

# Multiple Agency Fiscal Note Summary

|                             |                                          |
|-----------------------------|------------------------------------------|
| <b>Bill Number:</b> 5316 SB | <b>Title:</b> DCYF background check fees |
|-----------------------------|------------------------------------------|

## Estimated Cash Receipts

| Agency Name                                 | 2023-25  |             |                    | 2025-27  |             |                    | 2027-29  |             |                    |
|---------------------------------------------|----------|-------------|--------------------|----------|-------------|--------------------|----------|-------------|--------------------|
|                                             | GF-State | NGF-Outlook | Total              | GF-State | NGF-Outlook | Total              | GF-State | NGF-Outlook | Total              |
| Department of Children, Youth, and Families | 0        | 0           | (3,142,000)        | 0        | 0           | (3,142,000)        | 0        | 0           | (3,142,000)        |
| <b>Total \$</b>                             | <b>0</b> | <b>0</b>    | <b>(3,142,000)</b> | <b>0</b> | <b>0</b>    | <b>(3,142,000)</b> | <b>0</b> | <b>0</b>    | <b>(3,142,000)</b> |

## 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            |
| Washington State Patrol                     | .0         | 0                | 0                | 0                | .0         | 0                | 0                | 0                | .0         | 0                | 0                | 0                |
| Department of Children, Youth, and Families | .0         | 6,500,000        | 6,500,000        | 6,500,000        | .0         | 6,500,000        | 6,500,000        | 6,500,000        | .0         | 6,500,000        | 6,500,000        | 6,500,000        |
| <b>Total \$</b>                             | <b>0.0</b> | <b>6,500,000</b> | <b>6,500,000</b> | <b>6,500,000</b> | <b>0.0</b> | <b>6,500,000</b> | <b>6,500,000</b> | <b>6,500,000</b> | <b>0.0</b> | <b>6,500,000</b> | <b>6,500,000</b> | <b>6,500,000</b> |

## Estimated Capital Budget Expenditures

| Agency Name                                 | 2023-25    |          |          | 2025-27    |          |          | 2027-29    |          |          |
|---------------------------------------------|------------|----------|----------|------------|----------|----------|------------|----------|----------|
|                                             | FTEs       | Bonds    | Total    | FTEs       | Bonds    | Total    | FTEs       | Bonds    | Total    |
| Washington State Patrol                     | .0         | 0        | 0        | .0         | 0        | 0        | .0         | 0        | 0        |
| Department of Children, Youth, and Families | .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> |

## Estimated Capital Budget Breakout

NONE

|                                       |                                 |                                 |
|---------------------------------------|---------------------------------|---------------------------------|
| <b>Prepared by:</b> Carly Kujath, OFM | <b>Phone:</b><br>(360) 790-7909 | <b>Date Published:</b><br>Final |
|---------------------------------------|---------------------------------|---------------------------------|

# Individual State Agency Fiscal Note

|                             |                                          |                                            |
|-----------------------------|------------------------------------------|--------------------------------------------|
| <b>Bill Number:</b> 5316 SB | <b>Title:</b> DCYF background check fees | <b>Agency:</b> 225-Washington State Patrol |
|-----------------------------|------------------------------------------|--------------------------------------------|

## 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: Ailey Kato       | Phone: 786-7434       | Date: 01/17/2023 |
| Agency Preparation: Michael Middleton | Phone: (360) 596-4072 | Date: 01/23/2023 |
| Agency Approval: Mario Buono          | Phone: (360) 596-4046 | Date: 01/23/2023 |
| OFM Review: Tiffany West              | Phone: (360) 890-2653 | 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.*

The proposed legislation has no fiscal impact for the Washington State Patrol (WSP).

Section 1 amends RCW 43.43.837 designating which party will be responsible for fee payment associate with completed required fingerprint-based background checks.

Section 1(4) requires the Department of Children, Youth, and Families (DCYF) to pay the fingerprint-based background check fee for foster care and child care applicants.

Removes previous Section 1(8) making the service provider licensed under RCW 74.15.030 responsible for fees in conducting fingerprint-based background checks.

Removes previous Section 1(9) prohibiting DCYF from passing to its applicants the fees associated with background checks unless disqualified from providing services.

Section 2 amends RCW 43.216.270 to no longer require the individual to pay fees associated with fingerprint-based background checks and obtaining a criminal history record check.

### 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.*

We project no impact on cash receipts.

DCYF assumes 30,000 annual background checks occur under the associated program. When multiplied by the current electronic submission rate of \$34.25 the projected annual total is \$1,027,500. Currently, the applicant pays the fees for these background checks. With the proposed bill DCYF assumes responsibility for the fees as an interagency reimbursement, but the net effect would be zero.

### 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.*

We anticipate no workload changes based on the proposed bill.

## 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

|                             |                                          |                                                                |
|-----------------------------|------------------------------------------|----------------------------------------------------------------|
| <b>Bill Number:</b> 5316 SB | <b>Title:</b> DCYF background check fees | <b>Agency:</b> 307-Department of Children, Youth, and Families |
|-----------------------------|------------------------------------------|----------------------------------------------------------------|

## Part I: Estimates

**No Fiscal Impact**

### Estimated Cash Receipts to:

| ACCOUNT                                                                      | FY 2024     | FY 2025     | 2023-25     | 2025-27     | 2027-29     |
|------------------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|
| Indivi-Based/Portable Background Check Clearance Acct-Non-Appropriated 17M-6 | (1,571,000) | (1,571,000) | (3,142,000) | (3,142,000) | (3,142,000) |
| <b>Total \$</b>                                                              | (1,571,000) | (1,571,000) | (3,142,000) | (3,142,000) | (3,142,000) |

### Estimated Operating Expenditures from:

| Account                  | FY 2024   | FY 2025   | 2023-25   | 2025-27   | 2027-29   |
|--------------------------|-----------|-----------|-----------|-----------|-----------|
| General Fund-State 001-1 | 3,250,000 | 3,250,000 | 6,500,000 | 6,500,000 | 6,500,000 |
| <b>Total \$</b>          | 3,250,000 | 3,250,000 | 6,500,000 | 6,500,000 | 6,500,000 |

### 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: Ailey Kato     | Phone: 786-7434       | Date: 01/17/2023 |
| Agency Preparation: Renee Slaybaugh | Phone: 360-688-8714   | Date: 01/26/2023 |
| Agency Approval: Sarah Emmans       | Phone: 360-628-1524   | Date: 01/26/2023 |
| OFM Review: Carly Kujath            | Phone: (360) 790-7909 | Date: 01/26/2023 |

## 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.*

SB 5316 concerns background check and licensing fees for programs administered by the Department of Children, Youth, and Families (DCYF).

Section 1(8) removes DCYF provider responsibility to pay fees charged by the Washington State Patrol (WSP) and Federal Bureau of Investigations (FBI) for conducting fingerprint-based background checks.

Section 2(1)(b) removes the requirement for persons required to be fingerprinted and obtain a criminal history record check to pay for the costs of criminal history checks, including fees established by WSP and by DCYF to cover the cost of administering the individual-based/portable background check clearance registry .

Section 2(1)(f) extends the background check clearance card or certificate validation for qualified applicants for unsupervised access to children in childcare from three years to five years. It also eliminates the fee requirements applicable to background clearance renewal applications.

Section 3 removes the subject to appropriation language in the requirement for DCYF to maintain an individual-based or portable background check clearance registry.

Section 4(1),(2) repeal the fees for developing and administering individual-based/portable background check clearance registry, and the individual-based/portable background check clearance account.

Section 5 repeals the June 30, 2023, expiration date attached to the prohibition for DCYF to charge fees to childcare providers for obtaining a license (RCW 43.216.300), effectively making this prohibition permanent.

Section 6 is a new section which makes Section 5 of this act take effect immediately.

### 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.*

DCYF anticipates a reduction in revenue of -\$3,141,000 in Fund 17M the Individual-Based/Portable Background Check Clearance Account in the 23-25 Biennium and each subsequent biennium thereafter.

This assumption is based on annual background check fee waivers by program:

Childcare: 30,720 childcare application fees per year (2,560 per month x 12) x \$12 each = \$368,640 and 19,644 fingerprint-based per year (1,637 per month x 12) x \$45 each = \$883,980;

Child Placing Agencies: 509 name-based x \$5.17 = \$2,632;

Contracted Service Providers: 917 name-based x \$5.17 = \$4,741, and 128 fingerprint-based x \$73.80 = \$9,446; and

Group Care: 1,112 name-based x \$5.17 = \$5,749, and 3,934 fingerprint-based x \$73.80 = \$290,329.

### 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 Department of Children, Youth and Families (DCYF) estimates \$6,500,000 GF-S in the 23-25 Biennium.

**Background Check Fees in Program 090 Program Support**

The assumed cost to DCYF for the 23-25 Biennium is \$3,142,000 GF-S.

This assumption is based on annual background check fee waivers by program:

Section 1 removes DCYF provider responsibility to pay fees charged by the Washington State Patrol (WSP) and Federal Bureau of Investigations (FBI) for conducting fingerprint-based background checks.

Section 2 removes the requirement for foster care group care providers and childcare providers that they must pay a fee to the department for the cost of background checks and eliminates the fee requirements applicable to background clearance renewal applications.

This bill requires additional funding for DCYF to pay fees for all individuals and providers required to background check for any DCYF purpose.

--Childcare: 30,720 childcare application fees per year (2,560 per month x 12) x \$12 each = \$368,640 and 19,644 fingerprint-based per year (1,637 per month x 12) x \$45 each = \$883,980

--Child Placing Agencies: 509 name-based x \$5.17 = \$2,632;

--Contracted Service Providers: 917 name-based x \$5.17 = \$4,741, and 128 fingerprint-based x \$73.80 = \$9,446; and

--Group Care: 1,112 name-based x \$5.17 = \$5,749, and 3,934 fingerprint-based x \$73.80 = \$290,329.

**Child Care Licensing Fees in Program 030 Early Learning**

The assumed cost to DCYF for the 23-25 Biennium is \$3,358,000 GF-S.

Section 5 effectively makes permanent the prohibition for DCYF to charge fees to childcare providers for obtaining a license which results in the need for additional funding.

This assumption is based on childcare license fees in FY 20. In FY20, there were total license fees of \$1,678,642. The total number of childcare providers has remained relatively static at over 5,000 providers per year (\$1,678,642 x 2 = \$3,357,284)

**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 | 3,250,000 | 3,250,000 | 6,500,000 | 6,500,000 | 6,500,000 |
| <b>Total \$</b> |               |       | 3,250,000 | 3,250,000 | 6,500,000 | 6,500,000 | 6,500,000 |

**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     | 1,547,000        | 1,547,000        | 3,094,000        | 3,094,000        | 3,094,000        |
| E-Goods and Other Services           |                  |                  |                  |                  |                  |
| G-Travel                             |                  |                  |                  |                  |                  |
| J-Capital Outlays                    |                  |                  |                  |                  |                  |
| M-Inter Agency/Fund Transfers        |                  |                  |                  |                  |                  |
| N-Grants, Benefits & Client Services | 1,679,000        | 1,679,000        | 3,358,000        | 3,358,000        | 3,358,000        |
| P-Debt Service                       |                  |                  |                  |                  |                  |
| S-Interagency Reimbursements         | 24,000           | 24,000           | 48,000           | 48,000           | 48,000           |
| T-Intra-Agency Reimbursements        |                  |                  |                  |                  |                  |
| 9-                                   |                  |                  |                  |                  |                  |
| <b>Total \$</b>                      | <b>3,250,000</b> | <b>3,250,000</b> | <b>6,500,000</b> | <b>6,500,000</b> | <b>6,500,000</b> |

**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.*