

# Multiple Agency Fiscal Note Summary

**Bill Number:** 5544SSB

**Title:** Requiring mental health evaluation of minors committing specified crimes on school property.

## Estimated Cash Receipts

Agency Name	GF-State	Total	GF-State	Total	GF-State	Total
<b>Total:</b>						
Local Gov. Courts*						
Local Gov. Other**						
Local Gov. Total						

## Estimated Expenditures

Agency Name	2001-03			2003-05			2005-07		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Office of Administrator for the Courts	.0	0	0	.0	0	0	.0	0	0
Washington State Patrol	.0	0	0	.0	0	0	.0	0	0
Department of Social and Health Services	.0	52,650	52,650	.0	70,200	70,200	.0	70,200	70,200
Superintendent of Public Instruction	Fiscal note not available								
<b>Total:</b>	<b>0.0</b>	<b>\$52,650</b>	<b>\$52,650</b>	<b>0.0</b>	<b>\$70,200</b>	<b>\$70,200</b>	<b>0.0</b>	<b>\$70,200</b>	<b>\$70,200</b>

Local Gov. Courts*									
Local Gov. Other**	Indeterminate								
Local Gov. Total									

**Prepared by:** Tom Lineham, OFM

**Phone:**  
360-902-0543

**Date Published:**  
Preliminary 3/28/2001

\* See Office of the Administrator for the Courts judicial fiscal note

\*\* See local government fiscal note

# JudicialImpactFiscalNote

<b>BillNumber:</b> 5544SSB	<b>Title:</b> Requiringmentalhealthevaluationofminors committing specified crimes on school property.	<b>Agency:</b> 055-Officeof AdministratorforCourts
----------------------------	-------------------------------------------------------------------------------------------------------	----------------------------------------------------

## PartI:Estimates

☒ NoFiscalImpact

*Therevenueandexpenditureestimatesonthispagerepresentthemostlikelyfiscalimpact.Responsibilityforexpendituresmaybe subjecttotheprovisionsofRCW43.135.060.*

Checkapplicableboxesandfollowcorrespondinginstructions:

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

LegislativeContact:	Phone:	Date: 03/14/2001
AgencyPreparation: MikeCurtis	Phone: (360)705-5227	Date: 03/18/2001
AgencyApproval: JanetMcLane	Phone: (360)705-5305	Date: 03/19/2001
OFMReview: GarryAustin	Phone: 360-902-0564	Date: 03/20/2001

**Part II: Narrative Explanation**

**II.A- Brief Description Of What The Measure Does That Has Fiscal Impact on the Courts**

With regard to section 1, revising the age from 12 to 13 for the mandatory detention of a youth arrested for a firearm violation on school property, school transportation or school functions, should have negligible impact on the courts. With regard to sections 2 and 3, given the seriousness of the offense and public safety concerns, in most, if not all cases, juveniles currently referred for making bomb threats, arson 1 or arson 2 are incarcerated in a county juvenile detention facility subsequent to their arrest. Therefore, these sections should have negligible fiscal impact on the courts.

**II.B- Cash Receipts Impact**

**II.C- Expenditures**

With regard to section 1, revising the age from 12 to 13 for the mandatory detention of a youth arrested for a firearm violation on school property, school transportation or school functions, should have negligible impact on the courts. With regard to sections 2 and 3, given the seriousness of the offense and public safety concerns, in most, if not all cases, juveniles currently referred for making bomb threats, arson 1 or arson 2 are incarcerated in a county juvenile detention facility subsequent to their arrest. Therefore, these sections should have negligible fiscal impact on the courts.

**Part III: Expenditure Detail**

**Part IV: Capital Budget Impact**

# IndividualStateAgencyFiscalNote

<b>BillNumber:</b> 5544SSB	<b>Title:</b> Requiringmentalhealthevaluationofminors committing specified crimes on school property.	<b>Agency:</b> 225-WashingtonState Patrol
----------------------------	-------------------------------------------------------------------------------------------------------	-------------------------------------------

## PartI:Estimates

☒ NoFiscalImpact

Thecashreceiptsandexpenditureestimatesonthispagerepresentthemostlikelyfiscalimpact.Factorsimpactingtheprecisionoftheseestimates, andalternateranges(ifappropriate),areexplainedinPartII.

Checkapplicableboxesandfollowcorrespondinginstructions:

- ☐ 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 rule making, complete Part V.

LegislativeContact:	Phone:	Date: 03/14/2001
AgencyPreparation: SallyHunter	Phone: 360-753-0247	Date: 03/15/2001
AgencyApproval: CaptainStevenT.Jewell	Phone: (360)753-0588	Date: 03/16/2001
OFMReview: GarryAustin	Phone: 360-902-0564	Date: 03/19/2001

PartII:NarrativeExplanation

II.A-BriefDescriptionOfWhatTheMeasureDoesThatHasFiscalImpact

Brieflydescribe,bysectionnumber,thesignificantprovisionsofthebill,andanyrelatedworkloadorpolicyassumptions,thathaverevenueor expenditureimpactontherespondingagency.

SubstituteSenateBill5544amendsChapter9.61RCW(MaliciousMischief),andaddsanewsectiontoRCW9A.48 (MaliciousMischief-Arson).Thelegislationwouldrequirethat,followingthe arrestofaminorforviolationsrelating tothreatstobomborburnpublicorprivateschoolfacilities,the arrestinglawenforcementagencyprovideamental healthexaminationoftheyouthwithin24hoursbyapersonoragencyrecommendedbythelocalRegionalSupport Network.Conditionsforthisevaluationarespecified,withtheresultsoftheexaminationtobesenttotheappropriate courtofjurisdictionforconsideration.

II.B-CashreceiptsImpact

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

II.C-Expenditures

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

ItisunlikelythatSubstituteSenateBill5544wouldimpacttheWashingtonStatePatrol,sincethelawenforcementagency respondingtoalocalschoolincidentwouldlikelybeamunicipalpoliceofficerorcountysheriff.

PartIII:ExpenditureDetail

PartIV:CapitalBudgetImpact

PartV:NewRuleMakingRequired

Identifyprovisionsofthemeasurethatrequiretheagencytoadoptnewadministrativerulesorrepeal/reviseexistingrules.

# IndividualStateAgencyFiscalNote

<b>BillNumber:</b> 5544SSB	<b>Title:</b> Requiringmentalhealthevaluationofminors committing specified crimes on school property.	<b>Agency:</b> 300-DeptofSocialand HealthServices
----------------------------	-------------------------------------------------------------------------------------------------------	---------------------------------------------------

## PartI:Estimates

☐ NoFiscalImpact

### EstimatedCashReceiptsto:

<b>Fund</b>					
<b>Total</b>					

### EstimatedExpendituresfrom:

	<b>FY2002</b>	<b>FY2003</b>	<b>2001-03</b>	<b>2003-05</b>	<b>2005-07</b>
<b>Fund</b>					
GeneralFund-State 001-1	17,550	35,100	52,650	70,200	70,200
<b>Total</b>	17,550	35,100	52,650	70,200	70,200

*Thecashreceiptsandexpenditureestimatesonthispagerepresentthemostlikelyfiscalimpact.Factorsimpactingtheprecisionoftheseestimates, andalternateranges(ifappropriate),areexplainedinPartII.*

Checkapplicableboxesandfollowcorrespondinginstructions:

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

LegislativeContact:	Phone:	Date: 03/14/2001
AgencyPreparation: DaveSutherland	Phone: 360-902-8059	Date: 03/15/2001
AgencyApproval: StanMarshburn	Phone: 360-902-8181	Date: 03/16/2001
OFMReview: TomLineham	Phone: 360-902-0543	Date: 03/18/2001

PartII:NarrativeExplanation

II.A-BriefDescriptionOfWhatTheMeasureDoesThatHasFiscalImpact

Brieflydescribe,bysectionnumber,thesignificantprovisionsofthebill,andanyrelatedworkloadorpolicyassumptions,thathaverevenueor expenditureimpactontherespondingagency.

II.B-CashreceiptsImpact

Brieflydescribeandquantifythecashreceiptsimpactofthelegislationontherespondingagency,identifyingthecashreceiptsprovisionsbysection numberandwhenappropriatehthedetailoftherevenuesources.Brieflydescribethefactualbasisoftheassumptionsandthethodbywhichthe cashreceiptsimpactisderived.Explainhowworkloadassumptionstranslateintoestimates.Distinguishbetweenonetimeandongoingfunctions.

None

II.C-Expenditures

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

Section2  
Establishesproceduresfor72hourdetentionandevaluationbythepersonagencydesignatedbythelocalRSN,foryouth aged13through19accusedofathreattobombpublicorprivateschoolfacilitiesortransportation.

Section3  
Establishesproceduresfor72hourdetentionandevaluationbythepersonagencydesignatedbythelocalRSN,foryouth aged13through19accusedofArson1or2onpublicorprivateschoolfacilitiesortransportation.

PartIII:ExpenditureDetail

III.A-ExpendituresByObjectOrPurpose

	FY2002	FY2003	2001-03	2003-05	2005-07
FTEStaffYears					
A-SalariesandWages					
B-EmployeeBenefits					
C-PersonalServiceContracts					
E-GoodsandServices					
G-Travel					
J-CapitalOutlays					
M-InterAgency/FundTransfers					
N-Grants,Benefits&ClientServices					
P-DebtService					
S-InteragencyReimbursements					
T-Intra-AgencyReimbursements					
Total:					

PartIV:CapitalBudgetImpact

PartV:NewRuleMakingRequired

Identifyprovisionsofthemeasurethatrequiretheagencytoadoptnewadministrativerulesorrepeal/reviseexistingrules.

# LOCAL GOVERNMENT FISCAL NOTE

Department of Community, Trade and Economic Development

<b>Bill Number:</b> 5544SSB	<b>Title:</b> Requiring mental health evaluation of minors committing specified crimes on school property.
-----------------------------	------------------------------------------------------------------------------------------------------------

## 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: Minimal impact expected, assuming sufficient resources for local IRSNs who would designate the person or agency to conduct the evaluations.

### Estimated revenue impacts to:

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

### Estimated expenditure impacts to:

Indeterminate Impact
----------------------

## Part III: Preparation and Approval

Fiscal Note Analyst: Louise Davis	Phone: (360)725-5034	Date: 03/15/2001
Leg. Committee Contact:	Phone:	Date: 03/14/2001
Agency Approval: Val Richey	Phone: 360-725-5036	Date: 03/15/2001
OFM Review: Linda Swanson	Phone: 360-902-0541	Date: 03/19/2001



## **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 would mandate a 72-hour confinement in a facility for purposes of obtaining an evaluation by a person or agency by the local regional support network, for juveniles (between the ages of 13-21) that commit the following offenses on school property: unlawful possession of a firearm, threat to bomb, and arson in the first and second degree.

This substitute bill changes the person required to conduct the evaluations from the county-designated mental health professional to the person or agency designated by the local regional support network. The bill also clarifies that:

-in addition to arson and unlawful possession of firearms on school grounds, only threats to bomb schools, not threats to injure property, trigger the mental evaluations; and also that unless the minor who was arrested was represented by counsel at the time of the examination, or was arraigned prior to the examination, then no reference in the examination report to facts or circumstances of the alleged acts which resulted in arrest shall be admissible in any criminal or juvenile proceeding.

### **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.*

Under this bill there would be indeterminate expenditure impacts to local governments. No additional adjudication costs are expected as a result of the proposed requirement that there be detention hearings for minors arrested for bomb threats or arson 1 and 2, since these minors are already currently held for detention. However, the provisions in the substitute bill requiring that the mental health evaluations for students be conducted by a person or agency designated by the RSN may incur additional costs for counties. While RSNs are generally funded with state and federal monies, sufficient funding is not always available. In this case counties would become responsible for costs (based on consultation with the Washington State Association of Counties).

Costs relating to evaluation of juveniles by county-designated mental health professionals and chemical dependency professionals that may be referred by local regional support networks (RSNs) are discussed in the fiscal note from the Department of Social and Health Services (DSHS).

#### **ASSUMPTIONS:**

- Law enforcement costs: no additional law enforcement costs would occur since arrests already occur for the specified felonies, and there is no significant change in required procedure (based on discussion with law enforcement officers).
- Number of hearings: 78 incidences would incur hearings requiring court-appointed representation for minors (based on DSHS data indicating an average of 25.1 percent of incidents involving bomb threats, and arson 1 or 2 occurring over the past 5 years, with an estimated 31.0% committed at school, resulting in 78 incidents that would be subject to arrest and may result in a hearing).
- Representation and prosecution costs: None assumed, since juveniles arrested for bomb threats and arson 1 and 2 are already detained, and already receive representation and prosecution before the court in detention hearings.
- Jail costs: Almost all persons detained as a result of this bill are expected to be held in juvenile facilities. These detention costs would be considered by OAC, and are estimated at \$100 per day (based on OAC estimates). If a juvenile were held in an adult facility, costs would be approximately \$53 per day.
- Travel to detention facilities: Not addressed are possible costs resulting from transporting juveniles under the age of 18 to neighboring facilities, since not all counties have sufficient capacity.
- Potential impacts to local regional support networks (RSNs) to which the minors may be referred as provided by the bill are not addressed in this note as RSNs are generally funded through state and federal dollars (however, as indicated above, counties would bear the burden for any shortfalls in funding).

### **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.*

None.