

Multiple Agency Fiscal Note Summary

Bill Number: 1924 S HB	Title: Voting rights/felony offense
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Estimated Cash Receipts

NONE

Local Gov. Courts						
Loc School dist-SPI						
Local Gov. Other						
Local Gov. Total						

Estimated Operating Expenditures

Agency Name	2019-21			2021-23			2023-25		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Office of the Secretary of State	.0	24,799	24,799	.0	0	0	.0	0	0
Department of Corrections	.0	0	0	.0	0	0	.0	0	0
Total \$	0.0	24,799	24,799	0.0	0	0	0.0	0	0

Local Gov. Courts									
Loc School dist-SPI									
Local Gov. Other	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Local Gov. Total									

Estimated Capital Budget Expenditures

Agency Name	2019-21			2021-23			2023-25		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Office of the Secretary of State	.0	0	0	.0	0	0	.0	0	0
Department of Corrections	.0	0	0	.0	0	0	.0	0	0
Total \$	0.0	0	0	0.0	0	0	0.0	0	0

Estimated Capital Budget Breakout

NONE

Prepared by: Gwen Stamey, OFM	Phone: (360) 902-9810	Date Published: Final 3/ 4/2019
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Individual State Agency Fiscal Note

Bill Number: 1924 S HB	Title: Voting rights/felony offense	Agency: 085-Office of the Secretary of State
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Part I: Estimates

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No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

	FY 2020	FY 2021	2019-21	2021-23	2023-25
Account					
General Fund-State 001-1	24,799	0	24,799	0	0
Total \$	24,799	0	24,799	0	0

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 greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.

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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: Desiree Omli	Phone: 360-786-7383	Date: 02/25/2019
Agency Preparation: Temple Allen	Phone: 360-704-5215	Date: 02/27/2019
Agency Approval: Sheri Nelson	Phone: 360-902-4141	Date: 02/27/2019
OFM Review: Gwen Stamey	Phone: (360) 902-9810	Date: 02/27/2019

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.

Section 3 of this bill would require a new oath on voter registration forms.

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.

This bill makes no changes to the frequency or process for persons checked for felony offenses by the Office of the Secretary of State. This bill may slightly reduce the number of potential persons flagged for felony offenses as some persons convicted of felonies would no longer be considered under the authority of the Department of Corrections.

Because of the change in the oath, this bill would require reprinting about 250,000 new voter registration forms at the cost of \$0.099 each for a total fiscal impact of \$24,799. This would be a one-time expenditure because future voter registration forms would be printed with the updated oath.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2020	FY 2021	2019-21	2021-23	2023-25
001-1	General Fund	State	24,799	0	24,799	0	0
Total \$			24,799	0	24,799	0	0

III. B - Expenditures by Object Or Purpose

	FY 2020	FY 2021	2019-21	2021-23	2023-25
FTE Staff Years					
A-Salaries and Wages					
B-Employee Benefits					
C-Professional Service Contracts					
E-Goods and Other Services	24,799		24,799		
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					
9-					
Total \$	24,799	0	24,799	0	0

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

Bill Number: 1924 S HB	Title: Voting rights/felony offense	Agency: 310-Department of 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 rule making, complete Part V.

Legislative Contact: Desiree Omli	Phone: 360-786-7383	Date: 02/25/2019
Agency Preparation: Natalia Latnikova	Phone: 360-725-8846	Date: 02/28/2019
Agency Approval: Michael Steenhout	Phone: 360-725-8270	Date: 02/28/2019
OFM Review: Trisha Newport	Phone: (360) 902-0417	Date: 02/28/2019

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.

An ACT relating to voter eligibility for persons who have been convicted of a felony offense.

Amends RCW 10.64.140 “Loss of voting rights – Acknowledgment” by changing the right to vote from provisionally to be automatically restored as long as the defendant is not under the authority of the Department of Corrections (DOC) and by stating that a person serving a term of community custody is not considered to be in the custody of the department for purposes of this section unless the person is returned to confinement for a violation of community custody pursuant to RCW 9.94A.633(2).

Amends RCW 29A.08.520 “Felony conviction – Provisional and permanent restoration of voting right” by stating that a person who has had their voting rights restored must reregister to vote before voting.

Amends RCW 29A.08.230 “Oath of applicant” by modifying the language in the voter registration oath to reflect the new definition of being “under the authority of the DOC.”

Amends RCW 29A.40.091 “Envelopes, declaration, and instructions—Voter's oath—Overseas and service voters—Return of ballots—County auditor's name” by clarifying the voter declaration provided to each voter must be updated by the time materials are distributed for the 2020 general election to reflect the changes in the definition of being “under the authority of the DOC.”

Amends 72.09.270 “Individual reentry plan” by stating that DOC shall provide the offender with voter registration materials in accordance with RCW 29A.08.520.

Effective date is assumed 90 days after adjournment of session in which this bill is passed.

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.

None.

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.

We assume this bill will have no fiscal impact to DOC.

The Secretary of the State provides voter registration forms in various languages free of charge and the county auditor sends each voter a ballot. The DOC will have no cost for providing a voter registration application and information on how to register to vote to individuals upon their release from DOC authority.

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.

None.

LOCAL GOVERNMENT FISCAL NOTE

Department of Commerce

Bill Number: 1924 S HB	Title: Voting rights/felony offense
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Part I: Jurisdiction-Location, type or status of political subdivision defines range of fiscal impacts.

Legislation Impacts:

- ☐ Cities:
- ☒ Counties: County auditors
- ☐ 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: Potential number of ineligible voters; no. of hours to confirm ineligibility

Estimated revenue impacts to:

None

Estimated expenditure impacts to:

Indeterminate Impact

Part III: Preparation and Approval

Fiscal Note Analyst: Renee Martine-Tebow	Phone: 360-725-5045	Date: 03/04/2019
Leg. Committee Contact: Desiree Omli	Phone: 360-786-7383	Date: 02/25/2019
Agency Approval: Allan Johnson	Phone: 360-725-5033	Date: 03/04/2019
OFM Review: Gwen Stamey	Phone: (360) 902-9810	Date: 03/04/2019

Part IV: Analysis

A. SUMMARY OF BILL

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

COMPARISON OF CURRENT BILL VERSION TO PREVIOUS:

The substitute bill modifies the language in the voter registration oath to state: "I am not currently confined in a state correctional facility in Washington, incarcerated for a felony conviction entered in a federal court, or incarcerated for a felony conviction entered in a federal court, or incarcerated for a felony conviction entered in a state court other than a Washington state court." This declaration must be updated by the time voting materials are distributed for the general election in year 2020 to reflect that a person may not vote if he or she is confined in a state correctional facility in Washington, or is otherwise disqualified under RCW 29A.08.520(1).

SUMMARY OF CURRENT BILL VERSION:

This bill would restore the right to vote immediately after a felony conviction as long as the person is not under the authority of the Department of Corrections. Currently, the right to vote is provisionally restored.

A person serving a term of community custody is not considered to be in the custody of the Department, unless the person is returned to confinement for a violation of community custody pursuant to RCW 9.94A.633(2).

A person who has had their voting rights restored must reregister to vote prior to voting. If a registered voter is not eligible to vote, the Secretary of State or the County Auditor must confirm the match through a comparison of, if available, the name, date of birth, last known address and county of residence, and driver's license number of the last four digits of the social security number, and unless within 90 days of an election, suspend the voter registration from the official state voter registration list.

The declaration must be updated by the time voting materials are distributed for the general election in year 2020 to reflect that a person may not vote if he or she is confined in a state correctional facility in Washington, or is otherwise disqualified under RCW 29A.08.520(1).

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 have an indeterminate expenditure increase for county auditors to confirm and suspend a voter registration. It is unknown how many ineligible voters would register after the change from provisional to full restoration of voting rights occurs. Nor the number of hours required by auditors to confirm this ineligibility.

Updating the voting materials to include the declaration in time for the general election in year 2020 would have minimal, albeit indeterminate, costs to counties associated with additional printed ballot pages. The number of additional ballot pages would vary by jurisdiction.

COUNTY CLERK COSTS:

Please note that court impacts, including judicial costs, clerk costs, and court fees, are described in fiscal notes prepared by the Administrative Office of the Courts (AOC). Local government fiscal notes include city and county expenditures for law enforcement investigations and arrests, indigent defenders, city and county prosecutors, and jail costs.

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.

This bill would not impact county revenues.

SOURCES:

Local Government Fiscal Note program "Election Costs" (2019)
Washington Association of County Officials