

# Multiple Agency Fiscal Note Summary

|                             |                                   |
|-----------------------------|-----------------------------------|
| <b>Bill Number:</b> 5517 SB | <b>Title:</b> Cannabis/employment |
|-----------------------------|-----------------------------------|

## Estimated Cash Receipts

NONE

## Estimated Operating Expenditures

| Agency Name                         | 2021-23  |          |             |          | 2023-25    |          |             |          | 2025-27    |          |             |          |
|-------------------------------------|--|----------|-------------|----------|------------|----------|-------------|----------|------------|----------|-------------|----------|
|                                     | FTEs   | GF-State | NGF-Outlook | Total    | FTEs       | GF-State | NGF-Outlook | Total    | FTEs       | GF-State | NGF-Outlook | Total    |
| Administrative Office of the Courts | Non-zero but indeterminate cost and/or savings. Please see discussion. |          |             |          |            |          |             |          |            |          |             |          |
| Office of Administrative Hearings   | .0   | 0        | 0           | 0        | .0         | 0        | 0           | 0        | .0         | 0        | 0           | 0        |
| Human Rights Commission             | .0   | 0        | 0           | 0        | .0         | 0        | 0           | 0        | .0         | 0        | 0           | 0        |
| Department of Labor and Industries  | .0   | 0        | 0           | 0        | .0         | 0        | 0           | 0        | .0         | 0        | 0           | 0        |
| <b>Total \$</b>                     | <b>0.0</b>   | <b>0</b> | <b>0</b>    | <b>0</b> | <b>0.0</b> | <b>0</b> | <b>0</b>    | <b>0</b> | <b>0.0</b> | <b>0</b> | <b>0</b>    | <b>0</b> |

| Agency Name         | 2021-23  |          |       | 2023-25 |          |       | 2025-27 |          |       |
|---------------------|--|----------|-------|---------|----------|-------|---------|----------|-------|
|                     | FTEs   | GF-State | Total | FTEs    | GF-State | Total | FTEs    | GF-State | Total |
| Local Gov. Courts   | Non-zero but indeterminate cost and/or savings. Please see discussion. |          |       |         |          |       |         |          |       |
| Loc School dist-SPI |  |          |       |         |          |       |         |          |       |
| Local Gov. Other    |  |          |       |         |          |       |         |          |       |
| Local Gov. Total    |  |          |       |         |          |       |         |          |       |

## Estimated Capital Budget Expenditures

| Agency Name                         | 2021-23    |          |          | 2023-25    |          |          | 2025-27    |          |          |
|-------------------------------------|------------|----------|----------|------------|----------|----------|------------|----------|----------|
|                                     | 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 Administrative Hearings   | .0         | 0        | 0        | .0         | 0        | 0        | .0         | 0        | 0        |
| Human Rights Commission             | .0         | 0        | 0        | .0         | 0        | 0        | .0         | 0        | 0        |
| Department of Labor and Industries  | .0         | 0        | 0        | .0         | 0        | 0        | .0         | 0        | 0        |
| <b>Total \$</b>                     | <b>0.0</b> | <b>0</b> | <b>0</b> | <b>0.0</b> | <b>0</b> | <b>0</b> | <b>0.0</b> | <b>0</b> | <b>0</b> |

| Agency Name         | 2021-23  |          |       | 2023-25 |          |       | 2025-27 |          |       |
|---------------------|--|----------|-------|---------|----------|-------|---------|----------|-------|
|                     | FTEs   | GF-State | Total | FTEs    | GF-State | Total | FTEs    | GF-State | Total |
| Local Gov. Courts   | Non-zero but indeterminate cost and/or savings. Please see discussion. |          |       |         |          |       |         |          |       |
| Loc School dist-SPI |  |          |       |         |          |       |         |          |       |
| Local Gov. Other    |  |          |       |         |          |       |         |          |       |
| Local Gov. Total    |  |          |       |         |          |       |         |          |       |

## Estimated Capital Budget Breakout

|                                     |                                 |                                 |
|-------------------------------------|---------------------------------|---------------------------------|
| <b>Prepared by:</b> Anna Minor, OFM | <b>Phone:</b><br>(360) 790-2951 | <b>Date Published:</b><br>Final |
|-------------------------------------|---------------------------------|---------------------------------|

# Judicial Impact Fiscal Note

|                             |                                   |  |
|-----------------------------|-----------------------------------|--|
| <b>Bill Number:</b> 5517 SB | <b>Title:</b> Cannabis/employment | <b>Agency:</b> 055-Administrative Office of the Courts |
|-----------------------------|-----------------------------------|--|

## Part I: Estimates

**No Fiscal Impact**

**Estimated Cash Receipts to:**

NONE

**Estimated Expenditures from:**

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

**Estimated Capital Budget Impact:**

NONE

*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 for 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 Matthew Shepard-Koningsor | Phone: 360-786-7627   | Date: 01/07/2022 |
| Agency Preparation: Sam Knutson               | Phone: 360-704-5528   | Date: 01/11/2022 |
| Agency Approval: Stanley Chris                | Phone: 360-704-4020   | Date: 01/11/2022 |
| OFM Review: Gaius Horton                      | Phone: (360) 819-3112 | Date: 01/11/2022 |

170,739.00

Request # 5517 SB-1

## 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)

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

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

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

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

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

### III. D - FTE Detail

NONE

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

NONE

## Part IV: Capital Budget Impact

### IV. A - Capital Budget Expenditures

NONE

### IV. B1 - Expenditures by Object Or Purpose (State)

NONE

### IV. B2 - Expenditures by Object Or Purpose (County)

NONE

### IV. B3 - Expenditures by Object Or Purpose (City)

NONE

### IV. C - Capital Budget Breakout

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

NONE

170,739.00

Form FN (Rev 1/00)

## **Part II: Narrative Explanation**

This bill would, with specific exceptions, make it unlawful for an employer to terminate or refuse to hire a person because a screening test revealed the presence of cannabis.

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

Section 1(1)(a) – Would provide that it would be unlawful for any employer in this state to fail or refuse to hire a prospective employee because the prospective employee submitted to a screening test and results of the screening test indicate the presence of cannabis.

Section 1(1)(b) – Would provide that it is unlawful for any employer in this state to terminate a current employee because the current employee submitted to a screening test and the results of the screening test indicate the presence of cannabis.

Section 2 – Would provide exceptions to the provisions of Section 1.

### **II.B - Cash Receipt Impact**

None.

### **II.C – Expenditures**

Indeterminate, but not expected to be significant. There may be an increase in court caseload due to employees or prospective employees who seek redress for claimed violations, but there is no data available to estimate this workload.

Judicial education would be required. This would be managed within existing resources.

# Individual State Agency Fiscal Note

|                             |                                   |  |
|-----------------------------|-----------------------------------|--|
| <b>Bill Number:</b> 5517 SB | <b>Title:</b> Cannabis/employment | <b>Agency:</b> 110-Office of Administrative Hearings |
|-----------------------------|-----------------------------------|--|

## 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: Matthew Shepard-Koningsor | Phone: 360-786-7627   | Date: 01/07/2022 |
| Agency Preparation: Pete Boeckel               | Phone: 360-407-2730   | Date: 01/12/2022 |
| Agency Approval: Deborah Feinstein             | Phone: 360-407-2717   | Date: 01/12/2022 |
| OFM Review: Tyler Lentz                        | Phone: (360) 790-0055 | Date: 01/18/2022 |

## 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 fiscal impact. This legislation will not measurably increase the appeal workload for the Office of Administrative Hearings.

### 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.*

None

## 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

**IV. D - Capital FTE Detail:** *List FTEs by classification and corresponding annual compensation. Totals need to agree with total FTEs in Part IVB*

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



# Individual State Agency Fiscal Note

|                             |                                   |  |
|-----------------------------|-----------------------------------|--|
| <b>Bill Number:</b> 5517 SB | <b>Title:</b> Cannabis/employment | <b>Agency:</b> 120-Human Rights Commission |
|-----------------------------|-----------------------------------|--|

## 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: Matthew Shepard-Koningsor | Phone: 360-786-7627   | Date: 01/07/2022 |
| Agency Preparation: Laura Lindstrand           | Phone: 360-753-6770   | Date: 01/18/2022 |
| Agency Approval: Laura Lindstrand              | Phone: 360-753-6770   | Date: 01/18/2022 |
| OFM Review: Cheri Keller                       | Phone: (360) 584-2207 | Date: 01/18/2022 |

## 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.*

The Human Rights Commission enforces RCW 49.60, the Law Against Discrimination.

This bill would make it unlawful for an employer to fail to hire or to terminate a potential employee or employee who submits to a screening test and that screening tests indicates the presence of cannabis. This bill adds a section to RCW 49.44.

The Human Rights Commission will not have enforcement authority, nor does this bill add a protected class to the Law Against Discrimination (RCW 49.60). Thus the only impact that this bill will have on the Human Rights Commission is the internal legal analysis of cases filed in which a person has a disability for which they utilize medical marijuana. This change in case analysis will have no cost, as it will only require one-time staff training which can be incorporated with other training and legal updates provided to staff.

### 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.*

None.

## 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

**IV. D - Capital FTE Detail:** *List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part IVB*

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 .*

None.

# Individual State Agency Fiscal Note

|                             |                                   |   |
|-----------------------------|-----------------------------------|---|
| <b>Bill Number:</b> 5517 SB | <b>Title:</b> Cannabis/employment | <b>Agency:</b> 235-Department of Labor and Industries |
|-----------------------------|-----------------------------------|---|

## 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: Matthew Shepard-Koningsor | Phone: 360-786-7627   | Date: 01/07/2022 |
| Agency Preparation: Allison Kaech              | Phone: 360-902-4530   | Date: 01/11/2022 |
| Agency Approval: Trent Howard                  | Phone: 360-902-6698   | Date: 01/11/2022 |
| OFM Review: Anna Minor                         | Phone: (360) 790-2951 | Date: 01/14/2022 |

## 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 adds a new section to 49.44 RCW related to the employment of individuals who lawfully consume cannabis.

This bill adds a new section to 49.44 RCW making it unlawful to fail to hire a perspective employee based on a positive drug screening for cannabis. It will also make it unlawful to terminate a current employee based upon a positive screening for cannabis use.

### 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.*

This bill adds a new section to RCW 49.44. The Department of Labor and Industries (L&I) does not enforce this RCW. No fiscal impact to L&I.

## 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

**IV. D - Capital FTE Detail:** *List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part IVB*

NONE

## **Part V: New Rule Making Required**