

# Multiple Agency Fiscal Note Summary

<b>Bill Number:</b> 5282 SB	<b>Title:</b> Mental health commitmnt info
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## Estimated Cash Receipts

Agency Name	2013-15		2015-17		2017-19	
	GF- State	Total	GF- State	Total	GF- State	Total
Department of Social and Health Services	0	(68,000)	0	(90,000)	0	(90,000)
<b>Total \$</b>	<b>0</b>	<b>(68,000)</b>	<b>0</b>	<b>(90,000)</b>	<b>0</b>	<b>(90,000)</b>

## Estimated Expenditures

Agency Name	2013-15			2015-17			2017-19		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Administrative Office of the Courts	.0	0	0	.0	0	0	.0	0	0
Washington State Patrol	1.6	292,400	318,600	1.6	222,800	242,800	1.6	222,800	242,800
Criminal Justice Training Commission	.0	0	0	.0	0	0	.0	0	0
Department of Licensing	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Department of Social and Health Services	(1.5)	(127,000)	(195,000)	(2.0)	(168,000)	(258,000)	(2.0)	(168,000)	(258,000)
<b>Total</b>	<b>0.1</b>	<b>\$165,400</b>	<b>\$123,600</b>	<b>(0.4)</b>	<b>\$54,800</b>	<b>\$(15,200)</b>	<b>(0.4)</b>	<b>\$54,800</b>	<b>\$(15,200)</b>

Local Gov. Courts *									
Local Gov. Other **	Non-zero but indeterminate cost. Please see discussion.								
Local Gov. Total									

## Estimated Capital Budget Impact

NONE

<b>Prepared by:</b> Richard Pannkuk, OFM	<b>Phone:</b> (360) 902-0539	<b>Date Published:</b> Final 2/ 5/2013
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\* See Office of the Administrator for the Courts judicial fiscal note

\*\* See local government fiscal note

FNPID 33399

FNS029 Multi Agency rollup

# Judicial Impact Fiscal Note

<b>Bill Number:</b> 5282 SB	<b>Title:</b> Mental health commitmnt info	<b>Agency:</b> 055-Admin Office of the Courts
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## Part I: Estimates

☐ No Fiscal Impact

### Estimated Cash Receipts to:

Account	FY 2014	FY 2015	2013-15	2015-17	2017-19
Counties					
Cities					
<b>Total \$</b>					

### Estimated Expenditures from:

COUNTY	FY 2014	FY 2015	2013-15	2015-17	2017-19
County FTE Staff Years					
Account					
Local - Counties					
Counties Subtotal \$					
CITY	FY 2014	FY 2015	2013-15	2015-17	2017-19
City FTE Staff Years					
Account					
Local - Cities					
Cities Subtotal \$					
Local Subtotal \$					
Total Estimated Expenditures \$					

*The revenue and expenditure estimates on this page represent the most likely fiscal impact. Responsibility for expenditures may be subject to the 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.

Legislative Contact: Kevin Black	Phone: (360) 786-7747	Date: 01/24/2013
Agency Preparation: Susan Arb	Phone: 360-704-4143	Date: 01/29/2013
Agency Approval: Dirk Marler	Phone: 360-705-5211	Date: 01/29/2013
OFM Review: Jim Albert	Phone: (360) 902-0419	Date: 01/29/2013

Request # mntl hlth-1

## Part II: Narrative Explanation

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

This bill shifts the collection of data on persons who cannot possess firearms as a result of a mental illness from the Dept. of Social and Health Services (DSHS) to the Washington State Patrol (WSP) and the Dept. of Licensing (DOL), effective 1/1/14.

Section 4 amends RCW 9.41.047(3)(e) to require the courts to forward notice of the restoration of a person's right to possess firearms to the DOL, the WSP Criminal History Division, and the National Instant Criminal Background Check System Index, Denied Persons File. This replaced the need to send the notice to DSHS with the notice to the WSP Criminal History Division.

### II. B - Cash Receipts Impact

There are no revenues to the courts expected from the bill.

### II. C - Expenditures

This bill requires modifications to the Judicial Information System to (change coding, implement the fee increase, etc.). These changes are estimated to take 9 hours at a one-time cost of \$1,080 in FY 2013.

## Part III: Expenditure Detail

### III. A - Expenditure By Object or Purpose (State)

<u>State</u>	FY 2014	FY 2015	2013-15	2015-17	2017-19
FTE Staff Years					
Salaries and Wages					
Employee Benefits					
Professional Service Contracts					
Goods and Other Services					
Travel					
Capital Outlays					
Inter Agency/Fund Transfers					
Grants, Benefits & Client Services					
Debt Service					
Interagency Reimbursements					
Intra-Agency Reimbursements					
<b>Total \$</b>					

### III. B - Expenditure By Object or Purpose (County)

<u>County</u>	FY 2014	FY 2015	2013-15	2015-17	2017-19
FTE Staff Years					
Salaries and Benefits					
Capital					
Other					
<b>Total \$</b>					

**III. C - Expenditure By Object or Purpose (City)**

<i>City</i>	FY 2014	FY 2015	2013-15	2015-17	2017-19
FTE Staff Years					
Salaries and Benefits					
Capital					
Other					
Total \$					

**Part IV: Capital Budget Impact**

# Individual State Agency Fiscal Note

Revised

<b>Bill Number:</b> 5282 SB	<b>Title:</b> Mental health commitmnt info	<b>Agency:</b> 225-Washington State Patrol
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## Part I: Estimates

☐ No Fiscal Impact

### Estimated Cash Receipts to:

NONE

### Estimated Expenditures from:

	FY 2014	FY 2015	2013-15	2015-17	2017-19
FTE Staff Years	1.6	1.6	1.6	1.6	1.6
<b>Account</b>					
General Fund-State 001-1	181,000	111,400	292,400	222,800	222,800
State Patrol Highway Account-State 081-1	16,200	10,000	26,200	20,000	20,000
<b>Total \$</b>	197,200	121,400	318,600	242,800	242,800

### Estimated Capital Budget Impact:

NONE

*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 rule making, complete Part V.

Legislative Contact: Kevin Black	Phone: (360) 786-7747	Date: 01/24/2013
Agency Preparation: Shawn Eckhart	Phone: 360-596-4080	Date: 01/31/2013
Agency Approval: Heidi Thomsen	Phone: (360) 596-4046	Date: 01/31/2013
OFM Review: Alyson Cummings	Phone: 360-902-0576	Date: 01/31/2013

Request # 0015-2

## 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.*

SB 5282 seeks to consolidate statewide mental health involuntary commitment information at the Department of Licensing (DOL) and Washington State Patrol (WSP) criminal history division.

Within three weeks of the effective date of section 2 of this legislation, all mental health regional support networks in the state of Washington, as well as the Department of Social and Health Services (DSHS), are required to forward complete historical mental health commitment information to the Department of Licensing and the Washington State Patrol criminal history division, excepting any information that DOL and WSP already possess.

In section 3, DSHS, mental health institutions, and other health care facilities shall supply to the WSP criminal history division's electronic database and to DOL relevant information to determine eligibility of a person to possess a firearm under RCW 9.41.040, or to be issued a concealed pistol license under RCW 9.41.070, or to purchase a pistol under RCW 9.41.090. This information is not disclosable except as provided in RCW 42.56.240(4).

In section 4, if a person's right to possess a firearm has been restored as provided in RCW 9.41.047, the court shall forward, within three judicial days after entry of the restoration order, notification of the person's right to possess a firearm to WSP's criminal history division. DOL and the national instant criminal background check system index, denied persons file, are to continue to also be notified, while DSHS is not.

In section 5, in application for a concealed pistol license (RCW 9.41.070), the issuing authority shall continue to check WSP's electronic database, as well as the national instant criminal background check system. However checking with DOL is added and checking with DSHS and with other appropriate agencies or resources, is removed. The check is to determine whether the applicant is ineligible under RCW 9.41.040 or 9.41.045 to possess a firearm, or is prohibited per federal law, and therefore ineligible for a concealed pistol license.

In section 7, to determine eligibility for an alien firearm license (RCW 9.41.173), the sheriff shall continue to check WSP's electronic database. The check through the national crime information center is changed to the national instant criminal background check system. The check is to determine whether the applicant is ineligible under RCW 9.41.040 to possess a firearm.

Sections 3 through 7 are effective January 1, 2014.

### 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 assumptions translate into estimates. Distinguish between one time and ongoing functions.*

There are no provisions for cash receipts to WSP in this legislation.

### 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 assumptions translate into cost estimates. Distinguish between one time and ongoing functions.*

In its cost assumptions, WSP assumes that DSHS will provide at its own cost an electronic data file (possibly File Transfer Protocol) to WSP with all pertinent data for WSP to be able to complete research, record validation, and provide accurate answers to queries related to gun transfers and concealed pistol license issuance.

WSP will need to build a file in its electronic system (W2) that could be verified during National Instant Criminal Background Checks. The vendor that currently maintains W2 estimates that the one-time cost to build this file is \$65,000.

WSP estimates that the workload impact to build and maintain an internal database for staff to use for validations and research, including an SQL database containing consistent data elements, is equivalent to 0.24 FTE of an Information Technology Specialist 4 (ITS4) in FY 2014, with ongoing impact to maintain that database equivalent to about 0.10 FTE of an ITS4 from the second year onward (FY 2015+).

DSHS averages 16,000 checks per month related to gun licensure, though there has been a marked increase lately that might continue. If this volume is handled by hand at the WSP pursuant to this legislation, there would be the potential to require the creation of a unit within the WSP to maintain the new workload. To reduce the cost of implementing this legislation, WSP intends to receive the data from DSHS and tie it electronically to a National Instant Criminal Background Check System (NICS) check. This means when a NICS check is conducted, the DSHS information would be automatically verified along with the federal check through an electronic query. With an average of 316,577 NICS checks annually, to provide record validation, research, and customer support for an estimated 3% of that amount, WSP's Criminal Records Division will need to hire an extra Criminal Identification Coordination Specialist (1.0 FTE) starting October 1st, 2013, which is the time we anticipate receiving the initial data required from DSHS per section 2.

Estimates for goods and services, travel and equipment for the FTEs mentined above are based on our rule-of-thumb costs per FTE, which are derived from historical expenditures. We assume that this impact will begin in FY 2014.

WSP's federal indirect cost rate beginning in FY 2014 is 28% (pending approval from the Department of Justice). This rate is calculated on all categories of expenditures except capitalized equipment and is to cover support costs associated with this proposed bill. Support costs include items such as computer and telecommunications support, processing payroll and vendor payments, administering contracts, ordering, accounting for and distribution of supplies, and human resource services. These costs are reflected in this fiscal note under the category "Administrative Costs".

The expenditures are distributed between general fund and state patrol highway account per the cost allocation model for the WSP's ACCESS Section submitted and approved by the legislature in the 2012 supplemental budget.

## Part III: Expenditure Detail

### III. A - Expenditures by Object Or Purpose

	FY 2014	FY 2015	2013-15	2015-17	2017-19
FTE Staff Years	1.6	1.6	1.6	1.6	1.6
A-Salaries and Wages	60,600	64,600	125,200	129,200	129,200
B-Employee Benefits	19,000	20,800	39,800	41,600	41,600
C-Professional Service Contracts					
E-Goods and Other Services	71,100	6,400	77,500	12,800	12,800
G-Travel	1,200	1,300	2,500	2,600	2,600
J-Capital Outlays	13,600	1,900	15,500	3,800	3,800
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
9-Administrative Costs	31,700	26,400	58,100	52,800	52,800
<b>Total:</b>	<b>\$197,200</b>	<b>\$121,400</b>	<b>\$318,600</b>	<b>\$242,800</b>	<b>\$242,800</b>

### III. B - 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	FY 2014	FY 2015	2013-15	2015-17	2017-19
Criminal Identification Coordination Specialist	4,769	0.8	1.0	0.9	1.0	1.0
Information Technology Specialist 4	6,107	0.2	0.1	0.2	0.1	0.1
Office Assistant 3	2,858	0.6	0.5	0.5	0.5	0.5
<b>Total FTE's</b>	<b>13,734</b>	<b>1.6</b>	<b>1.6</b>	<b>1.6</b>	<b>1.6</b>	<b>1.6</b>

## Part IV: Capital Budget Impact

NONE

SB 5282 does not impact WSP's capital budget.

## 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.*

SB 5282 requires no rule changes for WSP.



# Individual State Agency Fiscal Note

<b>Bill Number:</b> 5282 SB	<b>Title:</b> Mental health commitmnt info	<b>Agency:</b> 227-Wa St Criminal Justice Train Comm
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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:

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- ☐ 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.

Legislative Contact: Kevin Black	Phone: (360) 786-7747	Date: 01/24/2013
Agency Preparation: Brian Elliott	Phone: 360-486-2436	Date: 02/05/2013
Agency Approval: Brian Elliott	Phone: 360-486-2436	Date: 02/05/2013
OFM Review: Alyson Cummings	Phone: 360-902-0576	Date: 02/05/2013

Request # 2013-05-1

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.

This bill does not have a fiscal impact on the Criminal Justice Training Commission.

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 assumptions translate 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 assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

Part III: Expenditure Detail

Part IV: Capital Budget Impact

NONE

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.

# Individual State Agency Fiscal Note

<b>Bill Number:</b> 5282 SB	<b>Title:</b> Mental health commitmnt info	<b>Agency:</b> 240-Department of Licensing
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## Part I: Estimates

☐ No Fiscal Impact

### Estimated Cash Receipts to:

NONE

### Estimated Expenditures from:

Non-zero but indeterminate cost. Please see discussion.

### Estimated Capital Budget Impact:

NONE

*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.*

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- ☐ 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.

Legislative Contact: Kevin Black	Phone: (360) 786-7747	Date: 01/24/2013
Agency Preparation: Christeen Leeper	Phone: (360) 902-3781	Date: 01/30/2013
Agency Approval: Sam Knutson	Phone: (360) 902-3644	Date: 01/30/2013
OFM Review: Jim Albert	Phone: (360) 902-0419	Date: 01/30/2013

Request # 5282 SB-1

## 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.*

no cash receipt impact to the Department of Licensing

### 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 assumptions translate 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 assumptions translate into cost estimates. Distinguish between one time and ongoing functions.*

The department cannot determine the impact on staff workload without more information regarding the:

- number of records,
- number of years of historical data to be transferred to DOL,
- amount of information involved in each record,
- format of information to be submitted to DOL,
- number of annual requests for the information, and
- type of information that DOL would need to provide to the requesters.

## Part III: Expenditure Detail

## Part IV: Capital Budget Impact

NONE

## 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.*

## **Part II: Explanation**

This bill requires all regional support networks in the state of Washington and the Department of Social and Health Services (DSHS) to submit complete historical mental health commitment information to the Department of Licensing (DOL) and the Washington State Patrol (WSP) criminal history division.

### **II. A – Brief Description of What the Measure Does that Has Fiscal Impact**

Section 1 creates a consolidated statewide database of mental health involuntary commitment information at the Department of Licensing (DOL) and Washington State Patrol (WSP) criminal history division.

Section 2 adds that within three months of the effective date, all regional support networks in the state of Washington, as well as the Department of Social and Health Services (DSHS), must forward complete historical mental health commitment information to DOL and WSP.

Section 3 amends 9.41.097 RCW to require DSHS, mental health institutions and other health care facilities to supply WSP and DOL with relevant information as is necessary to determine if an individual is eligible to possess firearms (9.41.040), to be issued a concealed pistol license (9.41.070 RCW) and to purchase a pistol (9.41.090 RCW).

Section 8 establishes an effective date of January 1, 2014 for Sections 3 through 7.

### **II. B – Cash Receipt Impact**

No cash receipt impact to the Department of Licensing.

### **II. C – Expenditures**

**Indeterminate impact to the Department of Licensing.** The department cannot determine the impact on staff workload without more information regarding the:

- number of records,
- number of years of historical data to be transferred to DOL,
- amount of information involved in each record,
- format of information to be submitted to DOL,
- number of annual requests for the information, and
- type of information that DOL would need to provide to the requesters.

The department expects that modification to existing systems or creation of a new system would be needed to receive more comprehensive, historical mental health commitment information from DSHS and other entities. If the data is not transmitted electronically in a format that is compatible to the existing Firearms Computer-to-Computer batch process, the department would need to increase the number of staff to manually process this data.

As background, DOL is the record keeper for firearms-related records in the State of Washington. These records include concealed pistol licenses issued, pistol transfers, mental health involuntary commitment information and felony court convictions. The department has received all involuntary commitment records from the Washington Courts since 2006. Currently, involuntary commitment information is sent to DOL electronically via the Office of Administrator of the Courts. This information is accessed by law enforcement agencies through the Washington state patrol ACCESS network to determine an individual's eligibility to possess a firearm license, and to verify concealed pistol licenses and pistol ownership.

## **Part III: Expenditure Detail**

Additional information about assumptions and impacts is available directly from the Department of Licensing at 902-3644.

**Part IV: Capital Budget Impact**

None

**Part V: New Rule Making Required**

None

# Individual State Agency Fiscal Note

<b>Bill Number:</b> 5282 SB	<b>Title:</b> Mental health commitmnt info	<b>Agency:</b> 300-Dept of Social and Health Services
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## Part I: Estimates

☐

No Fiscal Impact

### Estimated Cash Receipts to:

ACCOUNT	FY 2014	FY 2015	2013-15	2015-17	2017-19
General Fund-Federal 001-2	(23,000)	(45,000)	(68,000)	(90,000)	(90,000)
<b>Total \$</b>	(23,000)	(45,000)	(68,000)	(90,000)	(90,000)

### Estimated Expenditures from:

	FY 2014	FY 2015	2013-15	2015-17	2017-19
FTE Staff Years	(1.0)	(2.0)	(1.5)	(2.0)	(2.0)
<b>Account</b>					
General Fund-State 001-1	(43,000)	(84,000)	(127,000)	(168,000)	(168,000)
General Fund-Federal 001-2	(23,000)	(45,000)	(68,000)	(90,000)	(90,000)
<b>Total \$</b>	(66,000)	(129,000)	(195,000)	(258,000)	(258,000)

### Estimated Capital Budget Impact:

NONE

*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:

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- ☒ 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.

Legislative Contact: Kevin Black	Phone: (360) 786-7747	Date: 01/24/2013
Agency Preparation: Martha Brenna	Phone: 3609028194	Date: 02/04/2013
Agency Approval: Ken Brown	Phone: 360-902-7583	Date: 02/04/2013
OFM Review: Richard Pannkuk	Phone: (360) 902-0539	Date: 02/05/2013

Request # 13SB5282R-3

## 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.*

Within three months of the effective date of section 2, the Department of Social and Health Services (DSHS) division of Mental Health and the Regional Support Networks (RSNs) must forward complete historical mental health commitment information retained by the organization to the Department of Licensing (DOL) and the Washington State Patrol (WSP) criminal history division in order to consolidate information. Generally under RCW 9.41(Firearms and Dangerous Weapons) references to checking the DSHS electronic database for mental health commitment information are replaced by checking the WSP and DOL databases.

Section 8 specifies that sections 3 through 7 of the act take effect January 1, 2014.

### 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 assumptions translate into estimates. Distinguish between one time and ongoing functions.*

The cash receipts reduction is to Medicaid match.

### 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 assumptions translate into cost estimates. Distinguish between one time and ongoing functions.*

The Department is removed from the process to report mental health background check information to law enforcement agencies when an individual applies for a concealed pistol license, pistol purchases and alien firearm licenses. This removal causes a reduction of 1.0 FTE and savings \$66,000 (\$43,000 GF-State) in the first year and 2 FTEs for a savings of \$129,000 (\$84,000 GF-State) in subsequent years.

The Department can transfer the data to the Department of Licensing and Washington State Patrol with existing staff. The challenge is the ability to transfer the data in a manner that is usable to the receiving agency but does not exclude a large number of individuals who should be prohibited for possessing a firearm or unnecessarily include those who should not be prohibited.

The mental health database is derived from multiple data sources and includes both commitment and treatment data including Regional Support Network reported data, billing, and service reports from community hospitals, evaluation and treatment centers (E&T), state hospitals, and legacy data (records prior to 2000). The data includes the names of all individuals who were detained in an E&T, community hospital, or state hospital for longer than five days whether or not the individual was involuntarily committed through the court (adjudicated).

Due to the age of the data, it is not possible to distinguish adjudicated commitments from the rest of the data without excluding a significant number of people who should be prohibited. Providing access to the extended database to allow for searches that are more thorough will cause concerns regarding potential HIPAA violations.



## Part III: Expenditure Detail

### III. A - Expenditures by Object Or Purpose

	FY 2014	FY 2015	2013-15	2015-17	2017-19
FTE Staff Years	(1.0)	(2.0)	(1.5)	(2.0)	(2.0)
A-Salaries and Wages	(35,000)	(70,000)	(105,000)	(140,000)	(140,000)
B-Employee Benefits	(16,000)	(31,000)	(47,000)	(62,000)	(62,000)
C-Professional Service Contracts					
E-Goods and Other Services	(14,000)	(27,000)	(41,000)	(54,000)	(54,000)
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	(1,000)	(1,000)	(2,000)	(2,000)	(2,000)
9-					
<b>Total:</b>	<b>\$(66,000)</b>	<b>\$(129,000)</b>	<b>\$(195,000)</b>	<b>\$(258,000)</b>	<b>\$(258,000)</b>

**III. B - 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	FY 2014	FY 2015	2013-15	2015-17	2017-19
ADMINISTRATIVE ASSISTANT 2	35,040	(1.0)	(2.0)	(1.5)	(2.0)	(2.0)
<b>Total FTE's</b>	<b>35,040</b>	<b>(1.0)</b>	<b>(2.0)</b>	<b>(1.5)</b>	<b>(2.0)</b>	<b>(2.0)</b>

### III. C - Expenditures By Program (optional)

Program	FY 2014	FY 2015	2013-15	2015-17	2017-19
Divison of Mental Health (030)	(66,000)	(129,000)	(195,000)	(258,000)	(258,000)
<b>Total \$</b>	<b>(66,000)</b>	<b>(129,000)</b>	<b>(195,000)</b>	<b>(258,000)</b>	<b>(258,000)</b>

## Part IV: Capital Budget Impact

NONE

There is no capital 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.

No new rules are required.

# LOCAL GOVERNMENT FISCAL NOTE

Department of Community, Trade and Economic Development

<b>Bill Number:</b> 5282 SB	<b>Title:</b> Mental health commitmnt info
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## Part I: Jurisdiction-Location, type or status of political subdivision defines range of fiscal impacts.

### Legislation Impacts:

- ☒ Cities: Indeterminate savings for law enforcement officers
- ☒ Counties: Indeterminate savings for law enforcement officers; both increases and decreases in expenditures for staff time for the 11 Regional Support Networks
- ☐ Special Districts:
- ☐ Specific jurisdictions only:
- ☐ Variance occurs due to:

## Part II: Estimates

- ☐ No fiscal impacts.
- ☒ Expenditures represent one-time costs: Training for law enforcement officers on new processes; indeterminate costs for RSNs to forward historical commitment information to Dept. of Licensing and Washington State Patrol
- ☐ Legislation provides local option:
- ☒ Key variables cannot be estimated with certainty at this time: Processes RSNs would implement to regularly transmit information to Dept. of Licensing and Washington State Patrol

### Estimated revenue impacts to:

None

### Estimated expenditure impacts to:

Indeterminate Impact
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## Part III: Preparation and Approval

Fiscal Note Analyst: Alice Zillah	Phone: 360-725-5035	Date: 01/31/2013
Leg. Committee Contact: Kevin Black	Phone: (360) 786-7747	Date: 01/24/2013
Agency Approval: Steve Salmi	Phone: (360) 725 5034	Date: 01/31/2013
OFM Review: Richard Pannkuk	Phone: (360) 902-0539	Date: 02/01/2013

## **Part IV: Analysis**

### **A. SUMMARY OF BILL**

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

Section 1 establishes legislative intent.

Section 2 directs that within three months of the effective date of this section, all Regional Support Networks (RSNs) and the Department of Social and Health Services (DSHS) must forward complete historical mental health commitment information retained by the organization to the Department of Licensing (DOL) and the Washington State Patrol (WSP) Criminal History Division. Commitment information does not need to be resent if it is already in the possession of DOL and WSP. RSNs and DSHS shall be immune from liability related to the sharing of commitment information under this section.

Section 3 amends RCW 9.41.097 to establish that mental health institutions and other health care facilities shall supply to the WSP criminal history division's electronic database and DOL relevant information to determine the eligibility of a person to possess a firearm under RCW 9.41.040, or to be issued a concealed pistol license under RCW 9.41.070 or to purchase a pistol under RCW 9.41.090.

Section 6 amends RCW 9.41.090. In determining whether a firearm purchaser meets the requirements of RCW 9.41.040, the chief of police and sheriff shall check with the national crime information center, the WSP Criminal History Division's electronic database, and DOL to determine whether the applicant is ineligible under RCW 9.41.040 to possess a firearm.

Section 7 amends RCW 9.41.173. The sheriff shall conduct a check through the national instant criminal background check system, the WSP criminal history division's electronic database, and DOL to determine whether the applicant is ineligible under RCW 9.41.040 or 9.41.045 to possess a firearm.

### **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.*

The legislation would result in both expenditure decreases and increases for local government. The net impacts are indeterminate.

Section 2 directs the RSNs to forward complete historical mental health commitment information to DOL and WSP. This would create some one-time cost impacts in staff time, but according to two RSN Administrators consulted, the impacts would be minimal.

Section 3 directs mental health institutions and other health care facilities to supply relevant information to WSP and DOL to determine the eligibility of a person to possess a firearm. Currently, the RSNs provide this information by facsimile transmission upon the request of a court or law enforcement agency. Under the bill, the Local Government Fiscal Note Program (LGFN) assumes that this information would be provided electronically on a regular basis. According to the King County RSN, such information would be transmitted daily through an automated process to ensure that the WSP and DOL had current information. The King County RSN handles a high volume of requests currently, and estimated that an automated process would result in savings of .75 FTE of an Administrative Specialist. The salary of an Administrative Specialist is \$37,000 per year, according to the RSN.

However, other RSNs respond to a much smaller volume of requests. The Peninsula RSN estimated that changing to a new process would result in costs for information technology specialists to program their computer systems. Therefore, they estimated the bill could result in one-time costs, although over time they might see some potential savings.

Sections 6 and 7 would change the current process that law enforcement use to determine whether an applicant is ineligible to possess a firearm. An officer would no longer check with DSHS, but would continue to check with the national crime information center, the WSP Criminal History Division's electronic database, and DOL. According to the Washington Association of Sheriffs and Police Chiefs (WASPC), the change could result in some time savings, though it is not possible to quantify the cost reductions of these time savings. In addition, WASPC estimated that some training would be necessary for the new processes. The Criminal Justice Training Commission (CJTC) estimated that training materials would be provided to law enforcement agencies, rather than having officers attend a class at the CJTC. The costs to train officers on the new processes are indeterminate, because the new processes are not developed yet.

### **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.*

The legislation would have no revenue impact for local government.

SOURCES:

Washington Association of Sheriffs and Police Chiefs

King County Regional Support Network

Criminal Justice Training Commission

Peninsula Regional Support Network