

(1) A petition in a proceeding for dissolution of marriage, legal separation, or for a declaration concerning the validity of a marriage, shall allege the following:

(a) The last known residence of each party;

(b) The date and place of the marriage ((and the place at which it was registered));

(c) If the parties are separated the date on which the separation occurred;

(d) The names, ages, and addresses of any child dependent upon either or both spouses and whether the wife is pregnant;

(e) Any arrangements as to the custody, visitation and support of the children and the maintenance of a spouse;

(f) A statement specifying whether there is community or separate property owned by the parties to be disposed of;

(g) The relief sought.

(2) Either or both parties to the marriage may initiate the proceeding.

NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the Senate September 10, 1973.

Passed the House September 12, 1973.

Approved by the Governor September 22, 1973.

Filed in Office of Secretary of State September 24, 1973.

CHAPTER 24

[Engrossed Senate Bill No. 2947]

MENTALLY DISORDERED PERSONS--

COMMITMENT PROCEDURES

AN ACT Relating to mental illness; amending section 72.23.070, chapter 28, Laws of 1959 as last amended by section 4, chapter 142, Laws of 1973 1st ex. sess. and RCW 72.23.070; amending section 8, chapter 142, Laws of 1973 1st ex. sess. and RCW (\_\_\_\_); amending section 14, chapter 142, Laws of 1973 1st ex. sess. and RCW (\_\_\_\_); amending section 15, chapter 142, Laws of 1973 1st ex. sess. and RCW (\_\_\_\_); amending section 17, chapter 142, Laws of 1973 1st ex. sess. and RCW (\_\_\_\_); amending section 45, chapter 142, Laws of 1973 1st ex. sess. and RCW (\_\_\_\_); amending section 46, chapter 142, Laws of 1973 1st ex. sess. and RCW (\_\_\_\_).

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 72.23.070, chapter 28, Laws of 1959 as last amended by section 4, chapter 142, Laws of 1973 1st ex. sess. and RCW 72.23.070 are each amended to read as follows:

Pursuant to rules and regulations established by the department, a state hospital may receive any person who is a suitable person for care and treatment as mentally ill, or for observation as to the existence of mental illness, upon the receipt of a written application of the person, or others on his behalf, in accordance with the following requirements:

(1) In the case of a person eighteen years of age or over, the application shall be voluntarily made by the person, at a time when he is in such condition of mind as to render him aware of the significance of his act;

(2) In the case of a person under eighteen years of age, the application shall be made by his parents, or by the parent, conservator, guardian, or other person entitled to his custody. All such applications shall be reviewed by the county mental health professionals, who shall submit a written report and evaluation with recommendations to the superintendent of the state hospital to which such application is made stating whether treatment is necessary and proper on a voluntary basis and evaluating the reasons for voluntary commitment. A person under eighteen years of age received into a state hospital as a voluntary patient shall not be retained after he reaches eighteen years of age, but such person, upon reaching eighteen years of age, may apply for admission into a state hospital as a voluntary patient;

(3) In the case of a person eighteen years of age or over for whom a conservator or guardian of the person has been appointed, such application shall be made by said conservator or guardian, when so authorized by proper court order in the conservatorship or guardianship proceedings.

Sec. 2. Section 8, chapter 142, Laws of 1973 1st ex. sess. and RCW (\_\_\_\_\_) are each amended to read as follows:

(1) Persons suffering from a mental disorder may not be involuntarily committed for treatment of such disorder except pursuant to provisions of this chapter, chapter 10.76 RCW or its successor, chapter 71.06 RCW, transfer pursuant to RCW 72.68.031 through 72.68.037, or pursuant to court ordered evaluation and treatment not to exceed ninety days pending a criminal trial or sentencing. Persons impaired by chronic alcoholism or drug abuse may receive services pursuant to this chapter if they so elect, unless proceedings have been initiated under the provisions of the Washington Uniform Alcoholism and Intoxication Treatment Act, chapter 92, Laws of 1973 (chapter -- RCW).

(2) No person under the age of eighteen years shall be

involuntarily provided with, detained, certified, or committed for evaluation or treatment pursuant to the provisions of this chapter unless written authorization has been obtained from such person's parent, parents, conservator, or legal guardian, or pursuant to proceedings of the juvenile court under chapter 13.04 RCW.

Sec. 3. Section 14, chapter 142, Laws of 1973 1st ex. sess. and RCW (\_\_\_\_\_) are each amended to read as follows:

Persons receiving evaluation or treatment under this chapter shall be given a reasonable choice of an available physician or other professional person (~~(providing)~~) qualified to provide such services.

Sec. 4. Section 15, chapter 142, Laws of 1973 1st ex. sess. and RCW (\_\_\_\_\_) are each amended to read as follows:

In addition to the responsibility provided for by RCW 71.02.411, any person, or his estate, or his spouse, or the parents of a minor person who is involuntarily detained pursuant to this chapter for the purpose of treatment and evaluation outside of a facility maintained and operated by the department of social and health services shall be responsible for the cost of such care and treatment. In the event that an individual is unable to pay for such treatment or in the event payment would result in a substantial hardship upon the individual or his family, then the county of residence of such person shall be responsible for such costs. If it is not possible to determine the county of residence of the person, the cost shall be borne by the county where the person was originally detained. The (~~county mental health administrative board~~) department of social and health services shall (~~as part of its annual community mental health program plan~~), pursuant to chapter 34.04 RCW, adopt standards as to (1) inability to pay in whole or in part, (2) a definition of substantial hardship, and (3) appropriate payment schedules. Such standards shall be applicable to all county mental health administrative boards. Financial responsibility with respect to department services and facilities shall continue to be as provided in chapter 71.02 RCW.

Sec. 5. Section 17, chapter 142, Laws of 1973 1st ex. sess. and RCW (\_\_\_\_\_) are each amended to read as follows:

No (~~public or private~~) officer (~~or~~) of a public or private agency initiating or providing treatment pursuant to this chapter, nor the superintendent, professional person in charge, his professional designee, or attending staff of any such agency, nor any public official performing functions necessary to the administration of this chapter, nor peace officer responsible for detaining a person pursuant to this chapter shall be civilly or criminally liable for performing duties prescribed by this chapter or releasing a person at or before the end of the period for which he was admitted or committed for evaluation or treatment: PROVIDED, That such duties

were performed in good faith and without negligence.

Sec. 6. Section 45, chapter 142, Laws of 1973 1st ex. sess. and RCW (---.---.---) are each amended to read as follows:

~~((Nothing in this chapter shall prohibit))~~ A public or private agency ~~((from releasing))~~ shall release to a patient's attorney, his guardian, or conservator, if any, or a member of the patient's family the information that the person is presently a patient in the facility or that the person is seriously physically ill, if the professional person in charge of the facility determines that the release of such information is in the best interest of the person. Upon the death of a patient, his guardian or conservator, if any, and a member of his family shall be notified.

Sec. 7. Section 46, chapter 142, Laws of 1973 1st ex. sess. and RCW (---.---.---) are each amended to read as follows:

When a ~~((voluntary))~~ patient would otherwise be subject to the provisions of section 44 ~~((of this 1973 amendatory act))~~, chapter 142, Laws of 1973 1st ex. sess. and RCW (---.---.---) and disclosure is necessary for the protection of the patient or others due to his unauthorized disappearance from the facility, and his whereabouts is unknown, notice of such disappearance, along with relevant information, may be made to relatives and governmental law enforcement agencies designated by the physician in charge of the patient or the professional person in charge of the facility, or his professional designee.

Passed the Senate September 15, 1973.

Passed the House September 14, 1973.

Approved by the Governor September 22, 1973.

Filed in Office of Secretary of State September 24, 1973.

CHAPTER 25

[Senate Bill No. 2952]

DOGFISH--FISH FOOD USE STUDY

AN ACT Relating to food fish and shellfish; creating new sections; making an appropriation.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

NEW SECTION. Section 1. The legislature has long recognized the importance of the fishing industry to the people of this state. Changing economic conditions have adversely affected the availability of fish meal used by our department of fisheries in rearing salmon and our department of game in rearing trout. In order to protect and preserve our fisheries resource it is necessary to find an alternative to fish meal which uses herring as a base. The legislature hereby authorizes and directs the department of fisheries