

Multiple Agency Fiscal Note Summary

Bill Number: 1112 HB	Title: Negligent driving
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Estimated Cash Receipts

NONE

Agency Name	2023-25		2025-27		2027-29	
	GF- State	Total	GF- State	Total	GF- State	Total
Local Gov. Courts	No fiscal impact					
Loc School dist-SPI						
Local Gov. Other	Fiscal note not available					
Local Gov. Total						

Estimated Operating Expenditures

Agency Name	2023-25				2025-27				2027-29			
	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total
Administrative Office of the Courts	.0	0	0	0	.0	0	0	0	.0	0	0	0
Caseload Forecast Council	.0	0	0	0	.0	0	0	0	.0	0	0	0
Washington State Patrol	.0	0	0	0	.0	0	0	0	.0	0	0	0
Department of Licensing	Fiscal note not available											
Department of Children, Youth, and Families	.0	0	0	0	.0	0	0	0	.0	0	0	0
Total \$	0.0	0	0	0	0.0	0	0	0	0.0	0	0	0

Agency Name	2023-25			2025-27			2027-29		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Local Gov. Courts	No fiscal impact								
Loc School dist-SPI									
Local Gov. Other	Fiscal note not available								
Local Gov. Total									

Estimated Capital Budget Expenditures

Agency Name	2023-25			2025-27			2027-29		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Administrative Office of the Courts	.0	0	0	.0	0	0	.0	0	0
Caseload Forecast Council	.0	0	0	.0	0	0	.0	0	0
Washington State Patrol	.0	0	0	.0	0	0	.0	0	0
Department of Licensing	Fiscal note not available								
Department of Children, Youth, and Families	.0	0	0	.0	0	0	.0	0	0
Total \$	0.0	0	0	0.0	0	0	0.0	0	0

Agency Name	2023-25			2025-27			2027-29		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Local Gov. Courts	No fiscal impact								
Loc School dist-SPI									
Local Gov. Other	Fiscal note not available								
Local Gov. Total									

Estimated Capital Budget Breakout

Prepared by: Cynthia Hollimon, OFM	Phone: (360) 810-1979	Date Published: Preliminary
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Judicial Impact Fiscal Note

Bill Number: 1112 HB	Title: Negligent driving	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:

NONE

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: Corey Patton	Phone: 360-786-7388	Date: 01/09/2023
Agency Preparation: Angie Wirkkala	Phone: 360-704-5528	Date: 01/11/2023
Agency Approval: Chris Stanley	Phone: 360-357-2406	Date: 01/11/2023
OFM Review: Gaius Horton	Phone: (360) 819-3112	Date: 01/13/2023

177,892.00

Request # 016-1

Form FN (Rev 1/00)

1

Bill # 1112 HB

Part II: Narrative Explanation

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

The proposed legislation creates a new gross misdemeanor under RCW 46.61 for negligent driving involving a vulnerable user victim in the 1st degree. Additionally, the bill removes "death" causation from 2nd degree charges and incorporates it under a 1st degree charge.

II. B - Cash Receipts Impact

II. C - Expenditures

No fiscal impact is expected to the Administrative Office of the Courts or the courts. The amendments create a new gross misdemeanor which would not require any caseload, court form, judicial resource, or case management system impacts. Under current law criminal penalties are imposed for negligent driving involving a vulnerable user victim. The bill would change the criminal penalties.

Because the courts of limited jurisdiction forms use a fill-in format for charges and the judicial resources do not specifically mention this misdemeanor by name, there are no updates to be made to court forms.

Part III: Expenditure Detail

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

NONE

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

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

Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.

NONE

177,892.00

Form FN (Rev 1/00)

Individual State Agency Fiscal Note

Bill Number: 1112 HB	Title: Negligent driving	Agency: 101-Caseload Forecast Council
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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: Corey Patton	Phone: 360-786-7388	Date: 01/09/2023
Agency Preparation: Clela Steelhammer	Phone: 360-664-9381	Date: 01/12/2023
Agency Approval: Clela Steelhammer	Phone: 360-664-9381	Date: 01/12/2023
OFM Review: Cynthia Hollimon	Phone: (360) 810-1979	Date: 01/13/2023

Part II: Narrative Explanation

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

Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.

See attached.

II. B - Cash receipts Impact

Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.

None.

II. C - Expenditures

Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.

See attached.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

NONE

III. B - Expenditures by Object Or Purpose

NONE

III. C - Operating FTE Detail: *FTEs listed by classification and corresponding annual compensation. Totals 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

Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.

NONE

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

NONE

Part V: New Rule Making Required

Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.

HB 1112
IMPOSING CRIMINAL PENALTIES FOR NEGLIGENT
DRIVING INVOLVING THE DEATH OF A
VULNERABLE USER VICTIM
101 – Caseload Forecast Council
January 11, 2023

SUMMARY

A brief description of what the measure does that has fiscal impact.

- Section 1 Establishes a new section to chapter 46.61 RCW that creates the gross misdemeanor offense of Negligent Driving with a Vulnerable User Victim in the First Degree for operating a vehicle in a manner that is both negligent and endangers or is likely to endanger any person or property, and he or she proximately causes the death of a vulnerable use of a public way.
- Section 1 Additionally includes a definition for Vulnerable User of a Public Way that was previously in RCW 46.61.526.
- Section 2 Amends RCW 46.61.526 (Negligent driving—Second degree—Vulnerable user victim—Penalties—Definitions) by removing the proximate cause of death of a vulnerable user of a public way from the traffic infraction of Negligent Driving in the Second Degree with a Vulnerable User Victim.
- Section 2 Additionally removes the definition of Vulnerable User of Public Way and references the definition for the term used in Section 1.
- Section 3 Amends RCW 45.20.342, the gross misdemeanor offense of Driving while License Suspended or Revoked in the Second Degree by including Negligent Driving with a Vulnerable User Victim in the First Degree to the list of offenses that make the person ineligible for reinstatement of his or her driver’s license or driving privileges through an ignition interlock driver’s license.
- Section 4 Amends RCW 46.61.110, to include a change of the reference for the definition of Vulnerable User of a Public Way to the definition in Section 1, rather than RCW 46.61.526.
- Section 5 Amends RCW 46.61.145, to include a change of the reference for the definition of Vulnerable User of a Public Way to the definition in Section 1, rather than RCW 46.61.526.
- Section 6 Amends RCW 46.61.180, to include a change of the reference for the definition of Vulnerable User of a Public Way to the definition in Section 1, rather than RCW 46.61.526.
- Section 7 Amends RCW 46.61.185, to include a change of the reference for the definition of Vulnerable User of a Public Way to the definition in Section 1, rather than RCW 46.61.526.
- Section 8 Amends RCW 46.61.190, to include a change of the reference for the definition of Vulnerable User of a Public Way to the definition in Section 1, rather than RCW 46.61.526.

Section 9 Amends RCW 46.61.205, to include a change of the reference for the definition of Vulnerable User of a Public Way to the definition in Section 1, rather than RCW 46.61.526.

Section 10 Amends RCW 46.63.020 to include the new crime of Negligent Driving with a Vulnerable User Victim in the First Degree in the list of crimes in the motor vehicle provisions of the RCW.

Section 11 States the act takes effect January 1, 2024.

EXPENDITURES

Assumptions.

None.

Impact on the Caseload Forecast Council.

None.

Impacts on prison/local beds and supervision

This bill:

- Establishes a new gross misdemeanor offense.

The Caseload Forecast Council has no information concerning how many incidents of the newly established gross misdemeanor may occur, nor any information concerning how such offenses would be sentenced. As such, the Caseload Forecast Council cannot reliably estimate bed impacts resulting from these provisions of the bill.

However, as a gross misdemeanor offense, the newly established offense would be punishable by a term of confinement of 0-364 days in jail. Therefore, any impact would be on jail beds only.

Impact on local detention and Juvenile Rehabilitation beds.

The establishment of a new gross misdemeanor offense would be ranked as Category D on the juvenile grid and is punishable by Local Sanctions (0-30 days in local juvenile detention). Therefore, incidences of this offense would likely impact only local juvenile detention beds.

Individual State Agency Fiscal Note

Bill Number: 1112 HB	Title: Negligent driving	Agency: 225-Washington State Patrol
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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: Corey Patton	Phone: 360-786-7388	Date: 01/09/2023
Agency Preparation: Thomas Bohon	Phone: (360) 596-4044	Date: 01/11/2023
Agency Approval: Mario Buono	Phone: (360) 596-4046	Date: 01/11/2023
OFM Review: Tiffany West	Phone: (000) 000-0000	Date: 01/12/2023

Part II: Narrative Explanation

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

Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.

There is no fiscal impact to the Washington State Patrol (WSP).

The proposed legislation splits negligent driving with a vulnerable user victim into first degree and second degree offenses. Negligent driving with a vulnerable user victim in the first degree is operating a vehicle in a manner both negligent and endangering any person or property, and proximately causes the death of a vulnerable user of a public way. Negligent driving with a vulnerable user victim in the second degree would be proximately causing great bodily harm or substantial bodily harm to a vulnerable user of a public way.

II. B - Cash receipts Impact

Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.

II. C - Expenditures

Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.

The proposed legislation would require training to be developed and given to our commissioned officers and cadets, as well as policy updates regarding negligent driving with a vulnerable user victim. We estimate that it would take 120 hours to research, develop, and review new training and policies. We also estimate that it would take five academy staff about 50 hours to deliver the training to all commissioned officers, and cadets. Each person receiving the training would need an estimated half an hour to complete it. We have about 1,131 employees who would need the training, bringing the total amount of hours needed to receive the training to 566 hours. We assume we can cover any costs associated with this training within our training budget.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

NONE

III. B - Expenditures by Object Or Purpose

NONE

III. C - Operating FTE Detail: *FTEs listed by classification and corresponding annual compensation. Totals 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

Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.

NONE

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

NONE

Part V: New Rule Making Required

Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.

Individual State Agency Fiscal Note

Bill Number: 1112 HB	Title: Negligent driving	Agency: 307-Department of Children, Youth, and Families
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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: Corey Patton	Phone: 360-786-7388	Date: 01/09/2023
Agency Preparation: Jay Treat	Phone: 360-556-6313	Date: 01/12/2023
Agency Approval: James Smith	Phone: 360-764-9492	Date: 01/12/2023
OFM Review: Cynthia Hollimon	Phone: (360) 810-1979	Date: 01/13/2023

Part II: Narrative Explanation

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

Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.

HB 1112 establishes a new section to chapter 46.61 RCW that creates the gross misdemeanor offense of Negligent Driving with a Vulnerable User Victim in the First Degree for operating a vehicle in a manner that is both negligent and endangers or is likely to endanger any person or property, and he or she proximately causes the death of a vulnerable use of a public way.

II. B - Cash receipts Impact

Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.

None

II. C - Expenditures

Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.

No impact to DCYF

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

NONE

III. B - Expenditures by Object Or Purpose

NONE

III. C - Operating FTE Detail: *FTEs listed by classification and corresponding annual compensation. Totals 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

Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.

NONE

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

NONE

None

Part V: New Rule Making Required

Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.