

MultipleAgencyFiscalNoteSummary

BillNumber: 1263HB

Title: Localcriminaljusticecosts

EstimatedCashReceipts

AgencyName						
	GF-State	Total	GF-State	Total	GF-State	Total
Total:						
LocalGov.Courts*						
LocalGov.Other**						
LocalGov.Total						

EstimatedExpenditures

AgencyName	2001-03			2003-05			2005-07		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
OfficeofAdministrator fortheCourts	.0	17,548,590	17,548,590	.0	17,548,590	17,548,590	.0	17,548,590	17,548,590
WashingtonState Patrol	4.5	0	43,555,000	4.0	0	43,329,200	4.0	0	43,329,200
DepartmentofSocial andHealthServices	Fiscalnotenotavailable								
Departmentof Corrections	.0	0	0	.0	0	0	.0	0	0
HigherEducation CoordinatingBoard	Indeterminate								
StateParksand RecreationCommission	1.0	610,200	610,200	1.0	604,400	604,400	1.0	604,400	604,400
DepartmentofFishand Wildlife	.0	918,000	918,000	.0	918,000	918,000	.0	918,000	918,000
Communityand TechnicalCollege System	Indeterminate								
Total:	5.5	\$19,076,790	\$62,631,790	5.0	\$19,070,990	\$62,400,190	5.0	\$19,070,990	\$62,400,190

LocalGov.Courts*	117.6		(17,548,590)	117.6		(17,548,590)	117.6		(17,548,590)
LocalGov.Other**			(44,520,000)			(44,520,000)			(44,520,000)
LocalGov.Total	117.6		(62,068,590)	117.6		(62,068,590)	117.6		(62,068,590)

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Preparedby: LindaSwanson,OFM	Phone: 360-902-0541	DatePublished: Final3/9/2001
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* SeeOfficeoftheAdministratorfortheCourtsjudicialfiscalnote

** Seelocalgovernmentfiscalnote

JudicialImpactFiscalNote

BillNumber: 1263HB	Title: Localcriminaljusticecosts	Agency: 055-Officeof AdministratorforCourts
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PartI:Estimates

☐ NoFiscalImpact

EstimatedCashReceiptsto:

Fund	FY2002	FY2003	2001-03	2003-05	2005-07
Counties					
Cities					
Total					

EstimatedExpendituresfrom:

STATE	FY2002	FY2003	2001-03	2003-05	2005-07
StateFTEStaffYears					
Fund					
GeneralFund-State 001-1	8,774,295	8,774,295	17,548,590	17,548,590	17,548,590
StateSubtotal	\$8,774,295	\$8,774,295	\$17,548,590	\$17,548,590	\$17,548,590
COUNTY	FY2002	FY2003	2001-03	2003-05	2005-07
CountyFTEStaffYears	117.5	117.5	117.5	117.5	117.5
Fund					
Local-Counties	(8,773,105)	(8,773,105)	(17,546,210)	(17,546,210)	(17,546,210)
CountiesSubtotal	\$(8,773,105)	\$(8,773,105)	\$(17,546,210)	\$(17,546,210)	\$(17,546,210)
CITY	FY2002	FY2003	2001-03	2003-05	2005-07
CityFTEStaffYears					
Fund					
Local-Cities	(1,190)	(1,190)	(2,380)	(2,380)	(2,380)
CitiesSubtotal	\$(1,190)	\$(1,190)	\$(2,380)	\$(2,380)	\$(2,380)
LocalSubtotal	\$(8,774,295)	\$(8,774,295)	\$(17,548,590)	\$(17,548,590)	\$(17,548,590)
TotalEstimatedExpenditures					

Therevenueandexpenditureestimatesonthispagerepresentthemostlikelyfiscalimpact.Responsibilityforexpendituresmaybe subjecttothe provisions of RCW 43.135.060.

Check applicable boxes and follow corresponding instructions:

- ☒ If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.
- ☐ If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- ☐ Capital budget impact, complete Part IV.

LegislativeContact:	Phone:	Date: 01/31/2001
AgencyPreparation: YvonnePettus	Phone: (360)705-5314	Date: 01/24/2001
AgencyApproval: JanetMcLane	Phone: (360)705-5305	Date: 02/01/2001
OFMReview: GarryAustin	Phone: 360-902-0564	Date: 02/02/2001

PartII:NarrativeExplanation

II.A-BriefDescriptionOfWhatTheMeasureDoesThatHasFiscalImpactontheCourts

Thisbillrequiresthestatetopayforallcostsfortheadjudicationandsentencingofallmisdemeanorandgrossmisdemeanorsfiledbya stateagencyindistrictandmunicipalcourts.

II.B-CashReceiptsImpact

Thebilldoesnotchangethedistributionofcriminalfines,feesorassessments,thereforethereisnocashreceiptsimpact.

II.C-Expenditures

In2000,therewere51,178misdemeanorandgrossmisdemeanorchargesfiledbystateagenciesindistrictandmunicipalcourts.Of these51,178charges,only6werefiledinmunicipalcourts.Theremaining51,172chargeswerefiledindistrictcourts.

These51,172casesrequire16.1districtcourtjudgestoadjudicateandsentence.Accordingto1999data,foreverydistrictcourtjudge, 6.3districtcourtstaffareneeded.Usingthisdata,itisestimatedcostsfor101.4districtcourtstaffwillbereimbursedbythestate.

Salaryandbenefitexpendituresforthedistrictcourtjudgesandstaffarebornebythecounties.Salaryandbenefitexpendituresfor districtcourtjudgesandstaffaverage\$54,947perFTE.Thesalaryandbenefitexpendituresforthejudgesandstafftoprocessthese statecasesare\$6,457,373.

Othercourtoperatonalcostsareestimatedbasedonjudgesandstaff.Forthisbill,itisestimatedthiswouldequal\$2,315,732.

The6casesfiledinmunicipalcourtcostapproximately\$1,190insalaries,benefitsandothercoststoprocess.

Nocapitalbudgetcostsareassumed sincetheseareexistingpositionsinexistingfacilities.

PartIII:ExpenditureDetail

III.A-ExpendituresByObjectOrPurpose(State)

STATE					
FTEStaffYears					
SalariesandWages					
EmployeeBenefits					
PersonalServiceContracts					
GoodsandServices					
Travel					
CapitalOutlays					
InterAgency/FundTransfers					
Grants,Benefits&ClientServices					
DebtService					
InteragencyReimbursements	8,774,295	8,774,295	17,548,590	17,548,590	17,548,590
Intra-AgencyReimbursements					
Total	\$8,774,295	\$8,774,295	\$17,548,590	\$17,548,590	\$17,548,590

III.B-ExpendituresByObjectOrPurpose(County)

COUNTY					
FTEStaffYears	117.5	117.5	117.5	117.5	117.5
Salaries&Benefits	(6,457,373)	(6,457,373)	(12,914,746)	(12,914,746)	(12,914,746)
Capital					
Other	(2,315,732)	(2,315,732)	(4,631,464)	(4,631,464)	(4,631,464)
Total	\$(8,773,105)	\$(8,773,105)	\$(17,546,210)	\$(17,546,210)	\$(17,546,210)

III.C-ExpendituresByObjectOrPurpose(City)

CITY					
FTEStaffYears					
Salaries&Benefits	(746)	(746)	(1,492)	(1,492)	(1,492)
Capital					
Other	(444)	(444)	(888)	(888)	(888)
Total	\$(1,190)	\$(1,190)	\$(2,380)	\$(2,380)	\$(2,380)

III.D-FTEDetail

JobClassification	Salary	FY2002	FY2003	2001-03	2003-05	2005-07
DistrictCourtJudge	105,972	16.1	16.1	16.1	16.1	16.1
DistrictCourtStaff	54,947	101.4	101.4	101.4	101.4	101.4
Total		117.5	117.5	117.5	117.5	117.5

III.E-ExpendituresByProgram(optional)

Program					
Total					

PartIV:CapitalBudgetImpact

IndividualStateAgencyFiscalNote

BillNumber: 1263HB	Title: Localcriminaljusticecosts	Agency: 225-WashingtonState Patrol
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PartI:Estimates

☐ NoFiscalImpact

EstimatedCashReceiptsto:

Fund					
Total					

EstimatedExpendituresfrom:

	FY2002	FY2003	2001-03	2003-05	2005-07
FTEStaffYears	5.0	4.0	4.5	4.0	4.0
Fund					
StatePatrolHighwayAccount-State 081-1	21,890,400	21,664,600	43,555,000	43,329,200	43,329,200
Total	21,890,400	21,664,600	43,555,000	43,329,200	43,329,200

Thecashreceiptsandexpenditureestimatesonthispagerepresentthemostlikelyfiscalimpact.Factorsimpactingtheprecisionoftheseestimates, andalternateranges(ifappropriate),areexplainedinPartII.

Checkapplicableboxesandfollowcorrespondinginstructions:

- ☒ Iffiscalimpactisgreaterthan\$50,000perfiscalyearinthecurrentbienniumorinsubsequentbiennia,completeentirefiscalnote formPartsI-V.
- ☐ Iffiscalimpactislessthan\$50,000perfiscalyearinthecurrentbienniumorinsubsequentbiennia,completethispageonly(PartI).
- ☐ Capitalbudgetimpact,completePartIV.
- ☐ Requiresnewrulemaking,completePartV.

LegislativeContact:	Phone:	Date: 01/31/2001
AgencyPreparation: AngelaPeterson	Phone: 753-5763	Date: 01/22/2001
AgencyApproval: CaptainStevenT.Jewell	Phone: (360)753-0588	Date: 01/31/2001
OFMReview: GarryAustin	Phone: 360-902-0564	Date: 02/05/2001

Part II: Narrative Explanation

II.A- Brief Description Of What The Measure Does That Has Fiscal Impact

Briefly describe, by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency.

House Bill 1263 and its companion bill (Senate Bill 5428) would require the state to pay for all costs for the prosecution, adjudication, sentencing, and incarceration of all misdemeanor and gross misdemeanor offenses referred to each county or city by a state agency, any public college or university police force or the Washington State Parks Department.

These agencies would be required to establish contracts or interlocal agreements with cities and counties to reimburse these local governments for their services.

Subsection 2 provides guidelines about what can be included in these interlocal agreements, including consideration of anticipated costs of services, anticipated and potential revenues to fund the services (including fines and fees), criminal justice funding, state-authorized sales tax funding levied for criminal justice purposes, and state reimbursement for prisoners in jails.

II.B- Cash receipts Impact

Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumption translates into estimates. Distinguish between one-time and ongoing functions.

II.C- Expenditures

Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provision of the legislation that results in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumption translates into cost estimates. Distinguish between one-time and ongoing functions.

Over the last four years, the Patrol has issued citations or made over 350,000 arrests each year. Currently, the counties handle the prosecutions and citation processing, as well as court and jail functions related to arrests or citations. The counties retain nearly half of the revenue generated from State Patrol traffic violations and/or arrests that are collected by the district courts with the remainder being deposited into the Public Safety Education Account (PSEA).

Based on House Bill 1263, the State Patrol would enter into interlocal agreements with each of the 39 counties to reimburse them for the costs of prosecution, adjudication, sentencing, and incarceration services resulting from Patrol arrests or citations for misdemeanor or gross misdemeanor charges.

In determining a conservative estimate of the cost to reimburse local governments, the State Patrol made the following assumptions:

Calendar Year 2000 arrest totals by type of misdemeanor violation from the agency's Time and Activity System were used to arrive at an estimated annual number of arrests of about 58,500. Please see attached chart displaying the type of misdemeanors (and associated costs).

The Patrol assumed that, on average, driving under the influence (DUI) offenders would be incarcerated for two days, and that 91% of all DUI cases would require the services of a prosecutor.

Fifty percent of the remaining misdemeanor cases would be booked into jail and 50% would be incarcerated in jail for an additional day. (This is an extremely conservative estimate since incarceration data for misdemeanor offenses is not consistently collected.)

The costs for public defense and prosecution are estimated based on information from the Department of Community, Trade and Economic Development's Local Government Fiscal Note Section.

The Patrol also assumes that in addition to receiving reimbursement for services, counties would also continue to retain the revenue from fines assessed from State Patrol traffic misdemeanor and gross misdemeanor arrests/citations, estimated at roughly \$14.6 million in 2000. In addition, the counties already receive criminal justice funding and state-authorized sales tax funding levied for criminal justice purposes.

In addition to reimbursing the counties for incarceration, public defense and prosecution costs, the Patrol would hire additional staff to negotiate contracts, review billings and process regular payments. The additional staff would consist of one Contracts Specialist 1, 1 Accountant 1, 1 Sergeant and two Lieutenants (one of whom will only be required for the first year of the program). The contracts specialist is needed to assist with setting up, reviewing and executing the contracts. The accountant is required to assist in processing payment documents. The sergeant and the lieutenant are necessary to assist in negotiating and overseeing the program.

Part III: Expenditure Detail

III.A-Expenditures By Object Or Purpose

	FY2002	FY2003	2001-03	2003-05	2005-07
FTE Staff Years	5.0	4.0	4.5	4.0	4.0
A-Salaries and Wages	285,600	210,000	495,600	420,000	420,000
B-Employee Benefits	52,800	31,200	84,000	62,400	62,400
C-Personal Service Contracts					
E-Goods and Services	98,100	69,700	167,800	139,400	139,400
G-Travel	3,600	2,400	6,000	4,800	4,800
J-Capital Outlays	99,000		99,000		
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services	21,351,300	21,351,300	42,702,600	42,702,600	42,702,600
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
Total:	\$21,890,400	\$21,664,600	\$43,555,000	\$43,329,200	\$43,329,200

III.B-FTE Detail: List FTEs by classification and corresponding annual compensation. Totals need to agree with total FTEs in Part I and Part IIIA.

Job Classification	Salary	FY2002	FY2003	2001-03	2003-05	2005-07
Accountant I	31,200	1.0	1.0	1.0	1.0	1.0
Contracts Assistant	31,200	1.0	1.0	1.0	1.0	1.0
Lieutenant	75,600	2.0	1.0	1.5	1.0	1.0
Sergeant	63,600	1.0	1.0	1.0	1.0	1.0
Total		5.0	4.0	4.5	4.0	4.0

III.C-Expenditures By Program (optional)

Program	FY2002	FY2003	2001-03	2003-05	2005-07
Field Operations Bureau (010)	21,742,500	21,531,300	43,273,800	43,062,600	43,062,600
Technical Services Bureau (030)	147,900	133,300	281,200	266,600	266,600
Total	\$21,890,400	\$21,664,600	\$43,555,000	\$43,329,200	\$43,329,200

Part IV: Capital Budget Impact

Part V: New Rule Making Required

Identify provision of the measure that require the agency to adopt new administrative rules or repeal/revise existing rules.

WASHINGTON STATE PATROL

House Bill 1263 State Criminal Justice Costs

Criminal - Misdemeanor & Gross Misdemeanor Offenses

Code	Description	Arrests/ Citation	Booked Into Jail \$53	Incarceration \$53	Public Defense \$186	Public Defense \$145	Prosecution \$430	Prosecution \$317	Prosecution \$59	Prosecution \$40	Total
001	DUI--WITH TEST	10,551	\$ 508,875	\$ 508,875	\$ 1,607,276		\$ 4,128,606				
002	DUI--W/O TEST	2,022	97,521	97,521	308,019		791,209				
003	NEG DRIVING	1,942	51,463	25,732	325,091			572,521			
039	LOG BK-REG CARR	2,449	64,899	64,899		355,105				91,103	
046	RECKLESS DRIVING	1,270	33,655	33,655	212,598			374,409			
047	HIT AND RUN	669	17,729	17,729	111,991			197,228			
051	HAZMAT VIOL	75	1,988	1,988	12,555			22,111			
099	OTHR VIOL - C	2,068	54,802	54,802		299,860				76,930	
101	DUI-DRUG W/TEST	378	18,231	18,231	57,582		147,911				
102	DUI-DRUG NOTEST	118	5,691	5,691	17,975		46,173				
103	DUI-UNDR W/TEST	132	6,366	6,366	20,108		51,652				
104	DUI-UNDR WO TST	22	1,061	1,061	3,351		8,609				
150	OPER LIC - C	2,986	79,129	79,129		432,970				111,079	
170	PRMT, FOREST	9	239	239		1,305				335	
171	PRMT, COMN CARR	143	3,790	3,790		20,735				5,320	
178	LIC SUSP/REV	20,390	540,335	540,335		2,956,550				758,508	
199	OTHR NON-HAZD/C	433	11,475	11,475		62,785				16,108	
200	BUSINESS INSP	12	318	318		1,740				446	
201	VEHICLE DEALER	9	239	239		1,305				335	
901	MINOR POSSESSN	1,327	-	-						49,364	
902	LIQUOR TO MINOR	122	3,233	3,233		17,690				4,538	
906	MISDEMEANOR WRT	6,359	168,514	168,514		922,055				236,555	
908	DRUGS - MISDMNR	3,895	103,218	103,218	652,023			1,234,715		144,894	
998	NON-TRF VLTN/C	1,155	30,608	30,608		167,475		68,145	63,375		
Grand Total		58,536	\$ 1,803,374	\$ 1,777,643	\$ 3,328,570	\$ 5,239,575	\$ 5,174,160	\$ 2,469,128	\$ 63,375	\$ 1,495,514	\$ 21,351,339

Bold denotes gross misdemeanors. All others are considered misdemeanors.

Individual State Agency Fiscal Note

BillNumber: 1263HB	Title: Localcriminaljusticecosts	Agency: 310-Departmentof Corrections
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Part I: Estimates

☒ No Fiscal Impact

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.

Check applicable boxes and follow corresponding instructions:

- ☐ If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.
- ☐ If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- ☐ Capital budget impact, complete Part IV.
- ☐ Requires new rulemaking, complete Part V.

Legislative Contact:	Phone:	Date: 01/31/2001
Agency Preparation: Doug Mah	Phone: 360-664-9628	Date: 01/23/2001
Agency Approval: Don Arlow	Phone: 360-586-6024	Date: 01/26/2001
OFM Review: Randi Warick	Phone: 360-902-0570	Date: 02/01/2001

PartII:NarrativeExplanation

II.A-BriefDescriptionOfWhatTheMeasureDoesThatHasFiscalImpact

Brieflydescribe,bysectionnumber,thesignificantprovisionsofthebill,andanyrelatedworkloadorpolicyassumptions,thathaverevenueor expenditureimpactontherespondingagency.

Section1(1)requiresthestatetopayallcostsforthe prosecution,adjudication,sentencing,andincarcerationofall misdemeanorandgrossmisdemeanoroffensesreferredtoeachcountyorcitybyastateagency.Thisprovisioninclude butnotlimitedtothestatepatrol,thedepartmentoffishandwildlife,anypubliccollegeoruniversitypoliceforce,orthe stateparksdepartment.

II.B-CashreceiptsImpact

Brieflydescribeandquantifythecashreceiptsimpactofthelegislationontherespondingagency,identifyingthecashreceiptsprovisionsbysection numberandwhenappropriatedetailoftherevenuesources.Brieflydescribethefactualbasisoftheassumptionsandthemethodbywhichthe cashreceiptsimpactisderived.Explainhowworkloadassumptionstranslateintoestimates.Distinguishbetweenonetimeandongoingfunctions.

II.C-Expenditures

Brieflydescribetheagencyexpendituresnecessarytoimplementthislegislation(orsavingsresultingfromthislegislation),identifyingbysection numbertheprovisionsofthelegislationthatresultintheexpenditures(orsavings).Brieflydescribethefactualbasisoftheassumptionsandthe methodbywhichtheexpenditureimpactisderived.Explainhowworkloadassumptionstranslateintocostestimates.Distinguishbetweenonetime andongoingfunctions.

Ingeneral,theDepartmentdoesnotrefercasestothe countiesandcitiesforprosecution.Offendersunderthesupervision oftheDepartmentaretypicallytakenintocustodyforviolationsofcommunitycustody,communityplacement,or communitysupervision.Allegedviolationsmayincludethecommissionofanewmisdemeanoroffense,however,the departmentgenerallyreferssuchmatterstolocallawenforcement.Inthesesituations,theDepartmentwouldbereporting thepossible misdemeanoroffensetolocallawenforcementforfilingwiththeirrespectivecountyorcityforprosecution.

PartIII:ExpenditureDetail

PartIV:CapitalBudgetImpact

PartV:NewRuleMakingRequired

Identifyprovisionsofthemeasurethatrequiretheagencytoadoptnewadministrativerulesorrepeal/revisesexistingrules.

IndividualStateAgencyFiscalNote

BillNumber: 1263HB	Title: Localcriminaljusticecosts	Agency: 343-HigherEducation CoordinatingBoard
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PartI:Estimates

☐ NoFiscalImpact

EstimatedCashReceiptsto:

Fund					
Total					

EstimatedExpendituresfrom:

IndeterminateImpact

Thecashreceiptsandexpenditureestimatesonthispagerepresentthemostlikelyfiscalimpact.Factorsimpactingtheprecisionoftheseestimates, andalternateranges(ifappropriate),areexplainedinPartII.

Checkapplicableboxesandfollowcorrespondinginstructions:

- ☒ Iffiscalimpactisgreaterthan\$50,000perfiscalyearinthecurrentbienniumorinsubsequentbiennia,completeentirefiscalnote formPartsI-V.
- ☐ Iffiscalimpactislessthan\$50,000perfiscalyearinthecurrentbienniumorinsubsequentbiennia,completethispageonly(PartI).
- ☐ Capitalbudgetimpact,completePartIV.
- ☐ Requiresnewrulemaking,completePartV.

LegislativeContact:	Phone:	Date: 01/31/2001
AgencyPreparation: PattyMosqueda	Phone: 360-753-7863	Date: 01/31/2001
AgencyApproval: JohnFricke	Phone: 753-7826	Date: 01/31/2001
OFMReview: TheoYu	Phone: 360-902-0548	Date: 01/31/2001

PartII:NarrativeExplanation

II.A-BriefDescriptionOfWhatTheMeasureDoesThatHasFiscalImpact

Brieflydescribe,bysectionnumber,thesignificantprovisionsofthebill,andanyrelatedworkloadorpolicyassumptions,thathaverevenueor expenditureimpactontherespondingagency.

THISFISCALNOTERELATESTOPUBLICFOUR-YEARHIGHEREDUCATIONINSTITUTIONS.

Thisbillprovidesthatthestate--includingpubliccollegesoruniversities--shallpaythecostsofprosecution, adjudication,sentencingandincarcerationforallmisdemeanorandgrossmisdemeanoroffensesreferredtoacountyor city.

II.B-CashreceiptsImpact

Brieflydescribeandquantifythecashreceiptsimpactofthelegislationontherespondingagency,identifyingthecashreceiptsprovisionsbysection numberandwhenappropriatethedetailoftherevenuesources.Brieflydescribethefactualbasisoftheassumptionsandthemethodbywhichthe cashreceiptsimpactisderived.Explainhowworkloadassumptionstranslateintoestimates.Distinguishbetweenonetimeandongoingfunctions.

II.C-Expenditures

Brieflydescribetheagencyexpendituresnecessarytoimplementthislegislation(orsavingsresultingfromthislegislation),identifyingbysection numbertheprovisionsofthelegislationthatresultintheexpenditures(orsavings).Brieflydescribethefactualbasisoftheassumptionsandthe methodbywhichtheexpenditureimpactisderived.Explainhowworkloadassumptionstranslateintocostestimates.Distinguishbetweenonetime andongoingfunctions.

IMPACTONPUBLICFOUR-YEARHIGHEREDUCATIONINSTITUTIONS:MAJORIMPACTEXPECTED.

Publicfour-yearhighereducationinstitutionsestimatesignificantexpensesassociatedwiththisbill.Theseinclude bookingcosts,prosecution/investigationcosts,andjailcostscarriedoutbyacityorcounty.(Inadditiontopaying city/countycosts,institutionswouldcontinuetoincurtheinstitution'songoingregularcampus-basedcostsforarresting, investigating,keepingrecords,etc.foreachoffense.)

Itisdifficulttoestimatetotalcosts,buttheywillbesubstantial.Thesmallerfour-yearinstitutionsmayprocess50 offensesperyear;thelargestinstitutionmayhave250cases.Totalannualcosts,perinstitution,areestimatedbetween \$20,000and\$200,000--dependingonthelengthofjailtime,etc.

PartIII:ExpenditureDetail

PartIV:CapitalBudgetImpact

PartV:NewRuleMakingRequired

Identifyprovisionsofthemeasurethatrequiretheagencytoadoptnewadministrativerulesorrepeal/reviseexistingrules.

IndividualStateAgencyFiscalNote

BillNumber: 1263HB	Title: Localcriminaljusticecosts	Agency: 465-StateParksand RecreationComm
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PartI:Estimates

☐ NoFiscalImpact

EstimatedCashReceiptsto:

Fund					
Total					

EstimatedExpendituresfrom:

	FY2002	FY2003	2001-03	2003-05	2005-07
FTEStaffYears	1.0	1.0	1.0	1.0	1.0
Fund					
GeneralFund-State 001-1	308,000	302,200	610,200	604,400	604,400
Total	308,000	302,200	610,200	604,400	604,400

Thecashreceiptsandexpenditureestimatesonthispagerepresentthemostlikelyfiscalimpact.Factorsimpactingtheprecisionoftheseestimates, andalternateranges(ifappropriate),areexplainedinPartII.

Checkapplicableboxesandfollowcorrespondinginstructions:

- ☒ Iffiscalimpactisgreaterthan\$50,000perfiscalyearinthecurrentbienniumorinsubsequentbiennia,completeentirefiscalnote formPartsI-V.
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- ☐ Capitalbudgetimpact,completePartIV.
- ☐ Requiresnewrulemaking,completePartV.

LegislativeContact:	Phone:	Date: 01/31/2001
AgencyPreparation: BillGansberg	Phone: 360902-8598	Date: 02/02/2001
AgencyApproval: MarshallTaylor	Phone: 360902-8532	Date: 02/07/2001
OFMReview: JimCahill	Phone: 360-902-0569	Date: 02/07/2001

PartII:NarrativeExplanation

II.A-BriefDescriptionOfWhatTheMeasureDoesThatHasFiscalImpact

Brieflydescribe,bysectionnumber,thesignificantprovisionsofthebill,andanyrelatedworkloadorpolicyassumptions,thathaverevenueor expenditureimpactontherespondingagency.

ThismeasureproposesanamendmenttoRCW39.34.180Criminaljusticeresponsibilities–interlocalagreements.

InSection(1),theamendmentassignscoststothestateforthe prosecution,adjudication,sentencingandincarcerationof adultswhohavecommittedmisdemeanorandgrossmisdemeanoroffenseswithinitsjurisdictionandreferredfromits variouslawenforcementagencies.Thestateisalsoexpectedtocarryouttheseresponsibilitiesbyenteringinto contractsorinterlocalagreementsauthorityofthischapterwitheachcounty,cityortown.

InSection(2),theamendmentrequiresthatinterlocalagreementsorcontractsincludestatereimbursementtocounty, cityortownforprisonersintheirjails.

Thepresumedintentofthisamendmentisthatstateagencieswithlawenforcementresponsibilitieswillnegotiate contractsorinterlocalagreementswithexistingcountyandcitycourtssystemstofundtheseservices.

Assumptions:

- 1.WashingtonStateParkscommissionedrangersistssueapproximately3,100violationsperyear.
- 2.Ofthisnumber,approximately1,000aremisdemeanorsorgrossmisdemeanors.
- 3.Theapproximatecostforprosecution,adjudicationandsentencingofadultschargedwithmisdemeanorsorgross misdemeanorsis:

Crimesagainstpersion \$430

PropertyCrimes(nontraffic) \$59

PropertyCrimes(traffic) \$40

- 4.Theapproximatecostforincarcerationofadultmisdemeanantsis\$53.00/day.

- 5.WashingtonStateParkswillberequiredtocontractwithallthirty-ninecountiesandapproximatelytencitiesand townsforcriminal

justiceservicesrelatedtomisdemeanorandgrossmisdemeanorviolations.

- 6.Developmentandnegotiationofcontractsorinterlocalagreementswithapproximately49separatejurisdictionswill require1.0FTEper

fiscalyearattheContractsSpecialistIlevel,salaryrange44.

II.B-CashreceiptsImpact

Brieflydescribeandquantifythecashreceiptsimpactofthelegislationontherespondingagency,identifyingthecashreceiptsprovisionsbysection numberandwhenappropriatehetailoftherevenuesources.Brieflydescribethefactualbasisoftheassumptionsandthemethodbywhichthe cashreceiptsimpactisderived.Explainhowworkloadassumptionstranslateintoestimates.Distinguishbetweenonetimeandongoingfunctions.

II.C-Expenditures

Brieflydescribetheagencyexpendituresnecessarytoimplementthislegislation(orsavingsresultingfromthislegislation),identifyingbysection numbertheprovisionsofthelegislationthatresultintheexpenditures(orsavings).Brieflydescribethefactualbasisoftheassumptionsandthe methodbywhichtheexpenditureimpactisderived.Explainhowworkloadassumptionstranslateintocostestimates.Distinguishbetweenonetime andongoingfunctions.

InSection(1),theamendmentassignscoststothestateforthe prosecution,adjudication,sentencingandincarcerationof adultswhohavecommittedmisdemeanorandgrossmisdemeanoroffenseswithinitsjurisdictionandreferredfromits variouslawenforcementagencies.Thestateisalsoexpectedtocarryouttheseresponsibilitiesbyenteringintocontracts orinterlocalagreementsauthorityofthischapterwitheachcounty,cityortown.

InSection(2),theamendmentrequiresthatinterlocalagreementsorcontractsincludestatereimbursementtocounty,city ortownforprisonersintheirjails.

Assumptions:

1. It is assumed that state agencies with law enforcement responsibilities will negotiate contracts or interlocal agreements with existing county and city court systems to fund these services.
2. Based on the last two years annual law enforcement reports issued by Washington State Parks, commissioned drangers issue an average of approximately 3,100 violations per year. Of this number, approximately 1,000 are misdemeanors or gross misdemeanors.
3. The approximate cost for prosecution, adjudication and sentencing of adults charged with misdemeanors or gross misdemeanors is as follows:
 Crimes against persons \$430
 Property Crimes (non-traffic) \$59
 Property Crimes (traffic) \$40
4. It is assumed that 90% of all Misdemeanants and Gross Misdemeanants will use the services of the Public Defender. It is further assumed there are no differences in costs between misdemeanor and gross misdemeanor. The Defense Costs related to prosecution are assumed to be:
 Misdemeanor \$145
 Gross Misd \$186
 Average----- \$165
5. It is assumed that the average cost for prosecution and defense of Crimes against persons is \$595.00. It is assumed that the average cost for prosecution and defense of Property Crimes (non-traffic) is \$225.00. It is assumed that the average cost for prosecution and defense of Property Crimes (traffic) is \$200.00.
6. The approximate cost for incarceration of adult misdemeanants is \$53.00/day, (CTED). It is estimated that .5% of State Parks referrals are incarcerated.
7. With state park facilities in every county, Washington State Parks will be required to contract with all thirty-nine counties and approximately ten cities and towns for criminal justice services related to misdemeanor and gross misdemeanor violations issued by commissioned park rangers. Development and negotiation of contracts or interlocal agreements with approximately 49 separate jurisdictions will require 1.0 FTE per fiscal year at the Contracts Specialist 1 level, salary range 44.

Budget Assumptions: FY02 FY03 01-03 Biennium

Staff: Contract Specialist 1, Range 44, Step K 1.0 1.0 1.0

Obj A Salaries and Wages \$39,000 \$39,000 \$78,000

Obj B Employee Benefits @ 28% \$11,000 \$11,000 \$22,000

Obj E Goods & Services

Position establishment (one time cost)*

Desk \$600

Chair 450

2 drawer file 300

Bookcase 300

Telephone & Installation 500

Computer/Hardware & Software 3,500

Calculator 200

\$5850 * \$5,850* \$00 \$5,850

Office supplies, materials, printing, SCAN charges, etc. \$2,000 \$2,000 \$4,000

Request# 01-02-2

Bill# 1263HB

Interlocal Agreement/Contract costs:

100 Crimes against persons @ 600.00	\$60,000	\$60,000	\$120,000
300 Property crimes (non-traffic) @ 225.00	\$67,500	\$67,500	\$135,000
600 Property crimes (traffic) @ 200.00	\$120,000	\$120,000	\$240,000
.5% of 1,000 = 5 incarcerations @ \$53.00/day	\$300	\$300	\$600
Goods and Services TOTAL	\$255,650	\$249,800	\$505,450

Obj G Travel

2 nights/month per diem and lodging @

\$96/day	\$2,400	\$2,400	\$4,800
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TOTAL COSTS	FY02	FY03	01-03 Biennium
	\$308,000	\$302,200	\$610,200

Part III: Expenditure Detail

III.A-Expenditures By Object Or Purpose

	FY2002	FY2003	2001-03	2003-05	2005-07
FTE Staff Years	1.0	1.0	1.0	1.0	1.0
A-Salaries and Wages	39,000	39,000	78,000	78,000	78,000
B-Employee Benefits	11,000	11,000	22,000	22,000	22,000
C-Personal Service Contracts					
E-Goods and Services	255,600	249,800	505,400	499,600	499,600
G-Travel	2,400	2,400	4,800	4,800	4,800
J-Capital Outlays					
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
Total:	\$308,000	\$302,200	\$610,200	\$604,400	\$604,400

III.B-FTE Detail: List FTEs by classification and corresponding annual compensation. Totals need to agree with total FTEs in Part I and Part IIIA.

Job Classification	Salary	FY2002	FY2003	2001-03	2003-05	2005-07
Contracts Specialist I	39,000	1.0	1.0	1.0	1.0	1.0
Total		1.0	1.0	1.0	1.0	1.0

Part IV: Capital Budget Impact

Part V: New Rule Making Required

Identify provisions of the measure that require the agency to adopt new administrative rules or repeal/revise existing rules.

IndividualStateAgencyFiscalNote

BillNumber: 1263HB	Title: Localcriminaljusticecosts	Agency: 477-DepartmentofFish andWildlife
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PartI:Estimates

☐ NoFiscalImpact

EstimatedCashReceiptsto:

Fund					
Total					

EstimatedExpendituresfrom:

	FY2002	FY2003	2001-03	2003-05	2005-07
FTEStaffYears	0.0	0.0	0.0	0.0	0.0
Fund					
GeneralFund-State 001-1	459,000	459,000	918,000	918,000	918,000
Total	459,000	459,000	918,000	918,000	918,000

Thecashreceiptsandexpenditureestimatesonthispagerepresentthemostlikelyfiscalimpact.Factorsimpactingtheprecisionoftheseestimates, andalternateranges(ifappropriate),areexplainedinPartII.

Checkapplicableboxesandfollowcorrespondinginstructions:

- ☒ Iffiscalimpactisgreaterthan\$50,000perfiscalyearinthecurrentbienniumorinsubsequentbiennia,completeentirefiscalnote formPartsI-V.
- ☐ Iffiscalimpactislessthan\$50,000perfiscalyearinthecurrentbienniumorinsubsequentbiennia,completethispageonly(PartI).
- ☐ Capitalbudgetimpact,completePartIV.
- ☐ Requiresnewrulemaking,completePartV.

LegislativeContact:	Phone:	Date: 01/31/2001
AgencyPreparation: MaryCarmichael	Phone: 360-902-2935	Date: 01/24/2001
AgencyApproval: LembitRatassepp	Phone: 360-902-2447	Date: 01/24/2001
OFMReview: JimSkalski	Phone: 360-902-0654	Date: 01/30/2001

Part II: Narrative Explanation

II.A- Brief Description Of What The Measure Does That Has Fiscal Impact

Briefly describe, by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency.

Requires state to pay certain local criminal justice expenditures for misdemeanor and gross misdemeanor offenses referred to each county or city by the Department.

II.B- Cash receipts Impact

Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumption translates into estimates. Distinguish between one time and ongoing functions.

II.C- Expenditures

Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provisions of the legislation that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumption translates into cost estimates. Distinguish between one time and ongoing functions.

The vast majority of Fish and Wildlife citations are misdemeanors or gross misdemeanors. Only three Fish and Wildlife violations are infractions, which generally bail forfeited.

Assumptions:

Average annual citations = 15,000

Infractions (10%) = 1,500

subtotal = 13,500

Bail forfeited cases (80%) = 10,800

Cases to trial (5%) = 675

Cases adjudicated by prosecutor (15%) = 2,025

Based on data from Community, Trade and Economic Development, standard prosecutor cost for filing cases, including pleas, is \$60.00 per case.

Estimate \$500.00 per trial case.

Cost Estimate:

Prosecutor cost/pleas = \$60.00 X 2,025 = \$121,500

Trial Cases = \$500.00 X 675 = \$337,500

Total costs = \$459,000

Part III: Expenditure Detail

III.A-Expenditures By Object Or Purpose

	FY2002	FY2003	2001-03	2003-05	2005-07
FTE Staff Years					
A-Salaries and Wages					
B-Employee Benefits					
C-Personal Service Contracts					
E-Goods and Services	459,000	459,000	918,000	918,000	918,000
G-Travel					
J-Capital Outlays					
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
Total:	\$459,000	\$459,000	\$918,000	\$918,000	\$918,000

Part IV: Capital Budget Impact

Part V: New Rule Making Required

Identify provisions of the measure that require the agency to adopt new administrative rules or repeal/revise existing rules.

None

IndividualStateAgencyFiscalNote

BillNumber: 1263HB	Title: Localcriminaljusticecosts	Agency: 699-Community/Technical CollegeSystem
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PartI:Estimates

☐ NoFiscalImpact

EstimatedCashReceiptsto:

Fund					
Total					

EstimatedExpendituresfrom:

IndeterminateImpact

Thecashreceiptsandexpenditureestimatesonthispagerepresentthemostlikelyfiscalimpact.Factorsimpactingtheprecisionoftheseestimates, andalternateranges(ifappropriate),areexplainedinPartII.

Checkapplicableboxesandfollowcorrespondinginstructions:

- ☒ Iffiscalimpactisgreaterthan\$50,000perfiscalyearinthecurrentbienniumorinsubsequentbiennia,completeentirefiscalnote formPartsI-V.
- ☐ Iffiscalimpactislessthan\$50,000perfiscalyearinthecurrentbienniumorinsubsequentbiennia,completethispageonly(PartI).
- ☐ Capitalbudgetimpact,completePartIV.
- ☐ Requiresnewrulemaking,completePartV.

LegislativeContact:	Phone:	Date: 01/31/2001
AgencyPreparation: MaryAliceGrobins/lm	Phone: 360-753-3670	Date: 01/23/2001
AgencyApproval: ScottMorgan	Phone: 360-753-0880	Date: 01/24/2001
OFMReview: TheoYu	Phone: 360-902-0548	Date: 01/31/2001

PartII:NarrativeExplanation

II.A-BriefDescriptionOfWhatTheMeasureDoesThatHasFiscalImpact

Brieflydescribe,bysectionnumber,thesignificantprovisionsofthebill,andanyrelatedworkloadorpolicyassumptions,thathaverevenueor expenditureimpactontherespondingagency.

Thisbillrequiresthestate,includingpubliccolleges,topayallcostsforthe prosecution,adjudication,sentencing,and incarcerationofallmisdemeanorandgrossmisdemeanoroffensesreferredtoeachcountyorcitybythestate.

II.B-CashreceiptsImpact

Brieflydescribeandquantifythecashreceiptsimpactofthelegislationontherespondingagency,identifyingthecashreceiptsprovisionsbysection numberandwhenappropriatethedetailoftherevenuesources.Brieflydescribethefactualbasisoftheassumptionsandthemethodbywhichthe cashreceiptsimpactisderived.Explainhowworkloadassumptionstranslateintoestimates.Distinguishbetweenonetimeandongoingfunctions.

II.C-Expenditures

Brieflydescribetheagencyexpendituresnecessarytoimplementthislegislation(orsavingsresultingfromthislegislation),identifyingbysection numbertheprovisionsofthelegislationthatresultintheexpenditures(orsavings).Brieflydescribethefactualbasisoftheassumptionsandthe methodbywhichtheexpenditureimpactisderived.Explainhowworkloadassumptionstranslateintocostestimates.Distinguishbetweenonetime andongoingfunctions.

Impactsunderthisbillareindeterminatebecauseitisunknownhowmanymisdemeanorsorgrossmisdemeanorshave beenormaybereferredbythe34publiccollegesaroundthestatetotheirlocalgovernments.Thecostsinvolvedin prosecuting,adjudicating,sentencingandincarceratingforthemanymdifferentcitiesandcountiesisalsounknown.

PartIII:ExpenditureDetail

PartIV:CapitalBudgetImpact

PartV:NewRuleMakingRequired

Identifyprovisionsofthemeasurethatrequiretheagencytoadoptnewadministrativerulesorrepeal/reviseexistingrules.

LOCAL GOVERNMENT FISCAL NOTE

Department of Community, Trade and Economic Development

Bill Number: 1263HB	Title: Local criminal justice costs
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Part I: Jurisdiction- Location, type or status of political subdivision defines range of fiscal impacts.

Legislation Impacts:

- ☒ Cities:
- ☒ Counties:
- ☐ Special Districts:
- ☐ Specific jurisdiction only:
- ☐ Variance occurs due to:

Part II: Estimates

- ☐ No fiscal impacts.
- ☐ Expenditures represent one-time costs:
- ☐ Legislation provides local option:
- ☐ Key variables cannot be estimated with certainty at this time: Impact to cities is expected to be minimal.

Estimated revenue impacts to:

Jurisdiction	FY2002	FY2003	2001-03	2003-05	2005-07
City					
County					
Special District					
TOTAL					
GRAND TOTAL					

Estimated expenditure impacts to:

Jurisdiction	FY2002	FY2003	2001-03	2003-05	2005-07
City					
County	\$(22,260,000)	\$(22,260,000)	\$(44,520,000)	\$(44,520,000)	\$(44,520,000)
Special District					
TOTAL	\$(22,260,000)	\$(22,260,000)	\$(44,520,000)	\$(44,520,000)	\$(44,520,000)
GRAND TOTAL					\$(133,560,000)

Part III: Preparation and Approval

Fiscal Note Analyst: Louise Davis	Phone: (360)725-5034	Date: 03/09/2001
Leg. Committee Contact:	Phone:	Date: 01/31/2001
Agency Approval: Val Richey	Phone: 360-725-5036	Date: 03/09/2001
OFM Review: Linda Swanson	Phone: 360-902-0541	Date: 03/09/2001

Part IV: Analysis

A. SUMMARY OF BILL

Provide a clear, succinct description of the bill with an emphasis on how it impacts local government.

This bill requires the state to pay all prosecution, adjudication, and jail costs for all misdemeanor and gross misdemeanors referred by a state agency to district and municipal courts.

B. SUMMARY OF EXPENDITURE IMPACTS

Briefly describe and quantify the expenditure impacts of the legislation on local governments, identifying the expenditure provisions by section number, and when appropriate, the detail of expenditures. Delineate between city, county and special district impacts.

This bill would result in annual negative expenditure impacts of a minimum of \$23,159,600 to local governments for prosecution, defense, and jail costs (apart from court costs, as calculated by the Office for the Administrator of the Courts) for gross misdemeanor and misdemeanor cases referred by state agencies. The following numbers represent the anticipated amounts to be reimbursed to local governments:

Washington State Patrol: \$21,351,000

Department of Fish and Wildlife: \$459,000

Higher Education Coordinating Board: \$200,000 (minimum)

Community/Technical College System: (indeterminate; see CTC's fiscal note)

State Parks and Recreation Department: \$250,000

Department of Corrections: None (expenditures incurred through pre-sentence jail time for felons prior to transfer to prison are addressed in the fiscal note for HB 1262)

Total anticipated reimbursement to local governments: \$22,260,000

Note:

-State agencies not listed above may also incur expenses for offenders referred to the counties. Data is not available for these agencies; however, expenditures are expected to be relatively low.

-County/City Impact: The negative expenditure impacts will be incurred almost entirely by counties. Negative expenditure impacts to cities are expected to be minimal.

ASSUMPTIONS:

-Expenditures were recalculated by individual state agencies using the following cost assumptions (unless otherwise indicated in the agency fiscal notes):

Prosecution costs (from a 1999 survey of county budgets):

Driving while intoxicated offenses: \$430

Misdemeanor crimes against persons: \$317

Non-Traffic misdemeanor crimes against property: \$60

Traffic-related misdemeanor crimes against property: \$40

Indigent Defense costs (based on a 1999 survey of indigent defense contracts. According to a study by the Office of Public Defense, approximately 90% of cases would require public defense):

Gross misdemeanors: \$186

Misdemeanors: \$145

Jail Expenses: \$53 per day (based on a statewide survey of counties conducted this past fall)

-According to the Office of the Administrator for the Courts (OAC), 51,178 gross misdemeanor and misdemeanor charges were filed in 2000, and of these 6 were filed in municipal court. The OAC indicates that the 6 cases were probably filed in error in municipal court since state agency cases are required to be filed in district courts. Based on discussions with the Washington Association of Sheriffs and Police Chiefs and the Washington State Patrol, most state agency offenders who are confined are held in county jails, and rarely held in city jails (and if so, not for more than a few hours before being transported to county jails). Thus, costs saving to cities are expected to be minimal under this bill (confirmed by the Association of Washington Cities).

-Jail data: Total numbers for jail bed expenditures for each county jail are not available at present. However, a preliminary survey of five county jails that provided this data indicate the following for the percentage of bed days incurred by state agency offenders for 1999 (out of

thetotalnumberofbeddaysperyeargiventhecounty'sjailcapacity):

For smaller jails: 5-7%

For the larger jails: 20-30%

(Based on figures from a Jail Industries Boards survey, a study from a large county, and data from the Washington Association of Sheriffs and Police Chiefs).

-Note: State agencies occasionally refer to counties of offenders that are found to be committing an offense that is unrelated to violation of agency regulations.

C.SUMMARY OF REVENUE IMPACTS

Briefly describe and quantify the revenue impacts of the legislation on local governments, identifying the revenue provisions by section number, and when appropriate, the detail of revenue sources. Delineate between city, county and special district impacts.

There are no revenue impacts to local governments under this bill.