

The Honorable Marsha J. Pechman

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

A.B., by and through her next friend Cassie Cordell Trueblood; D.D., by and through his next friend Andrea Crumpler; K.R. by and through his next friend Marilyn Roberts; Q.M. by and through his next friend Kathryn McCormick; all others similarly situated; and Disability Rights Washington;

Plaintiffs,

vs.

Washington State Department of Social and Health Services; Kevin Quigley, in his official capacity as Secretary of the Department of Social and Health Services; Western State Hospital; Ron Adler in his official capacity as Chief Executive Officer of Western State Hospital; Eastern State Hospital; and Dorothy Sawyer in her official capacity as Chief Executive Officer of Eastern State Hospital,

Defendants.

No. 14-cv-01178-MJP

**DECLARATION OF
DAVID LORD**

I, David Lord, declare as follows:

1. I am over the age of eighteen, have personal knowledge of the matters stated herein, and am competent to testify thereto.

2. I am a licensed attorney admitted to the Washington State Bar Association in October 1979.

1 3. I have worked for Disability Rights Washington since 1994. Since 2008, I have
2 been employed as the Public Policy Director at Disability Rights Washington.


3 4. As Director of Public Policy for Disability Rights Washington, I closely monitor
4 bills and budget matters affecting the rights of people with disabilities that are considered by the
5 Washington State Legislature throughout each legislative session and in the interim between
6 sessions. I have been a registered lobbyist since 2002, and an active participant in all subsequent
7 legislative sessions.

8 5. The budget decision package submitted by the Department of Social and Health
9 Services Behavioral Health and Service Integration Administration (Dkt. No. 61-1) represents a
10 request for funding, and does not in any way guarantee that an appropriation of any amount will
11 be made. The submission of a decision package comes near the beginning of the budget process.
12 Typically, the Governor presents a proposed budget to the Legislature shortly before the
13 legislative session begins in January. Not every decision package is included in the Governor's
14 proposed budget. Even if it makes it in the Governor's budget, the funding request in the
15 decision package may or may not be incorporated in subsequent draft budgets by the House and
16 Senate, after an extensive hearing process, and may or may not be adopted in the final budget
17 that passes the Legislature. The biennial budget process is completed by June 30.

18 6. During the 2013 legislative session, Senator Steve Conway introduced SB 5551, a
19 bill that provided a mechanism for counties to address the delays in competency evaluations of
20 defendants incarcerated in their jails. The bill allows counties to hire their own evaluator, where
21 the state has not completed evaluations on a timely basis.

22 7. I was an active participant in the discussions relating to this bill, and provided
23 testimony in support of the bill.

I declare under penalty of perjury under 28 U.S.C. § 1746, that the forgoing is true and accurate.


David Lord, WSBA #9584

CERTIFICATE OF SERVICE

I hereby certify that on October 7, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

- John K McIlhenny (JohnM5@atg.wa.gov)
- Nicholas A Williamson (NicholasW1@atg.wa.gov)
- Sarah Jane Coats (sarahc@atg.wa.gov)
- Amber Lea Leaders (amberl1@atg.wa.gov)

DATED: October 7, 2014, at Seattle, Washington.

/s/Mona Rennie

Legal Assistant
Disability Rights Washington