 9.94A.030;

12 (b) Individuals who are currently charged with an offense  
13 alleging intentional discharge, threat to discharge, or attempt to  
14 discharge a firearm in furtherance of the offense;

15 (c) Individuals who are currently charged with or who have been  
16 previously convicted of vehicular homicide or an equivalent out-of-  
17 state offense; or

18 (d) Individuals who are currently charged with or who have been  
19 previously convicted of: An offense alleging substantial bodily harm  
20 or great bodily harm as defined in RCW 9A.04.110, or death of another  
21 person.

22 (4) Any jurisdiction establishing a therapeutic court shall  
23 endeavor to incorporate the therapeutic court principles of best  
24 practices as recognized by state and national therapeutic court  
25 organizations in structuring a particular program, which may include:

26 (a) Determining the population;

27 (b) Performing a clinical assessment;

28 (c) Developing the treatment plan;

29 (d) Monitoring the participant, including any appropriate  
30 testing;

31 (e) Forging agency, organization, and community partnerships;

32 (f) Taking a judicial leadership role;

33 (g) Developing case management strategies;

34 (h) Addressing transportation, housing, and subsistence issues;

35 (i) Evaluating the program;

36 (j) Ensuring a sustainable program.

37 (5) Upon a showing of indigence under RCW 10.101.010, fees may be  
38 reduced or waived.

39 (6) The department of social and health services shall furnish  
40 services to therapeutic courts addressing dependency matters where

1 substance abuse or mental health are an issue unless the court  
2 contracts with providers outside of the department.

3 (7) Any jurisdiction that has established more than one  
4 therapeutic court under this chapter may combine the functions of  
5 these courts into a single therapeutic court.

6 (8) Nothing in this section prohibits a district or municipal  
7 court from ordering treatment or other conditions of sentence or  
8 probation following a conviction, without the consent of either the  
9 prosecutor or defendant.

10 (9) No therapeutic or specialty court may be established  
11 specifically for the purpose of applying foreign law, including  
12 foreign criminal, civil, or religious law, that is otherwise not  
13 required by treaty.

14 (10) No therapeutic or specialty court established by court rule  
15 shall enforce a foreign law, if doing so would violate a right  
16 guaranteed by the Constitution of this state or of the United States.

17 NEW SECTION. **Sec. 4.** Jurisdictions may seek federal funding  
18 available to support the operation of its therapeutic court and  
19 associated services and must match, on a dollar-for-dollar basis,  
20 state moneys allocated for therapeutic courts with local cash or in-  
21 kind resources. Moneys allocated by the state may be used to  
22 supplement, not supplant other federal, state, and local funds for  
23 therapeutic courts. However, until June 30, 2016, no match is  
24 required for state moneys expended for the administrative and  
25 overhead costs associated with the operation of a therapeutic court  
26 authorized under this chapter.

27 **Sec. 5.** RCW 82.14.460 and 2012 c 180 s 1 are each amended to  
28 read as follows:

29 (1)(a) A county legislative authority may authorize, fix, and  
30 impose a sales and use tax in accordance with the terms of this  
31 chapter.

32 (b) If a county with a population over eight hundred thousand has  
33 not imposed the tax authorized under this subsection by January 1,  
34 2011, any city with a population over thirty thousand located in that  
35 county may authorize, fix, and impose the sales and use tax in  
36 accordance with the terms of this chapter. The county must provide a  
37 credit against its tax for the full amount of tax imposed under this

1 subsection (1)(b) by any city located in that county if the county  
2 imposes the tax after January 1, 2011.

3 (2) The tax authorized in this section is in addition to any  
4 other taxes authorized by law and must be collected from those  
5 persons who are taxable by the state under chapters 82.08 and 82.12  
6 RCW upon the occurrence of any taxable event within the county for a  
7 county's tax and within a city for a city's tax. The rate of tax  
8 equals one-tenth of one percent of the selling price in the case of a  
9 sales tax, or value of the article used, in the case of a use tax.

10 (3) Moneys collected under this section must be used solely for  
11 the purpose of providing for the operation or delivery of chemical  
12 dependency or mental health treatment programs and services and for  
13 the operation or delivery of therapeutic court programs and services.  
14 For the purposes of this section, "programs and services" includes,  
15 but is not limited to, treatment services, case management,  
16 transportation, and housing that are a component of a coordinated  
17 chemical dependency or mental health treatment program or service.  
18 Every county that authorizes the tax provided in this section shall,  
19 and every other county may, establish and operate a therapeutic court  
20 component for dependency proceedings designed to be effective for the  
21 court's size, location, and resources.

22 (4) All moneys collected under this section must be used solely  
23 for the purpose of providing new or expanded programs and services as  
24 provided in this section, except as follows:

25 (a) For a county with a population larger than twenty-five  
26 thousand or a city with a population over thirty thousand, which  
27 initially imposed the tax authorized under this section prior to  
28 January 1, 2012, a portion of moneys collected under this section may  
29 be used to supplant existing funding for these purposes as follows:  
30 Up to fifty percent may be used to supplant existing funding in  
31 calendar years 2011-2012; up to forty percent may be used to supplant  
32 existing funding in calendar year 2013; up to thirty percent may be  
33 used to supplant existing funding in calendar year 2014; up to twenty  
34 percent may be used to supplant existing funding in calendar year  
35 2015; and up to ten percent may be used to supplant existing funding  
36 in calendar year 2016;

37 (b) For a county with a population larger than twenty-five  
38 thousand or a city with a population over thirty thousand, which  
39 initially imposes the tax authorized under this section after  
40 December 31, 2011, a portion of moneys collected under this section

1 may be used to supplant existing funding for these purposes as  
2 follows: Up to fifty percent may be used to supplant existing funding  
3 for up to the first three calendar years following adoption; and up  
4 to twenty-five percent may be used to supplant existing funding for  
5 the fourth and fifth years after adoption;

6 (c) For a county with a population of less than twenty-five  
7 thousand, a portion of moneys collected under this section may be  
8 used to supplant existing funding for these purposes as follows: Up  
9 to eighty percent may be used to supplant existing funding in  
10 calendar years 2011-2012; up to sixty percent may be used to supplant  
11 existing funding in calendar year 2013; up to forty percent may be  
12 used to supplant existing funding in calendar year 2014; up to twenty  
13 percent may be used to supplant existing funding in calendar year  
14 2015; and up to ten percent may be used to supplant existing funding  
15 in calendar year 2016; and

16 (d) Notwithstanding (a) through (c) of this subsection, moneys  
17 collected under this section may be used to support the cost of the  
18 judicial officer and support staff of a therapeutic court.

19 (5) Nothing in this section may be interpreted to prohibit the  
20 use of moneys collected under this section for the replacement of  
21 lapsed federal funding previously provided for the operation or  
22 delivery of services and programs as provided in this section.

23 NEW SECTION. **Sec. 6.** Individual trial courts are authorized and  
24 encouraged to establish multijurisdictional partnerships and/or  
25 interlocal agreements under RCW 39.34.180 to enhance and expand the  
26 coverage area of the therapeutic court. Specifically, district and  
27 municipal courts may work cooperatively with each other and with the  
28 superior courts to identify and implement nontraditional case  
29 processing methods which can eliminate traditional barriers that  
30 decrease judicial efficiency.

31 NEW SECTION. **Sec. 7.** Any therapeutic court meeting the  
32 definition of therapeutic court in section 2 of this act and existing  
33 on the effective date of this section continues to be authorized.

34 **Sec. 8.** RCW 9.94A.517 and 2013 2nd sp.s. c 14 s 1 are each  
35 amended to read as follows:

36 (1)

DRUG OFFENSE SENTENCING GRID

Seriousness Level	Offender	Offender	Offender
	Score	Score	Score
	0 to 2	3 to 5	6 to 9 or more
<b>III</b>	51 to 68 months	68 + to 100 months	100 + to 120 months
<b>II</b>	12 + to 20 months	20 + to 60 months	60 + to 120 months
<b>I</b>	0 to 6 months	6 + to 12 months	12 + to 24 months

References to months represent the standard sentence ranges. 12 + equals one year and one day.

(2) The court may utilize any other sanctions or alternatives as authorized by law, including but not limited to the special drug offender sentencing alternative under RCW 9.94A.660 or drug court under (~~RCW 2.28.170~~) chapter 2.--- RCW (the new chapter created in section 12 of this act).

(3) Nothing in this section creates an entitlement for a criminal defendant to any specific sanction, alternative, sentence option, or substance abuse treatment.

**Sec. 9.** RCW 9.94A.517 and 2002 c 290 s 8 are each amended to read as follows:

(1)

TABLE 3  
DRUG OFFENSE SENTENCING GRID

Seriousness Level	Offender	Offender	Offender
	Score	Score	Score
	0 to 2	3 to 5	6 to 9 or more
<b>III</b>	51 to 68 months	68 + to 100 months	100 + to 120 months
<b>II</b>	12 + to 20 months	20 + to 60 months	60 + to 120 months
<b>I</b>	0 to 6 months	6 + to 18 months	12 + to 24 months

1 References to months represent the standard sentence ranges. 12 +  
2 equals one year and one day.

3 (2) The court may utilize any other sanctions or alternatives as  
4 authorized by law, including but not limited to the special drug  
5 offender sentencing alternative under RCW 9.94A.660 or drug court  
6 under (~~RCW 2.28.170~~) chapter 2.--- RCW (the new chapter created in  
7 section 12 of this act).

8 (3) Nothing in this section creates an entitlement for a criminal  
9 defendant to any specific sanction, alternative, sentence option, or  
10 substance abuse treatment.

11 **Sec. 10.** RCW 70.96A.350 and 2013 2nd sp.s. c 4 s 990 are each  
12 amended to read as follows:

13 (1) The criminal justice treatment account is created in the  
14 state treasury. Moneys in the account may be expended solely for: (a)  
15 Substance abuse treatment and treatment support services for  
16 offenders with an addiction or a substance abuse problem that, if not  
17 treated, would result in addiction, against whom charges are filed by  
18 a prosecuting attorney in Washington state; (b) the provision of drug  
19 and alcohol treatment services and treatment support services for  
20 nonviolent offenders within a drug court program; (c) the  
21 administrative and overhead costs associated with the operation of a  
22 drug court; and (d) during the 2011-2013 biennium, the legislature  
23 may appropriate up to three million dollars from the account in order  
24 to offset reductions in the state general fund for treatment services  
25 provided by counties. This amount is not subject to the requirements  
26 of subsections (5) through (9) of this section. During the 2013-2015  
27 fiscal biennium, the legislature may transfer from the criminal  
28 justice treatment account to the state general fund amounts as  
29 reflect the state savings associated with the implementation of the  
30 medicaid expansion of the federal affordable care act. Moneys in the  
31 account may be spent only after appropriation.

32 (2) For purposes of this section:

33 (a) "Treatment" means services that are critical to a  
34 participant's successful completion of his or her substance abuse  
35 treatment program, but does not include the following services:  
36 Housing other than that provided as part of an inpatient substance  
37 abuse treatment program, vocational training, and mental health  
38 counseling; and

1 (b) "Treatment support" means transportation to or from inpatient  
2 or outpatient treatment services when no viable alternative exists,  
3 and child care services that are necessary to ensure a participant's  
4 ability to attend outpatient treatment sessions.

5 (3) Revenues to the criminal justice treatment account consist  
6 of: (a) Funds transferred to the account pursuant to this section;  
7 and (b) any other revenues appropriated to or deposited in the  
8 account.

9 (4)(a) For the fiscal biennium beginning July 1, 2003, the state  
10 treasurer shall transfer eight million nine hundred fifty thousand  
11 dollars from the general fund into the criminal justice treatment  
12 account, divided into eight equal quarterly payments. For the fiscal  
13 year beginning July 1, 2005, and each subsequent fiscal year, the  
14 state treasurer shall transfer eight million two hundred fifty  
15 thousand dollars from the general fund to the criminal justice  
16 treatment account, divided into four equal quarterly payments. For  
17 the fiscal year beginning July 1, 2006, and each subsequent fiscal  
18 year, the amount transferred shall be increased on an annual basis by  
19 the implicit price deflator as published by the federal bureau of  
20 labor statistics.

21 (b) In each odd-numbered year, the legislature shall appropriate  
22 the amount transferred to the criminal justice treatment account in  
23 (a) of this subsection to the division of alcohol and substance abuse  
24 for the purposes of subsection (5) of this section.

25 (5) Moneys appropriated to the division of alcohol and substance  
26 abuse from the criminal justice treatment account shall be  
27 distributed as specified in this subsection. The department shall  
28 serve as the fiscal agent for purposes of distribution. Until July 1,  
29 2004, the department may not use moneys appropriated from the  
30 criminal justice treatment account for administrative expenses and  
31 shall distribute all amounts appropriated under subsection (4)(b) of  
32 this section in accordance with this subsection. Beginning in July 1,  
33 2004, the department may retain up to three percent of the amount  
34 appropriated under subsection (4)(b) of this section for its  
35 administrative costs.

36 (a) Seventy percent of amounts appropriated to the division from  
37 the account shall be distributed to counties pursuant to the  
38 distribution formula adopted under this section. The division of  
39 alcohol and substance abuse, in consultation with the department of  
40 corrections, the Washington state association of counties, the

1 Washington state association of drug court professionals, the  
2 superior court judges' association, the Washington association of  
3 prosecuting attorneys, representatives of the criminal defense bar,  
4 representatives of substance abuse treatment providers, and any other  
5 person deemed by the division to be necessary, shall establish a fair  
6 and reasonable methodology for distribution to counties of moneys in  
7 the criminal justice treatment account. County or regional plans  
8 submitted for the expenditure of formula funds must be approved by  
9 the panel established in (b) of this subsection.

10 (b) Thirty percent of the amounts appropriated to the division  
11 from the account shall be distributed as grants for purposes of  
12 treating offenders against whom charges are filed by a county  
13 prosecuting attorney. The division shall appoint a panel of  
14 representatives from the Washington association of prosecuting  
15 attorneys, the Washington association of sheriffs and police chiefs,  
16 the superior court judges' association, the Washington state  
17 association of counties, the Washington defender's association or the  
18 Washington association of criminal defense lawyers, the department of  
19 corrections, the Washington state association of drug court  
20 professionals, substance abuse treatment providers, and the division.  
21 The panel shall review county or regional plans for funding under (a)  
22 of this subsection and grants approved under this subsection. The  
23 panel shall attempt to ensure that treatment as funded by the grants  
24 is available to offenders statewide.

25 (6) The county alcohol and drug coordinator, county prosecutor,  
26 county sheriff, county superior court, a substance abuse treatment  
27 provider appointed by the county legislative authority, a member of  
28 the criminal defense bar appointed by the county legislative  
29 authority, and, in counties with a drug court, a representative of  
30 the drug court shall jointly submit a plan, approved by the county  
31 legislative authority or authorities, to the panel established in  
32 subsection (5)(b) of this section, for disposition of all the funds  
33 provided from the criminal justice treatment account within that  
34 county. The funds shall be used solely to provide approved alcohol  
35 and substance abuse treatment pursuant to RCW 70.96A.090, treatment  
36 support services, and for the administrative and overhead costs  
37 associated with the operation of a drug court.

38 (a) No more than ten percent of the total moneys received under  
39 subsections (4) and (5) of this section by a county or group of  
40 counties participating in a regional agreement shall be spent on the

1 administrative and overhead costs associated with the operation of a  
2 drug court.

3 (b) No more than ten percent of the total moneys received under  
4 subsections (4) and (5) of this section by a county or group of  
5 counties participating in a regional agreement shall be spent for  
6 treatment support services.

7 (7) Counties are encouraged to consider regional agreements and  
8 submit regional plans for the efficient delivery of treatment under  
9 this section.

10 (8) Moneys allocated under this section shall be used to  
11 supplement, not supplant, other federal, state, and local funds used  
12 for substance abuse treatment.

13 (9) Counties must meet the criteria established in ((RCW  
14 ~~2.28.170(3)(b))~~) section 3(3) of this act.

15 (10) The authority under this section to use funds from the  
16 criminal justice treatment account for the administrative and  
17 overhead costs associated with the operation of a drug court expires  
18 June 30, 2015.

19 NEW SECTION. **Sec. 11.** The following acts or parts of acts are  
20 each repealed:

21 (1) RCW 2.28.170 (Drug courts) and 2013 2nd sp.s. c 4 s 952, 2013  
22 2nd sp.s. c 4 s 951, 2013 c 257 s 5, 2009 c 445 s 2, 2006 c 339 s  
23 106, 2005 c 504 s 504, 2002 c 290 s 13, & 1999 c 197 s 9;

24 (2) RCW 2.28.175 (DUI courts) and 2013 2nd sp.s. c 35 s 2, 2013 c  
25 257 s 6, 2012 c 183 s 1, & 2011 c 293 s 10;

26 (3) RCW 2.28.180 (Mental health courts) and 2013 c 257 s 7, 2011  
27 c 236 s 1, & 2005 c 504 s 501;

28 (4) RCW 2.28.190 (DUI court, drug court, and mental health court  
29 may be combined) and 2013 c 257 s 8, 2011 c 293 s 11, & 2005 c 504 s  
30 502;

31 (5) RCW 13.40.700 (Juvenile gang courts—Minimum requirements—  
32 Admission—Individualized plan—Completion) and 2012 c 146 s 2;

33 (6) RCW 13.40.710 (Juvenile gang courts—Data—Reports) and 2012 c  
34 146 s 3;

35 (7) RCW 26.12.250 (Therapeutic courts) and 2005 c 504 s 503;

36 (8) RCW 2.28.165 (Specialty and therapeutic courts—Establishment  
37 — Principles of best practices—Limitations) and 2013 c 257 s 2; and

1 (9) RCW 2.28.166 (Definition of "specialty court" and  
2 "therapeutic court") and 2013 c 257 s 4.

3 NEW SECTION. **Sec. 12.** Sections 1 through 4, 6, and 7 of this  
4 act constitute a new chapter in Title 2 RCW.

5 NEW SECTION. **Sec. 13.** If any provision of this act or its  
6 application to any person or circumstance is held invalid, the  
7 remainder of the act or the application of the provision to other  
8 persons or circumstances is not affected.

9 NEW SECTION. **Sec. 14.** If any part of this act is found to be in  
10 conflict with federal requirements that are a prescribed condition to  
11 the allocation of federal funds to the state, the conflicting part of  
12 this act is inoperative solely to the extent of the conflict and with  
13 respect to the agencies directly affected, and this finding does not  
14 affect the operation of the remainder of this act in its application  
15 to the agencies concerned. Rules adopted under this act must meet  
16 federal requirements that are a necessary condition to the receipt of  
17 federal funds by the state.

18 NEW SECTION. **Sec. 15.** Section 8 of this act expires July 1,  
19 2018.

20 NEW SECTION. **Sec. 16.** Section 9 of this act takes effect July  
21 1, 2018."

22 Correct the title.

EFFECT: Requires only counties that impose a sales and use tax  
for the purpose of providing for the operation or delivery of  
chemical dependency or mental health treatment programs and services  
to establish and operate a therapeutic court for dependency  
proceedings instead of requiring any jurisdiction that imposes such a  
tax to establish and operate such a court.

--- END ---