

Individual State Agency Fiscal Note

Bill Number: 5270 SB	Title: DOC/immigration assistance	Agency: 310-Department of Corrections
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

	FY 2024	FY 2025	2023-25	2025-27	2027-29
Account					
General Fund-State 001-1	25,000	0	25,000	0	0
Total \$	25,000	0	25,000	0	0

In addition to the estimates above, there are additional indeterminate costs and/or savings. Please see discussion.

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.

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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.

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 and policy assumptions that have revenue or expenditure impact on the responding agency.

AN ACT Relating to keeping communities together by limiting the department of corrections' assistance with federal immigration enforcement activities; amending RCW 72.09.270, 72.09.460, and 9.94A.733; adding a new section to chapter 72.09 RCW; creating a new section; repealing RCW 9.94A.685; and declaring an emergency.

Under the provisions of this bill, those with a deportation order would now become eligible for partial confinement options, GRE/CPA/FOSA/Reentry Centers. This bill would prohibit any programming, education, or other programs that will enhance reentry from occurring.

Section 1 Home detention under this subsection may not be imposed for individuals ((subject to a deportation order or)) subject to the jurisdiction of the indeterminate sentence review board.

Section 2(1) states that the department may not arrest or assist in the arrest, confinement, detention, transfer, interrogation, or deportation of an individual under the jurisdiction of the department.

Section 2(2)(a)(i)(ii) states that the department may not record Place of Birth, Immigration or citizenship status into any database used by the department.

Section 2(b) states the department may not allow any federal immigration authority to access to OMNI, or any other database controlled by the department.

Section 2(c)(i)(ii) states the department shall outline in writing the applicable government assistance and benefit programs that an individual may be eligible for, to include, the individual's right to refuse to disclose their immigration or citizenship status and that the disclosure of their immigration or citizenship status may result in civil or criminal immigration enforcement, including removal from the United States.

Section 2 (d) states that the department may not use an individual's immigration or citizenship status, including a hold or detainer, as a factor to deny or recommend denial of privileges or participation in any diversion, rehab, work program, or mental health program; or to determine custodial classification level or placement purposes.

Section 3 includes deportable aliens as being eligible for individual reentry plans.

Section 4 includes deportable aliens as being eligible to participate in education programming.

Section 5 allows incarcerated individuals with deportation orders to serve graduated reentry program home detention.

Section 6 repeals the Alien Offenders RCW 9.94A.685 which allows the conditional release of incarcerated individuals in the custody of the department who are subject to a final order of deportation at any time prior to the expiration of the term of confinement.

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.

This act takes effective immediately.

The fiscal impact of this bill is indeterminate, assumed to be greater than \$50,000 per fiscal year (FY).

INFORMATION TECHNOLOGY IMPACTS

This bill would require many updates to OMNI, including the Personal Characteristics screen where the fields/data to be removed is currently loaded. The 2 fields to be removed feed several screens, including the Legal Face sheet. DOC management would have to determine if we were going to list the ICE Registration Number in OMNI or not. There are also OMNI Reports and Report Wizard forms that would be impacted if we remove those fields.

Cost Calculation Estimate:

- IT Application Developer Journey| \$47.91 per hour x 200 hours = \$9,582
 - IT Report Developer Journey| \$47.91 per hour x 100 hours = \$4,791
 - IT Quality Assurance Journey| \$47.91 per hour x 150 hours = \$7,186
 - IT Business Analyst Journey| \$47.91 per hour x 80 hours = \$3,832
- Total One-Time Costs \$25,000 (rounded to the nearest thousand)

This bill will require policy and programmatic changes for the agency and may increase program needs at Reentry Centers. As these changes cannot be accurately estimate, DOC assumes a fiscal impact of \$50,000 or more to be “trued up” in a future decision package.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2024	FY 2025	2023-25	2025-27	2027-29
001-1	General Fund	State	25,000	0	25,000	0	0
Total \$			25,000	0	25,000	0	0

In addition to the estimates above, there are additional indeterminate costs and/or savings. Please see discussion.

III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years					
A-Salaries and Wages					
B-Employee Benefits					
C-Professional Service Contracts	25,000		25,000		
E-Goods and Other Services					
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 \$	25,000	0	25,000	0	0

In addition to the estimates above, there are additional indeterminate costs and/or savings. Please see discussion.

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.