

Multiple Agency Fiscal Note Summary

Bill Number: 2406 S HB

Title: Sex offender web site

Estimated Cash Receipts

Agency Name	2001-03		2003-05		2005-07	
	GF- State	Total	GF- State	Total	GF- State	Total
Criminal Justice Training Commission	Indeterminate					
Total \$	0	0	0	0	0	0

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
Washington State Patrol	.0	0	0	.0	0	0	.0	0	0
Criminal Justice Training Commission	Indeterminate								
Total	0.0	\$0	\$0	0.0	\$0	\$0	0.0	\$0	\$0

Local Gov. Courts *									
Local Gov. Other **			7,865			7,230			7,230
Local Gov. Total			7,865			7,230			7,230

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Prepared by: Mike Cheney, OFM

Phone:

360-902-0582

Date Published:

Final 2/18/2002

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

** See local government fiscal note

Individual State Agency Fiscal Note

Bill Number: 2406 S HB	Title: Sex offender web site	Agency: 225-Washington State Patrol
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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 rule making, complete Part V.

Legislative Contact:	Phone:	Date: 02/04/2002
Agency Preparation: Jim Anderson	Phone: (360) 753-0679	Date: 02/04/2002
Agency Approval: Diane C. Perry	Phone: 360-753-0221	Date: 02/07/2002
OFM Review: Garry Austin	Phone: 360-902-0564	Date: 02/07/2002

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.

Substitute House Bill 2406 requires the Washington Association of Sheriffs and Police Chiefs (WASPC) to create and maintain a statewide registered sex offender web site that shall be available to the public, provided that federal grants or other fund sources than state funds are available for the development of the site. The web site shall post all Level III registered sex offenders in Washington State. The proposal prescribes certain site requirements such as mapping capabilities and search features.

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 State Patrol’s Criminal Records Division currently collects, for a fee of \$32, all sex offender registrations from county sheriffs for inclusion in the state’s criminal history database. The criminal history data base provides information to local and national criminal justice agencies, as well as the public. Under this proposal, the State Patrol will continue to maintain the state’s central repository for all sex offender information (RCW 43.43.540). The agency assumes that any costs that may be incurred by transferring information from the criminal history database to a new sex offender web site will be borne by WASPC.

Part III: Expenditure Detail

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.

Individual State Agency Fiscal Note

Bill Number: 2406 S HB	Title: Sex offender web site	Agency: 227-Wa St Criminal Justice Train Comm
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Part I: Estimates

☐ No Fiscal Impact

Estimated Cash Receipts to:

Indeterminate Impact

Estimated Expenditures from:

Indeterminate 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 rule making, complete Part V.

Legislative Contact:	Phone:	Date: 02/04/2002
Agency Preparation: Brian Elliott	Phone: 360-459-6342	Date: 02/06/2002
Agency Approval: Brian Elliott	Phone: 360-459-6342	Date: 02/07/2002
OFM Review: Garry Austin	Phone: 360-902-0564	Date: 02/07/2002

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 measure directs the Washington Association of Sheriffs and Police Chiefs to create and maintain a statewide registered sex offender web site. This web site will post all level 3 registered sex offenders in the state. Funding for this project will be provided by federal grants or other non-state funds.

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 Washington Association of Sheriffs and Police Chiefs will searce for a federal or non-state funding source to provide funds for a statewide registered sex offender web site. No work on this project will be started until a funding source is identified. At this time no source has been identified.

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.

All expenses will be incurred by the Washington Association of Sheriffs and Police Chiefs (WASPC) only if funding is provided through a federal or other non-state funding source. WASPC will enter into a contract for \$100,000 for the development of the statewide registered sex offender website in FY 2003. A server will also need to be purchased for \$65,000 in FY 2003. Ongoing cost in FY 2003 and each year after include access fees through Dept. of Information Systems, supplies, and salary and benefits for website maintenance. This is estimated to be \$150,000 a year.

Part III: Expenditure Detail

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.

LOCAL GOVERNMENT FISCAL NOTE

Department of Community, Trade and Economic Development

Bill Number: 2406 S HB	Title: Sex offender web site
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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 jurisdictions 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: Expenditure estimates do not include ongoing expenditures for new level III offenders. These are expected to be minimal.

Estimated revenue impacts to:

Jurisdiction	FY 2002	FY 2003	2001-03	2003-05	2005-07
City					
County					
Special District					
TOTAL \$					
GRAND TOTAL \$					

Estimated expenditure impacts to:

Jurisdiction	FY 2002	FY 2003	2001-03	2003-05	2005-07
City					
County		7,865	7,865	7,230	7,230
Special District					
TOTAL \$		7,865	7,865	7,230	7,230
GRAND TOTAL \$					22,325

Part III: Preparation and Approval

Fiscal Note Analyst: John Rich	Phone: (360) 725-5037	Date: 02/04/2002
Leg. Committee Contact:	Phone:	Date: 02/04/2002
Agency Approval: Val Richey	Phone: 360-725-5036	Date: 02/15/2002
OFM Review: Mike Cheney	Phone: 360-902-0582	Date: 02/18/2002

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 substitute bill relates to a statewide registered sex offender website.

- Section 1 amends RCW 4.24.550, allowing sheriffs to post level III sex offender community notifications on a proposed new statewide website in lieu of a RCW 4.24.5501 published semi-annual list. It also directs the Washington association of sheriffs and police chiefs to create a public statewide registered sex offender website, containing, among other capabilities, searchable identification information for all level III sex offenders in the state. This section also grants civil liability immunity to local government units and employees (as defined in RCW 36.28A.010) for damages resulting from risk level classification decisions or good faith release of relevant and necessary information on sex offenders.
- Section 2 amends RCW 43.43.540, directing sheriffs to forward, within 5 working days of receipt, any information obtained pursuant to RCW 9A.44.130 that is necessary to operate the website, including address changes.

Summary of changes in substitute bill:

Sec. 1

- Adds the release of level III offender information to the sex offender information release provisions of RCW 4.24.550 (1).
- Limits the release of level III offender information to the items listed for inclusion on the proposed website.
- Expands the release of level III offender information to include release to the general public via the proposed website.
- Adds a description of permissible funding sources for the proposed website
- Removes the requirement for posting level II offender information on the proposed website.
- Refines offender address information requirements, website mapping capability, and website search capability, requiring address information by hundred block.
- Clarifies the procedure for law enforcement notification of change in offender classification, and adds a law enforcement agency requirement to notify the Washington Association of Sheriffs and Police Chiefs (WASPC) when an agency changes an offender risk classification.

Sec. 2 adds a requirement for county sheriff department notification to the WASPC when a department changes an offender risk classification.

Sec. 3, relating to the timeline for website implementation, is deleted.

Sec. 4, relating to website financing through \$20 quarterly payments by registered offenders, is deleted.

Sec. 5, relating to registered offender penalties for non-compliance with quarterly payments, is deleted.

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.

County sheriff department expenditure impact is estimated to be \$7,865 in FY03 (including a one-time cost of \$4,250), and \$3,615 each year in FY04-07. No impact is expected for county prosecution, indigent defense, or jails, due to the removal of the offender fee and penalty provisions.

DISCUSSION:

Providing Registration Information on Current Level III Offenders:

According to the Washington State Patrol (WSP), currently there are 16,352 registered sex offenders in the state as of 2-01-02. WSP does not break this number down by classification; however, breakdowns were obtained from five counties (see the attachment).

Based the attached data, the statewide estimated number of Level III offenders is 850 as of 2-01-02 (5.2 percent x 16,352 = 850). Assuming a unit cost of \$5, the estimated one-time cost to transmit registration information for these offenders to WASPC is \$4,250.

No accurate estimate is available for the number of newly registered level III offenders each year in Washington counties, so this note contains no estimate of the number of new level III offenders who would need to be added to the WASPC website each year, or the associated costs. These additional expenditures are estimated to be minimal given the low percentage of total registered offenders that level III offenders comprise.

Providing Address Change Information on Level III Offenders:

Based upon information obtained from three counties (Yakima, King, and Snohomish), estimated annual address changes per level III offender is .85. Applied to the estimated number of level III offenders (850), 723 address changes are expected per year (.85 x 850 = 723). Note that this estimate does not take into account new level III offenders in future years.

Assuming a unit cost of \$5 for transmission of address change information to the WASPC, the expenditure impact from this function is expected to be \$3,615 per fiscal year (723 x \$5 = \$3,615).

Other Potential Impacts:

The expenditure impact from transmission of classification changes to the WASPC is also expected to be negligible. Sheriff departments in Snohomish and King counties report that re-classifications by their departments are rare.

No estimate is available for any increase or decrease in expenditures if sheriff departments choose to post notices only to the proposed website and not to the semi-annual list.

Assumptions:

- The cost to transmit initial registration information to the WASPC will be approximately \$5 per transmission.
- The cost to transmit one address change to the WASPC will be approximately \$5 per transmission.
- The WASPC will accept level III offender information in the document formats already used by sheriff departments, and will allow transmission of this information to its organization via the most convenient and economical means available to each department.
- The most convenient and economical means of transmission of level III offender information, including address change information, is by electronic transmission (such as e-mail, e-mail attachment, fax, or some other electronic means).
- County sheriff departments already transmit initial registration and address change information to other agencies.

Sources:

Washington State Association of Counties
Washington Association of Sheriffs and Police Chiefs
Yakima, Clark, Lewis, King, Snohomish county sheriff departments
Washington State Patrol
Office of State Treasurer

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.

No impact under the substitute bill SHB 2406.

Registered Sex Offenders in 5 Counties (February, 2002).

County	Level I	Level II	Level III	Total
King	2848	371	233	3452
Snohomish	1134	93	55	1282
Yakima	640	45	20	705
Lewis	237	75	8	320
Clark	542	378	35	955
Total	5401	962	351	6714
Percentage of Tot.	80.4%	14.3%	5.2%	100.0%