

Multiple Agency Fiscal Note Summary

Bill Number: 1668 HB	Title: Vehicular homicide/survivors
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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						
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
Department of Corrections	.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	Non-zero but indeterminate cost and/or savings. Please see discussion.								
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
Department of Corrections	.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	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Local Gov. Total									

Estimated Capital Budget Breakout

Prepared by: Gaius Horton, OFM	Phone: (360) 819-3112	Date Published: Final 2/14/2023
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Judicial Impact Fiscal Note

Bill Number: 1668 HB	Title: Vehicular homicide/survivors	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	1,900		1,900		
State Subtotal \$	1,900		1,900		
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: Michelle Rusk	Phone: 360-786-7153	Date: 02/10/2023
Agency Preparation: Jackie Bailey-Johnson	Phone: 360-704-5545	Date: 02/13/2023
Agency Approval: Chris Stanley	Phone: 360-357-2406	Date: 02/13/2023
OFM Review: Gaius Horton	Phone: (360) 819-3112	Date: 02/14/2023

183,118.00

Form FN (Rev 1/00)

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Request # 169-1

Bill # 1668 HB

Part II: Narrative Explanation

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

The bill would amend RCW 9.94A.753 relating to restitution for surviving minor children of deceased victims of vehicular homicide.

II. B - Cash Receipts Impact

None

II. C - Expenditures

This bill would require a change to the guilty plea form given that child support is a direction consequence of vehicular homicide if the victim has minor children, unless a civil suit is brought.

Minimal fiscal impact is expected to the Administrative Office of the Courts to form changes (20 hours, less than \$5,000).

Court costs impact would be minimal.

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	1,100		1,100		
Employee Benefits	400		400		
Professional Service Contracts					
Goods and Other Services					
Travel					
Capital Outlays					
Inter Agency/Fund Transfers					
Grants, Benefits & Client Services					
Debt Service					
Interagency Reimbursements					
Intra-Agency Reimbursements	400		400		
Total \$	1,900		1,900		

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

NONE

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

NONE

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

183,118.00

Form FN (Rev 1/00)

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

Individual State Agency Fiscal Note

Bill Number: 1668 HB	Title: Vehicular homicide/survivors	Agency: 310-Department of Corrections
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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: Michelle Rusk	Phone: 360-786-7153	Date: 02/10/2023
Agency Preparation: Kaile Walsh	Phone: (360) 725-8428	Date: 02/13/2023
Agency Approval: Ronell Witt	Phone: (360) 725-8428	Date: 02/13/2023
OFM Review: Cynthia Hollimon	Phone: (360) 810-1979	Date: 02/13/2023

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.

1668 HB establishes a form of restitution that courts must impose when a person is convicted of vehicular homicide resulting in death of a parent of a minor child or children; amending RCW 9.94A.753.

Effective date is assumed 90 days after adjournment of session in which this bill is passed.

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.

We assume this bill will have no fiscal impact to the Department of Corrections (DOC).

This bill is an act relating to restitution for surviving minor children of deceased victims of vehicular homicide. Although this bill may impact the amount of legal financial obligations (LFO) for incarcerated individuals, DOC only collects LFO, on behalf of the courts, from those under its supervision. Therefore, the provisions of this bill do not have a direct impact to DOC and DOC assumes no fiscal impact.

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.

LOCAL GOVERNMENT FISCAL NOTE

Department of Commerce

Bill Number: 1668 HB

Title: Vehicular homicide/survivors

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

Legislation Impacts:

- Cities:
- Counties: County prosecuting attorneys could incur indeterminate cost impacts related to determining the appropriate maintenance amounts for vehicular homicides resulting in the death of a parent of a minor child or children.
- 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: The number of minors to which the legislation would apply; the amount of time prosecuting attorneys will require to determine the appropriate maintenance amount for each impacted minor.

Estimated revenue impacts to:

None

Estimated expenditure impacts to:

Non-zero but indeterminate cost and/or savings. Please see discussion.

Part III: Preparation and Approval

Fiscal Note Analyst: Kate Fernald	Phone: 564-200-3519	Date: 02/13/2023
Leg. Committee Contact: Michelle Rusk	Phone: 360-786-7153	Date: 02/10/2023
Agency Approval: Alice Zillah	Phone: 360-725-5035	Date: 02/13/2023
OFM Review: Gaius Horton	Phone: (360) 819-3112	Date: 02/14/2023

Part IV: Analysis

A. SUMMARY OF BILL

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

Sec. 1 (7) amends RCW 9.94A.753 to add a new subsection that would make court-ordered restitution mandatory when a person is convicted of vehicular homicide resulting in the death of a parent of a minor child or children.

Sec. 1 (7) (b) would require the convicted person to pay the child or children the provisions necessary for the maintenance of the child or children considering all relevant factors including:

- (i) The financial needs and resources of the child or children;
- (ii) The financial resources and needs of the surviving parent or, if no other parent is alive or capable of caring for the child or children, the guardians of the child or children;
- (iii) The physical and emotional condition of the child or children and the child's or children's educational needs;
- (iv) The child's or children's physical and legal custody arrangements; and
- (v) The reasonable work-related child care expenses of the surviving parent or guardian.

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.

The legislation could result in indeterminate increased costs for county prosecuting attorneys working a vehicular homicide case on behalf of the state due to increasing prosecutors' work to determine the necessary funding required for the maintenance of a minor child or children who lost a parent in a vehicular homicide. Washington Association of County Officials and the Administrative Office of the Courts anticipate de minimis impacts as a result of the legislation.

Washington Association of Prosecuting Attorneys (WAPA) anticipates that the legislation would increase county prosecutors' work to gather the information needed to determine the appropriate maintenance amount the child or children would require. Because family law attorneys commonly do this work, prosecutors are not able to estimate the amount of time such work would require, so the impact is indeterminate. WAPA did note there were approximately 60 vehicular homicides in 2022 but did not have information available to indicate the number of vehicular homicides that resulted in the death of a parent of a minor child or children.

According to the Washington Association of County Officials (WACO), the legislation would likely result in a de minimis impact to counties because vehicular homicide is already a restitution-eligible offense; the bill will not increase the caseload (because the bill does not create a new cause-type); and county clerks already collect restitution and remit payment to victims for cases that were tried in Superior Court, as a vehicular homicide case would be. WACO also notes any increases in staffing time to calculate the restitution change will be addressed in the Administrative Office of the Courts' fiscal note.

The Administrative Office of the Courts expects any impacts resulting from the legislation to be de minimis.

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.

The legislation would not impact local governments' revenue.

SOURCES:

Administrative Office of the Courts

Washington Association of County Officials

Washington Association of Prosecuting Attorneys