

Multiple Agency Fiscal Note Summary

Bill Number: 1234 HB	Title: Civil forfeiture of animals
-----------------------------	---

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						
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
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									
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
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									
Local Gov. Total									

Estimated Capital Budget Breakout

NONE

Prepared by: Gaius Horton, OFM	Phone: (360) 819-3112	Date Published: Final
---------------------------------------	---------------------------------	---------------------------------

Judicial Impact Fiscal Note

Bill Number: 1234 HB	Title: Civil forfeiture of animals	Agency: 055-Administrative Office of the Courts
-----------------------------	---	--

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: Matt Sterling	Phone: 360-786-7289	Date: 01/19/2023
Agency Preparation: Jackie Bailey-Johnson	Phone: 360-704-5545	Date: 01/25/2023
Agency Approval: Chris Stanley	Phone: 360-357-2406	Date: 01/25/2023
OFM Review: Gaius Horton	Phone: (360) 819-3112	Date: 01/25/2023

180,055.00

Form FN (Rev 1/00)

Request # 069-1

Bill # 1234 HB

Part II: Narrative Explanation

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

This bill amends RCW 16.52.085 relating to the civil forfeiture of animals seized for abuse or neglect.

II. B - Cash Receipts Impact

None

II. C - Expenditures

No fiscal impact is expected to the Administrative Office of the Courts or the courts.

This bill would provide a means by which a neglected or abused animal, an animal involved in animal fighting, or an animal kept in violation of RCW 16.52.200 or a court order may be removed from its present custody and protected, cared for, and disposed of appropriately and humanely.

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

180,055.00

Form FN (Rev 1/00)

LOCAL GOVERNMENT FISCAL NOTE

Department of Commerce

Bill Number: 1234 HB

Title: Civil forfeiture of animals

Part I: Jurisdiction-Location, type or status of political subdivision defines range of fiscal impacts.

Legislation Impacts:

Cities: Custodial agency is responsible for minimum care costs of seized animal until the owner posts bond.

Counties: Same as above

Special Districts:

Specific jurisdictions only:

Variance occurs due to:

Part II: Estimates

No fiscal impacts.

Expenditures represent one-time costs:

Legislation provides local option:

Key variables cannot be estimated with certainty at this time: How much minimum care costs will vary depending on the type of animal, the extent of their injuries, if the required minimum care can be provided locally and if the owner posts bond.

Estimated revenue impacts to:

None

Estimated expenditure impacts to:

None

Part III: Preparation and Approval

Fiscal Note Analyst: Brandon Rountree	Phone: (360) 999-7103	Date: 01/28/2023
Leg. Committee Contact: Matt Sterling	Phone: 360-786-7289	Date: 01/19/2023
Agency Approval: Allan Johnson	Phone: 360-725-5033	Date: 01/28/2023
OFM Review: Gaius Horton	Phone: (360) 819-3112	Date: 01/30/2023

Part IV: Analysis

A. SUMMARY OF BILL

Description of the bill with an emphasis on how it impacts local government.

Overview: This legislation seeks to expand and clarify the procedures surround the seizure of animals and the petition process for owners seeking the release of their seized animal.

Sec. 2: Amends RCW 16.52.085 by adding and removing language.

(1) Defines “minimum care”, “physical infirmity”, “physical injury”, and “serious physical injury or infirmity”.

(2) (a) If a law enforcement officer or animal control officer has probable cause that an owner or care taker violated this chapter, after getting a warrant, they shall enter the premises where the animal is located and seize the animal.

(b) If a law enforcement officer or animal control officer has probable cause that an animal is in imminent danger or is suffering serious physical injury or infirmity, or needs immediate medical attention enter onto private property without a warrant.

(3) (a) Establishes that the seized animal can be placed into animal care and control, foster care, a nonprofit animal sanctuary, or nonprofit rescue organization to receive minimum care.

(b) If the animal is place into foster care, a nonprofit animal sanctuary or rescue organization, the seizing agency shall retain constructive custody of the animal and must ensure the animal receives minimum care. The custodial agency may draw from the bond under subsection (5) of this section and distribute the funds to the foster home, authorized humane society, sanctuary, or rescue organization that is providing minimum care to the animal.

(4) Establishes that the owner must be given notice of their right to petition within the 72 hours following the seizure.

(5) Outlines the court procedures for both the owner and custodial agency during the petition process.

B. SUMMARY OF EXPENDITURE IMPACTS

Expenditure impacts of the legislation on local governments with the expenditure provisions identified by section number and when appropriate, the detail of expenditures. Delineated between city, county and special district impacts.

This legislation would have an indeterminate expenditure impact on local governments. The custodial agency would become responsible for the cost of the minimum care received by the seized animal until the owner of the seized animal posts their bond. Revenue from bonds (detailed under Revenue Impacts) would help defray some of those costs, but the extent to which those costs could be mitigated would depend on if those services were available locally and if the owner of the seized animal posted bond. It is possible that expenditures may exceed revenue and would result in a net increase in local expenditures but this amount cannot be predicted in advance.

C. SUMMARY OF REVENUE IMPACTS

Revenue impacts of the legislation on local governments, with the revenue provisions identified by section number, and when appropriate, the detail of revenue sources. Delineated between city, county and special district impacts.

This legislation would have an indeterminate revenue impact on local governments. There is no way project the amount of revenue generated from the payment of petitioning owners bonds cannot be predicted in advance. The amount of bonds revenue could cover the cost of the minimum care received by the seized animal while in custody of the custodial agency although some owners may not post bonds and therefore revenue may not match expenditures.

Sources:

Association of Washington Cities

Washington State Association of Sheriffs and Police Chiefs (WASPC)

Administrative Office of the Courts (AOC)