

Multiple Agency Fiscal Note Summary

Bill Number: 5205 SB	Title: Parenting plan limitations
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Estimated Cash Receipts

NONE

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	6,900	6,900	6,900	.0	0	0	0	.0	0	0	0
Department of Children, Youth, and Families	.0	0	0	0	.0	0	0	0	.0	0	0	0
Total \$	0.0	6,900	6,900	6,900	0.0	0	0	0	0.0	0	0	0

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
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

Estimated Capital Budget Breakout

Prepared by: Carly Kujath, OFM	Phone: (360) 790-7909	Date Published: Final
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Judicial Impact Fiscal Note

Bill Number: 5205 SB	Title: Parenting plan limitations	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 2024	FY 2025	2023-25	2025-27	2027-29
State FTE Staff Years					
Account					
General Fund-State 001-1	6,900		6,900		
State Subtotal \$	6,900		6,900		
COUNTY	FY 2024	FY 2025	2023-25	2025-27	2027-29
County FTE Staff Years					
Account					
Local - Counties					
Counties Subtotal \$					
CITY	FY 2024	FY 2025	2023-25	2025-27	2027-29
City FTE Staff Years					
Account					
Local - Cities					
Cities Subtotal \$					

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: Tim Ford	Phone: 786-7423	Date: 01/17/2023
Agency Preparation: Angie Wirkkala	Phone: 360-704-5528	Date: 01/18/2023
Agency Approval: Chris Stanley	Phone: 360-357-2406	Date: 01/18/2023
OFM Review: Steven Puvogel	Phone: (360) 701-6459	Date: 01/19/2023

178,770.00

Request # 044-1

Form FN (Rev 1/00)

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Bill # 5205 SB

Part II: Narrative Explanation

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

The bill adds a section to and amends RCW 26.09 outlining limitations in parenting plans relating to parental conduct.

II. B - Cash Receipts Impact

None

II. C - Expenditures

FTE: 0.02

FY 2024: \$7,900

Minimal fiscal impact. The Administrative Office of the Courts would incur costs of less than \$8,000 for forms updates. Estimates include costs for approximately 40 hours of Legal Services Senior Analyst time, standard costs, and contracts for forms translation. The required updates include the Parenting Plan, Residential Schedule (Parentage) and Residential Schedule (Minor Guardianship).

STAFF IMPACTS INCLUDE STANDARD COSTS

Explanation of standard costs by object:

Salary estimates are current biennium actual rates at Step L.

Benefits are the agency average of 31.89% of salaries.

Goods and Services are the agency average of \$3,800 per direct program FTE.

Travel is the agency average of \$2,500 per direct program FTE.

One-time IT Equipment is \$4,800 for the first fiscal year per direct program FTE. Ongoing Equipment is the agency average of \$1,600 per direct program FTE.

Agency Indirect is calculated at a rate of 24.73% of direct program salaries and benefits.

Part III: Expenditure Detail

Part III: Expenditure Detail

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

<i>State</i>	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years					
Salaries and Wages	2,300		2,300		
Employee Benefits	700		700		
Professional Service Contracts	3,000		3,000		
Goods and Other Services	100		100		
Travel	100		100		
Capital Outlays					
Inter Agency/Fund Transfers					
Grants, Benefits & Client Services					
Debt Service					
Interagency Reimbursements					
Intra-Agency Reimbursements	700		700		
Total \$	6,900		6,900		

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

NONE

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

NONE

178,770.00

Form FN (Rev 1/00)

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III. D - FTE Detail

Job Classification	Salary	FY 2024	FY 2025	2023-25	2025-27	2027-29
Legal Services Senior Analyst	114,400	0.0		0.0		
Total FTEs		0.0		0.0		0.0

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

None

Individual State Agency Fiscal Note

Bill Number: 5205 SB	Title: Parenting plan limitations	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: Tim Ford	Phone: 786-7423	Date: 01/17/2023
Agency Preparation: Melissa Jones	Phone: (360) 688-0134	Date: 01/20/2023
Agency Approval: James Smith	Phone: 360-764-9492	Date: 01/20/2023
OFM Review: Carly Kujath	Phone: (360) 790-7909	Date: 01/24/2023

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.

This bill streamlines or clarifies restrictions on parenting plans when parents are engaged in certain conduct.

This bill amends RCW 26.09.191 and adds a new section to chapter 26.09 RCW.

Section 1 summary:

--The court can limit residence time and joint decision making if the parent willfully abuses or abandons the child. It sets forth limits on residential time for a long list of parental deficits that could be harmful to the child.

--It says that the court may order supervised contact but has limitations on approving nonprofessional supervisor who have been engaged in types of abuse.

--The court may order a parent to undergo evaluations and that the parents residential time and decision-making authority be conditioned on the parent's completion of an evaluation and treatment.

--The court may order no contact if based on the evidence the residential time with the child will not adequately protect the child.

--The limitations imposed by the court shall reasonably provide for the safety of the parent.

--The court also can decide not to impose limitations based on evidence and probability of recur is so remote that it would not be in the child's best interest to apply limitations to residential time.

--The bill eliminates any mention of limiting residential parent and child contact if the birth is due to a sexual assault.

Section 2 adds a new section which restrains

--Restrains contact between the parent and child if the parents have been found to be a sexually violent predator or the parent lives with a sexually violent predator, other than contact outside that person's presence.

--Presumes that a parent who has been convicted as an adult of a sex offense against any child poses a present danger to a child and restraining contact except upon recommendation by an evaluator or therapist for the child that the child is ready for contact with the parent and will not be harmed by the contact.

--Presumes that a parent residing with a person found to have sexually abused a child is places a child at risk of abuse or harm when that parent exercises residential time in the presence of the convicted or adjudicated person. Unless the presumption is rebutted by the parent the court shall restrain contact between the parent and the child other than outside that person's presence.

--The above presumptions can be rebutted and a set of burdens to rebut these presumptions are laid out. If these burdens are met the bill gives the court the ability to order supervised visitation, limits who can supervise and after a period of time and success to order unsupervised visitation.

--A court shall not order unsupervised contact between the offending parent and a child of the offending parent who was sexually abused by that parent.

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. –the work is minimal and can be absorbed within current FTE’s.

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.