

Multiple Agency Fiscal Note Summary

Bill Number: 6641 SB	Title: Sex offender treatment avail
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Estimated Cash Receipts

NONE

Agency Name	2019-21		2021-23		2023-25	
	GF- State	Total	GF- State	Total	GF- State	Total
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 Operating Expenditures

Agency Name	2019-21			2021-23			2023-25		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Administrative Office of the Courts	.0	5,000	5,000	.0	10,000	10,000	.0	10,000	10,000
Office of Public Defense	.0	0	0	.0	0	0	.0	0	0
Department of Social and Health Services	Fiscal note not available								
Department of Health	.1	0	20,000	.5	0	211,000	.4	0	192,000
Department of Corrections	.0	0	0	.0	0	0	.0	0	0
Total \$	0.1	5,000	25,000	0.5	10,000	221,000	0.4	10,000	202,000

Agency Name	2019-21			2021-23			2023-25		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
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
Administrative Office of the Courts	.0	0	0	.0	0	0	.0	0	0
Office of Public Defense	.0	0	0	.0	0	0	.0	0	0
Department of Social and Health Services	Fiscal note not available								
Department of Health	.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

Prepared by: Bryce Andersen, OFM	Phone: (360) 902-0580	Date Published: Preliminary 2/ 7/2020
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Judicial Impact Fiscal Note

Bill Number: 6641 SB	Title: Sex offender treatment avail	Agency: 055-Administrative Office of the Courts
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Part I: Estimates

☐ No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Expenditures from:

STATE	FY 2020	FY 2021	2019-21	2021-23	2023-25
State FTE Staff Years					
Account					
General Fund-State 001-1		5,000	5,000	10,000	10,000
State Subtotal \$		5,000	5,000	10,000	10,000
COUNTY	FY 2020	FY 2021	2019-21	2021-23	2023-25
County FTE Staff Years					
Account					
Local - Counties					
Counties Subtotal \$					
CITY	FY 2020	FY 2021	2019-21	2021-23	2023-25
City FTE Staff Years					
Account					
Local - Cities					
Cities Subtotal \$					

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: 01/29/2020
Agency Preparation: Sam Knutson	Phone: 360-704-5528	Date: 02/03/2020
Agency Approval: Ramsey Radwan	Phone: 360-357-2406	Date: 02/03/2020
OFM Review: Gaius Horton	Phone: (360) 902-0608	Date: 02/03/2020

157,464.00

Request # 6641 SB-1

Form FN (Rev 1/00)

1

Bill # 6641 SB

Part II: Narrative Explanation

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

Please see attached Judicial Impact Note (JIN).

II. B - Cash Receipts Impact

II. C - Expenditures

Part III: Expenditure Detail

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

<i>State</i>	FY 2020	FY 2021	2019-21	2021-23	2023-25
FTE Staff Years					
Salaries and Wages					
Employee Benefits					
Professional Service Contracts					
Goods and Other Services					
Travel		5,000	5,000	10,000	10,000
Capital Outlays					
Inter Agency/Fund Transfers					
Grants, Benefits & Client Services					
Debt Service					
Interagency Reimbursements					
Intra-Agency Reimbursements					
Total \$		5,000	5,000	10,000	10,000

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

NONE

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

NONE

III. D - FTE Detail

NONE

III. E - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

Part II: Narrative Explanation

This bill would amend RCW 18.155, adding a definition for “qualified supervisor” in the context of sex offender treatment providers, and details professional qualifications and work experience required.

The bill would amend RCW 18.155.030 and 18.155.075 to replace “certified sex offender treatment provider” with “qualified supervisor” and 18.155.080 adding more detail to standards and procedures for approval, directing specific circumstances under which an applicant must be approved, including detailed criteria for out of state applicants.

The bill would allow applicants to attest to training requirement completion rather than submit proof, unless requested.

The bill would create the “Sexual Offender Treatment Provider Advisory Committee”, a permanent body that would require participation by one superior court judge. Terms of committee participation would be defined as six years in duration and the Committee would tasked with providing advice to the Department of Social and Health Services regarding standards, individual applications, maintaining the pool of treatment providers, and reforms needed. Travel expenses for committee members would be reimbursed.

Part II.A – Brief Description of what the Measure does that has fiscal impact on the Courts

II.B - Cash Receipt Impact

None.

II.C – Expenditures

This bill would require a superior court judge to participate as a member of the newly created committee. Participation in the Committee would be permanent. Travel costs for participation in the committee would be reimbursed. It is assumed there would be at least two committee meetings per year. Travel costs are estimated at \$5,000 per year.

Part III: Expenditure Detail

III.A – Expenditures by Object or Purpose

	FY 2020	FY 2021	2019-21	2021-23	2023-25
FTE – Staff Years					
A – Salaries & Wages					
B – Employee Benefits					
C – Prof. Service Contracts					
E – Goods and Services					
G – Travel		5,000	5,000	10,000	10,000
J – Capital Outlays					
P – Debt Service					
Total:		5,000	5,000	10,000	10,000

Individual State Agency Fiscal Note

Bill Number: 6641 SB	Title: Sex offender treatment avail	Agency: 056-Office of Public Defense
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Part I: Estimates

☒ **No Fiscal Impact**

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

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: 01/29/2020
Agency Preparation: Sophia Byrd McSherry	Phone: 360-586-3164	Date: 01/30/2020
Agency Approval: Sophia Byrd McSherry	Phone: 360-586-3164	Date: 01/30/2020
OFM Review: Gaius Horton	Phone: (360) 902-0608	Date: 01/30/2020

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 6641 does not impact the Office of Public Defense (OPD).

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

III. A - Operating Budget Expenditures

NONE

III. B - Expenditures by Object Or Purpose

NONE

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

NONE

III. D - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Identify acquisition and construction costs not reflected elsewhere on the fiscal note and describe potential financing methods

NONE

Part V: New Rule Making Required

Individual State Agency Fiscal Note

Bill Number: 6641 SB	Title: Sex offender treatment avail	Agency: 303-Department of Health
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Part I: Estimates

☐ No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

	FY 2020	FY 2021	2019-21	2021-23	2023-25
FTE Staff Years	0.0	0.1	0.1	0.5	0.4
Account					
Health Professions Account-State 02G-1	0	20,000	20,000	211,000	192,000
Total \$	0	20,000	20,000	211,000	192,000

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:

- ☒ 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: 01/29/2020
Agency Preparation: Donna Compton	Phone: (360) 236-4538	Date: 02/07/2020
Agency Approval: Carl Yanagida	Phone: 360-7894832	Date: 02/07/2020
OFM Review: Bryce Andersen	Phone: (360) 902-0580	Date: 02/07/2020

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 1: Amends RCW 18.155.020 (Sex Offender Treatment Providers–Definitions.) adding the definition of a qualified supervisor.

Section 4: Amends RCW 18.155.080 (Sex Offender Treatment Providers–Standards and procedures.)

- 1) Allowing credit for experience obtained through work in an institutional setting in Washington or in another state or territory of the United States;
- 2) Certifying applicants who have a comparable certification in another jurisdiction who:
 - a. Hold or have held within the past thirty-six months a credential in good standing from another state or territory of the United States or;
 - b. Meet a lifetime experience threshold of having provided at least two thousand hours (2,000) of direct sex offender specific treatment and assessment services and continue to maintain professional involvement in the field.
- 3) Allowing the applicant to sign an attestation form indicating participation in the required training and to substantiate the attestation with hours of training, if such substantiation is requested.

Section 5: Adds a new section to chapter 18.155 RCW (Sex Offender Treatment Providers) establishing a nine-member Sex Offender Treatment Provider Advisory Committee. The Secretary of the Department of Health will appoint the committee members which must consist of three sex offender treatment providers, a superior court judge, a mental health practitioner, a defense attorney, a representative from the Washington association of prosecuting attorneys, a representative from the Department of Social and Health Services, and a representative from Washington State Department of Corrections. The committee members will meet as necessary to conduct business and will be reimbursed for travel.

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.

Current law RCW 43.70.250 (License fees for professions, occupations, and businesses.) requires that health professions be fully self-supporting and that sufficient revenue be collected through fees to cover the cost of administering the program.

The Department of Health (department) does not anticipate the need to increase licensing fees to support the changes proposed in this bill. The sex offender treatment provider (SOTP) program has a sufficient fund balance to support the increased costs. The department will monitor the SOTP program fund balance, and will adjust fees over a six (6) year period to ensure that fees are sufficient to cover all program expenditures.

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.

Rulemaking

Section 4: Department staff will develop and adopt rules to update definitions and add other ways to be a SOTP professional. This will include two rules workshops and one formal rules hearing, all meetings will be held in

free facilities. Assistant Attorney General time will be one day for each stakeholder meeting and the formal rules hearing. Costs include staff and associated costs and Office of the Attorney General support in the amount \$3,800. One-time costs for rulemaking will be 0.10 FTE and \$20,000 in FY 2021.

Information Technology

Section 4: During FY 2022, health technology services (HTS) staff will update Integrated Licensing & Regulatory System (ILRS), including configuration to do workflow updates and supervision updates. In FY 2022, one-time costs will be \$4,000.

Office of Customer Service

Sections 2-3: This bill changes the requirement that supervised hours be under the supervision of a certified SOTP to being under the new defined qualified supervisor. This changes the requirements of issuance of an affiliated SOTP certification to proof of supervision. Based on these changes the credentialing section will have an increase in the number of SOTP applications received. In FY 2022, one-time costs will total 0.10 FTE and \$11,000. Starting in FY 2023 and ongoing, costs will be \$1,000 each year.

Program Implementation & Administration

Section 5: Staff will complete activities to recruit and fill the committee member positions in FY 2022. Ongoing costs are associated with the management of the program and committee. Program implementation costs will include staff and associated costs from interviewing five groups of interviewees which would include developing and posting announcements, reviewing applications, setting up interviews, conducting interviews, debrief and decision making, then secretary approval. This cost will include Health Services Consultant 4, Health Services Consultant 2, Executive Director, and Secretary Senior time for a total of 0.50 FTE and \$69,000 in FY2022. Starting in FY 2023 and ongoing, program administration costs would include nine meetings a year, travel, and other associated costs. The department assumes increased involvement and will cost 0.40 FTE and \$64,000 each year.

Sex Offender Treatment Provider Advisory Committee

Section 5: In FY 2022, the secretary will appoint nine members to the Sex Offender Treatment Provider Advisory Committee. The department anticipates this committee will have nine meetings per year. Meeting activities will consist of advising the Secretary of Health on certification procedures; maintaining standards on individual applications for certification; issues pertaining to maintaining a healthy workforce; and making recommendations for reform of regulatory or administrative practices. Costs for the nine committee members will include travel and associated costs between \$300 - \$400 per day for each committee member to attend these meetings. In FY 2022 and ongoing, costs will be \$31,000 per year.

Total costs to implement this bill:

FY 2021 – 0.1 FTE and \$20,000

FY 2022 – 0.6 FTE and \$115,000

FY 2023 through FY 2025 – 0.4 FTE and \$96,000

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2020	FY 2021	2019-21	2021-23	2023-25
02G-1	Health Professions Account	State	0	20,000	20,000	211,000	192,000
Total \$			0	20,000	20,000	211,000	192,000

III. B - Expenditures by Object Or Purpose

	FY 2020	FY 2021	2019-21	2021-23	2023-25
FTE Staff Years		0.1	0.1	0.5	0.4
A-Salaries and Wages		11,000	11,000	99,000	88,000
B-Employee Benefits		4,000	4,000	38,000	34,000
E-Goods and Other Services		4,000	4,000	13,000	10,000
G-Travel				50,000	50,000
T-Intra-Agency Reimbursements		1,000	1,000	11,000	10,000
9-					
Total \$	0	20,000	20,000	211,000	192,000

III. C - Operating 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	FY 2020	FY 2021	2019-21	2021-23	2023-25
HEALTH SERVICES CONSULTANT 2	62,460				0.2	0.1
HEALTH SERVICES CONSULTANT 4	77,952		0.1	0.1	0.1	0.1
Health Svcs Conslt 1	53,000				0.1	0.1
SECRETARY SENIOR	42,132				0.1	0.1
WMS02	107,532				0.1	
Total FTEs			0.1	0.1	0.5	0.4

III. D - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Identify acquisition and construction costs not reflected elsewhere on the fiscal note and describe potential financing methods

NONE

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.

Sections 1-4: The Department of Health will adopt rules in WAC 246-930 as necessary to implement the bill.

Individual State Agency Fiscal Note

Bill Number: 6641 SB	Title: Sex offender treatment avail	Agency: 310-Department of Corrections
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Part I: Estimates

☒ No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

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: 01/29/2020
Agency Preparation: Nicole Trexler	Phone: 360-725-8483	Date: 02/03/2020
Agency Approval: Michael Steenhout	Phone: 360-725-8270	Date: 02/03/2020
OFM Review: Cynthia Hollimon	Phone: (360) 902-0562	Date: 02/03/2020

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 is related to the increase of availability of certified sex offender treatment providers by amending chapter 18.155 RCW.

Section 1(4) adds the definition of qualified supervisor. It states that a qualified supervisor is a person who meets the requirements for certification as a sex offender treatment provider, whether or not the person is currently certified, or has provided at least two thousand hours of direct sex offender treatment and assessment services while continuing to maintain professional involvement in the field. A qualified supervisor may sign attestation forms, indicating they have met the requirements, in lieu of documentation being submitted.

Section 4(1) states that an establishment of standards and procedures for approval will include educational programs and alternative trainings which, must allow credit for experience obtained through work in institutional settings within Washington, or territories of the United States.

Section 4(3) is amended to add that qualifying applicants, who have comparable certification in another jurisdiction, must be allowed to receive certification if they currently have, or have had, credentials, in good standing from another state within the last 36 months, that is equivalent to the sex offender treatment provider certification within Washington State. Alternatively, the person can meet a lifetime experience threshold of having provided at least two thousand hours of direct sex offender treatment and assessment services while continuing to maintain professional involvement in the field.

Section 4(8) adds that an applicant is not required, in all cases, to submit complete documentation of their training but can sign attestation forms indicating their participation in the required training and meeting the requirement of hours of training if substantiation is requested.

Section 5 states that the sexual offender treatment provider's advisory committee will be reestablished and members of the board will include the secretary of DOC, or the secretary's designee.

Effective date is assumed to be 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.

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 the Department of Corrections (DOC).

This proposed bill broadens the requirements of the sex offender treatment provider certification allowing those who have worked in the field, for at least 2000 hours, to supervise others and, in addition, will also allow individuals from other states, with similar certifications, to transfer their certification to Washington State. The revision would also permit individuals working in an institution and the Special Commitment Center to earn

credit towards their certification. Although this would have no fiscal impact to DOC, it would have a positive effect on the recruitment and retention of the Sex Offender Treatment and Assessment Program as well as increase the number of qualified providers in Washington State.

If enacted, the sexual offender treatment provider’s advisory committee will be reinstated which will require the Secretary, or Secretary’s designee, of DOC to be an active member. The board will be led by Department of Health and DOC will participate within existing resources.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

NONE

III. B - Expenditures by Object Or Purpose

NONE

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

NONE

III. D - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Identify acquisition and construction costs not reflected elsewhere on the fiscal note and describe potential financing methods

NONE

Part V: New Rule Making Required

LOCAL GOVERNMENT FISCAL NOTE

Department of Commerce

Bill Number: 6641 SB	Title: Sex offender treatment avail
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Part I: Jurisdiction—Location, type or status of political subdivision defines range of fiscal impacts.

Legislation Impacts:

☐ Cities:

☒ Counties: Indeterminate increase in county expenditures and revenue due to county attorney appointments to a committee and subsequent reimbursement for committee participation costs.

☐ 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: Which attorney(s) would be appointed; the time commitments and travel requirements of committee members.

Estimated revenue impacts to:

Non-zero but indeterminate cost and/or savings. Please see discussion.

Estimated expenditure impacts to:

Non-zero but indeterminate cost and/or savings. Please see discussion.

Part III: Preparation and Approval

Fiscal Note Analyst: Rebecca Duncan	Phone: 360-725-5040	Date: 02/05/2020
Leg. Committee Contact: Kevin Black	Phone: (360) 786-7747	Date: 01/29/2020
Agency Approval: Alice Zillah	Phone: 360-725-5035	Date: 02/05/2020
OFM Review: Bryce Andersen	Phone: (360) 902-0580	Date: 02/05/2020

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 require the Department of Health (DOH) to certify sexual offender treatment providers (SOTPs) who receive supervision from qualified supervisors who do not themselves have to be certified SOTPs. The bill would also require the DOH to certify sexual offender treatment providers with out of state qualifications if they meet a lifetime experience threshold or meet other requirements. Finally, the bill would reestablish the Sexual Offender Treatment Provider Advisory Committee to advise the DOH and recommend regulatory and policy reform.

Section 5 would add a new section to reestablish the Sex Offender Treatment Providers (SOTP) Advisory Committee as a permanent body with members appointed by DOH to include:

- one superior court judge;
- three certified SOTPs with a minimum of five years of experience treating sex offenders;
- one mental health practitioner with experience treating victims of sexual assault;
- one defense attorney with experience representing persons charged with sex offenses;
- one representative of the Washington Association of Prosecuting Attorneys (WAPA);
- the Secretary of the Department of Social and Health Services (DSHS) or their designee; and
- the Secretary of the Department of Corrections (DOC) or their designee.

Committee members would be reimbursed for travel expenses in accordance with RCW 43.03.050 and RCW 43.03.060.

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.

Section 5 would lead to an increase in expenditures for counties due to putting a WAPA representative and a defense attorney with experience representing persons charged with sex offenses on the SOTP Advisory Committee. The WAPA representative would likely be a county prosecutor, but it is unclear whether or not the defense attorney appointed would be a public defender or a private practice defense attorney. In addition, the bill does not specify the travel or time commitments required of committee members, although the Administrative Office of the Courts estimates at least two committee meetings per year, so the increase in county expenditures from this section is indeterminate.

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.

Section 5 would lead to an increase in revenues for counties due to reimbursing committee members for travel expenses in accordance with RCW 43.03.050 and 43.03.060. However, the bill does not specify the travel or time commitments required of committee members from local governments, although the Administrative Office of the Courts estimates at least 2 committee meetings per year, so the increase in county revenues via reimbursement for such expenditures is indeterminate.

SOURCES

Washington Defenders Association
Administrative Office of the Courts