Multiple Agency Fiscal Note Summary

Bill Number: 5737 SB Title: Vehicle residences/impound

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 Licensing | Non-zero but indeterminate cost and/or savings. Please see discussion. | | | | | | | | |
| Total \$ | 0 | 0 | 0 | 0 | 0 | 0 | 0 | l 0 | 0 |

| Agency Name | 2023 | 3-25 | 2025 | -27 | 2027-29 | |
|---------------------|-----------------|-------|-----------|-------|-----------|-------|
| | GF- State | Total | GF- State | Total | GF- State | Total |
| Local Gov. Courts | No fiscal impac | t | | | | |
| Loc School dist-SPI | | | | | | |
| Local Gov. Other | | | | | | |
| Local Gov. Total | | | | | | |

Estimated Operating Expenditures

| Agency Name | | 2 | 023-25 | | | 2 | 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 |
| Office of Attorney General | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 |
| Washington State Patrol | Non-zero but indeterminate cost and/or savings. Please see discussion. | | | | | | | | | | | |
| Department of Licensing | .0 | 0 | 0 | 253,000 | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 |
| Department of Licensing | | | | | | | | | | | | |
| Total \$ | 0.0 | 0 | 0 | 253,000 | 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 fis | cal 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 |
| Office of Attorney General | .0 | 0 | 0 | .0 | 0 | 0 | .0 | 0 | 0 |
| Washington State Patrol | .0 | 0 | 0 | .0 | 0 | 0 | .0 | 0 | 0 |
| Department of Licensing | .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 fis | cal impact | | | | | | | | |
| Loc School dist-SPI | | | | | | | | | | |
| Local Gov. Other | | | | | | | | | | |
| Local Gov. Total | | | | | | | | | | |

Estimated Capital Budget Breakout

| Prepared by: Kyle Siefering, OFM | Phone: | Date Published: |
|----------------------------------|----------------|-----------------|
| | (360) 995-3825 | Final 2/15/2023 |

Judicial Impact Fiscal Note

| Bill Number: | 5737 SB | Title: | Vehicle residences/impound | Agency | v: 055-Administrative Office of the Courts |
|--|--|-----------------------------------|---|--------------------------|--|
| Part I: Estin | nates | | | | |
| X No Fiscal | Impact | | | | |
| Estimated Cash | Receipts to: | | | | |
| NONE | | | | | |
| Estimated Expen | ditures from: | | | | |
| NONE | | | | | |
| Estimated Capita | l Budget Impact: | | | | |
| NONE | | | | | |
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| Subject to the process Check applicable If fiscal important I-V. If fiscal important I-V. | ovisions of RCW 43.13. The boxes and follow pact is greater than a pact is less than \$50. | 35.060. correspo \$50,000 p | per fiscal year in the current biennium | n or in subsequent bienn | ia, complete entire fiscal note fo |
| Capital bud | dget impact, comple | ete Part I | V. | | |
| Legislative Con | tact Melissa Van | Gorkom | | Phone: 360-786-7491 | Date: 02/09/2023 |

 182,845.00
 Request # 164-1

 Form FN (Rev 1/00)
 1

 Bill # <u>5737 SB</u>

Phone: 360-704-5528

Phone: 360-357-2406

Phone: (564) 999-0536

Date: 02/10/2023

Date: 02/10/2023

Date: 02/12/2023

Agency Preparation: Angie Wirkkala

Chris Stanley

Bryce Andersen

Agency Approval:

ΦFM Review:

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

This bill would change laws and add new sections relating to the impound of vehicles used as residences.

II. B - Cash Receipts Impact

None

II. C - Expenditures

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

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

None

| Bill Number: 5737 SB | Title: Vehicle residences/impound | Agency: | 100-Office of Attorney General |
|---|---|-------------------------------|-----------------------------------|
| Part I: Estimates | | | |
| X No Fiscal Impact | | | |
| Estimated Cash Receipts to: | | | |
| NONE | | | |
| Estimated Operating Expenditure NONE | s from: | | |
| Estimated Capital Budget Impact: | | | |
| NONE | | | |
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| The cash receipts and expenditure es and alternate ranges (if appropriate) | timates on this page represent the most likely fisca , are explained in Part II. | l impact. Factors impacting t | he precision of these estimates, |
| Check applicable boxes and follow | w corresponding instructions: | | |
| If fiscal impact is greater than form Parts I-V. | \$50,000 per fiscal year in the current bienniu | m or in subsequent biennia | , complete entire fiscal note |
| If fiscal impact is less than \$5 | 0,000 per fiscal year in the current biennium | or in subsequent biennia, co | omplete this page only (Part I) |
| Capital budget impact, compl | ete Part IV. | | |
| Requires new rule making, co | omplete Part V. | | |
| Legislative Contact: Melissa V | an Gorkom | Phone: 360-786-7491 | Date: 02/09/2023 |
| Agency Preparation: Amy Flan | igan | Phone: 509-456-3123 | Date: 02/14/2023 |
| Agency Approval: Edd Giger | r | Phone: 360-586-2104 | Date: 02/14/2023 |
| | | | |

Cheri Keller

OFM Review:

Date: 02/14/2023

Phone: (360) 584-2207

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.

- 1. The Attorney General's Office (AGO) Licensing & Administrative Law Division (LAL) reviewed this bill and determined it will not significantly increase or decrease the division's workload in representing the Department of Licensing (DOL). The enactment of this bill will not impact LAL's provision of legal services to DOL as the bill allows for a tow truck operator to apply to DOL for reimbursement on the difference between any court ordered reduced fees/costs and the actual costs for towing and storage of an impounded vehicle which is used as a residence. The moneys are to come from the abandoned recreational vehicle disposal fund, for which DOL already has an existing system in place. The enactment of this bill may require some advice, rulemaking or litigation. New legal services are nominal and costs are not included in this request.
- 2. The AGO Solicitor General's Office (SGO) has reviewed this bill and determined it will not significantly increase or decrease the division's workload. New legal services are nominal and costs are not included in this request.
- 3. The AGO Government Compliance & Enforcement Division (GCE) has reviewed this bill and determined it will not significantly increase or decrease the division's workload in representing the Washington State Patrol (WSP). GCE provides litigation support to WSP for impound hearings. This bill would amend RCW 46.55.120 to allow persons who otherwise don't meet the statutory criteria to redeem a vehicle to do so if authorized by a court after an impound hearing. If ownership or authorization to use, reside it, or redeem a vehicle is disputed, it would allow a court to review additional information and to continue the hearing to allow the person an opportunity to file the appropriate paperwork with the DOL. This bill would also allow a court to consider a hearing request filed beyond the 10-day timely filing deadline if the vehicle was being used as a residence. If a petitioner was found to be indigent and the vehicle was being used as a residence, it would allow a court to reduce the amount of towing and storage fees and would require the impounding agency to pay the difference between the reduced fees and the tow operator's actual costs for towing and storage. Finally, this bill would permit the impounding agency to apply to DOL's abandoned recreational vehicle disposal account to seek reimbursement for any fees ordered payable by the impounding agency as a result the petitioner's inability to pay.

GCE does not anticipate that the expansion of standing to seek a hearing or that the extension of the filing deadline would result in any increased work, as those issues are already commonly raised during hearings. Additionally, under the Washington State Supreme Court's recent decision in City of Seattle v. Long, a court could already return a vehicle to a petitioner without payment of fees under the Homestead Act if the vehicle was being used as the petitioner's residence, and a court could also reduce a petitioner's fees if the court determined the fees were in violation of the eighth amendment excessive fines provision. Therefore, although this bill may shift some towing and storage costs to WSP, we do not anticipate that this bill would result in the need for any appreciable increased litigation support for WSP. New legal services are nominal and costs are not included in this request.

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.

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.

| Bill Number: 5737 S | SB Tit | tle: Vehicle residences/impound | l Ag | gency: 225-Washington State Patrol |
|------------------------|---------------------|--|-------------------------------|--|
| Part I: Estimates | 5 | | • | |
| No Fiscal Impac | et | | | |
| Estimated Cash Receip | pts to: | | | |
| NONE | | | | |
| Estimated Operating F | | | | |
| | Non-zero but | t indeterminate cost and/or saving | gs. Please see discussion | · |
| Estimated Capital Bud | get Impact: | | | |
| NONE | | | | |
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| The cash receipts and | expenditure estimat | tes on this page represent the most like | ly fiscal impact. Factors imp | acting the precision of these estimates, |
| and alternate ranges (| | • | | |
| | | rresponding instructions: | oiennium or in subsequent l | biennia, complete entire fiscal note |
| form Parts I-V. | greater than \$50, | you per lisear year in the earrence | remain of in subsequent | stemma, complete entire fiscar note |
| X If fiscal impact is | s less than \$50,00 | 0 per fiscal year in the current bien | nnium or in subsequent bie | nnia, complete this page only (Part I) |
| Capital budget in | mpact, complete P | 'art IV. | | |
| Requires new rul | le making, comple | ete Part V. | | |
| Legislative Contact: | Melissa Van G | orkom | Phone: 360-786-74 | 491 Date: 02/09/2023 |
| Agency Preparation: | Thomas Bohor | n | Phone: (360) 596- | 4044 Date: 02/15/2023 |
| Agency Approval: | Mario Buono | | Phone: (360) 596-4 | 4046 Date: 02/15/2023 |
| OFM Review: | Tiffany West | | Phone: (360) 890-2 | 2653 Date: 02/15/2023 |

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.

There is a fiscal impact to the Washington State Patrol (WSP).

Subsection 1(3)(c)(ii) states the if the court finds that a vehicle is used as a residence, they may reduce fees related to towing and impound if the individual is found to be indigent. The impounding authority must pay the difference between the reduced fees and the tow operator's actual costs for towing and storage.

Section 2 outlines the Department of Licensing (DOL) cost reimbursement application process for impounding authorities.

Section 3 allows the use of the abandoned recreational vehicle disposal account for reimbursing impounding authorities for costs related to the difference between any reduced towing and storage fees and the actual costs of a public impound on a vehicle used as a residence.

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.

WSP is responsible for towing vehicles along state highways. These are mostly abandoned or disabled vehicles on the sides of the roads, however we do also tow vehicles that are in violation of rest area laws per RCW 47.38.020. We expect that occasionally these impoundments will result in WSP incurring costs under subsection 1(3)(c)(ii). These costs are indeterminate, as we do not know how many vehicles towed will be deemed by the courts as residences.

Sections 2 and 3 outline the reimbursement process through DOL and the abandoned recreational vehicle disposal account for impounding authorities. We assume any costs incurred under the proposed legislation will be interagency reimbursement through these two sections.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

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

III. B - Expenditures by Object Or Purpose

Non-zero but indeterminate cost 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.

| Bill Number: 5737 | SB Title: | Vehicle residences | /impound | A | gency: 240-Departi | ment of Licensing |
|---------------------------------------|---------------------------|-------------------------|------------------------|-------------------|-------------------------|----------------------|
| Part I: Estimates | s | | | ' | | |
| No Fiscal Impa | ct | | | | | |
| Estimated Cash Recei | pts to: | | | | | |
| | Non-zero but ind | eterminate cost and | or savings. Plea | se see discussion | l . | |
| | | | | | | |
| Estimated Operating | Expenditures from: | FY 2024 | FY 2025 | 2023-25 | 2025-27 | 2027-29 |
| Account | | 112024 | 112020 | | 2020 2: | |
| Abandoned Recreatio | nal Vehicle | 253,000 | 0 | 253,000 | 0 | 0 |
| Disposal Account-Sta | | | | | | |
| 1 | Total \$ | 253,000 | 0 | 253,000 | 0 | 0 |
| In addition to | the estimates above, | there are additional in | ndeterminate cost | s and/or savings. | Please see discussion | n. |
| | | | | | | |
| Estimated Capital Bud | last Impact. | | | | | |
| zomiwow ouplow zwo | -gerpuerr | | | | | |
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| NONE | | | | | | |
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| The each receipts and | expenditure estimates on | this nage venuesant the | a most likaly fiscal i | mnaet Factors im | nactina the precision o | of these estimates |
| - | if appropriate), are expl | | e mosi tikety jiscut i | трисі. Тисіог ітр | acting the precision of | j inese estimates, |
| · · | | | | | | |
| | xes and follow corresp | • | | | | |
| X If fiscal impact is form Parts I-V. | s greater than \$50,000 | per fiscal year in the | current biennium | or in subsequent | biennia, complete es | ntire fiscal note |
| | s less than \$50,000 pe | r fiscal year in the cu | rrent hiennium or | in subsequent bi | ennia complete this | nage only (Part I) |
| | _ | • | irent oteninum of | iii suosequent or | mina, complete tins | page only (1 art 1). |
| Capital budget in | mpact, complete Part I | V. | | | | |
| Requires new ru | le making, complete P | art V. | | | | |
| Legislative Contact: | Melissa Van Gorko | om | | Phone: 360-786-7 | 491 Date: 02 | 2/09/2023 |
| Agency Preparation: | Don Arlow | | | Phone: (360) 902- | .3736 Date: 02 | 2/14/2023 |
| Agency Approval: | Gerrit Eades | | | Phone: (360)902- | 3863 Date: 02 | 2/14/2023 |
| OFM Review: | Kyle Siefering | | | Phone: (360) 995- | 3825 Date: 02 | 2/14/2023 |

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.

See attached fiscal note

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.

See attached fiscal note

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.

See attached fiscal note

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

| Account | Account Title | Type | FY 2024 | FY 2025 | 2023-25 | 2025-27 | 2027-29 |
|---------|---|----------|---------|---------|---------|---------|---------|
| 22J-1 | Abandoned Recreational Vehicle Disposal Account | State | 253,000 | 0 | 253,000 | 0 | 0 |
| | 1 1 | Total \$ | 253,000 | 0 | 253,000 | 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

| T | FY 2024 | FY 2025 | 2023-25 | 2025-27 | 2027-29 |
|--------------------------------------|---------|---------|---------|---------|---------|
| FTE Staff Years | | | | | |
| A-Salaries and Wages | | | | | |
| B-Employee Benefits | | | | | |
| C-Professional Service Contracts | | | | | |
| E-Goods and Other Services | 253,000 | | 253,000 | | |
| 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 \$ | 253,000 | 0 | 253,000 | 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.

Agency 240 - Department of Licensing

Bill Number: SB 5737 Bill Title: Vehicle residences/impound

Part 1: Estimates

☐ No Fiscal Impact

Estimated Cash Receipts:

INDETERMINATE; PLEASE SEE NARRATIVE

Estimated Expenditures:

PARTIALLY INDETERMINATE; PLEASE SEE NARRATIVE

| | FY 24 | FY 25 | 23-25 Total | 25-27 Total | 27-29 Total |
|-----------------|-------|-------|-------------|-------------|-------------|
| FTE Staff Years | - | - | - | | - |

| Operating Expenditures | Fund | FY 24 | FY 25 | 23-25 Total | 25-27 Total | 27-29 Total |
|--------------------------------|----------------|---------|-------|-------------|-------------|-------------|
| Abandoned Rec Vehicle Disposal | 22J | 253,000 | - | 253,000 | - | - |
| | Account Totals | 253,000 | - | 253,000 | - | - |

The revenue 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 the fiscal impact is less than \$50,000 per fisc | al year in the current biennium or in subsequent |
|--|--|
| biennia, complete this page only (Part I). | |

☐ 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.

☐ Capital budget impact, complete Part IV.

☐ Requires new rule making, complete Part V.

| Legislative Contact: Melissa Van Gorkom | Phone: (360) 786-7491 | Date: 2/9/2023 |
|---|-----------------------|-----------------|
| Agency Preparation: Don Arlow | Phone: (360) 902-3736 | Date: 2/14/2023 |
| Agency Approval: Gerrit Eades | Phone: (360) 902-3931 | Date: |

| Request # | 1 |
|-----------|---------|
| Bill # | 5737 SB |

Part 2 – Explanation

This bill requires impounding authorities to pay the difference between a tow operator's actual costs for towing and storage of an impounded vehicle and any amount determined by the court that an indigent person must pay if the court finds that the vehicle is used as a residence. The impounding authority may then apply for reimbursement from the Department of Licensing (DOL).

2.A - Brief Description Of What The Measure Does That Has Fiscal Impact

Section 2 adds a new section to Chapter 46.53 RCW. This section:

- Allows impounding authorities to apply to DOL for reimbursement if courts reduce towing and storage fees for an indigent individual using the vehicle as a residence. DOL must create and provide the form. Reimbursement is for the difference in reduced fees and actual costs for towing and storage.
- DOL may only use funds authorized under RCW 46.68.175 for reimbursement.
- Defines "impounding authority" to mean the state, municipality, or agents who authorize a
 public impound under chapter 46.55 RCW. "Public impound" means a vehicle impounded by
 direction of a law enforcement officer or public official that has jurisdiction over the property
 where the vehicle is located.

Section 3 amends RCW 46.68.175 to expand allowable use of the expenditures from the Abandoned Recreational Vehicle Disposal Account to include expenditures for reimbursing impounding authorities as provided in the bill.

2.B - Cash receipts Impact

The cash receipts impact of the bill is indeterminate but could have a negative impact on revenue collected by DOL. This bill would allow a court to extend a stay on the sale of an impounded vehicle used as a residence, and decrease the fees based on financial hardship of the registered owner. This is likely to decrease the total number of abandoned vehicles sold at auction, which will result in an indeterminate decrease to revenue collected from excess proceeds of auctioned abandoned vehicles.

2.C - Expenditures

The operational impact of the bill is dependent on the volume of new transactions related to impounded vehicle reimbursements. DOL does not have sufficient information to estimate the volume, therefore the expenditure impact is indeterminate. If the new workflow could not be managed within existing resources, the department would request the following types of resources in a future budget cycle, with FTE estimates determined as a function of actual workload:

- Customer Service Specialist 2 (CSS2) staff for processing applications.
- Customer Specialist 3 (CSS3) staff for approving applications and disbursements.
- Management Analyst 3 (MA3) staff for conducting research and analysis required for annual reporting.

Reimbursements made from the Abandoned Recreational Vehicle Disposal Account are also subject to the volume of requests submitted under the provisions of the bill. That volume is unknown, as is what a

typical reduction of costs as determined by the court would be, therefore the level of reimbursements from the fund are indeterminate. Under current law DOL reimburses for towing, storage, and wrecking of recreational vehicles abandoned on public property when ownership cannot be determined.

Information Services:

The agency will use appropriated funds to hire contract programmers to accomplish this work or to support current staff implementing this legislation within the required timeline. Appropriated funds may also be used to hire agency temporary staff to support permanent staff assigned to this legislative effort.

Any change requires a process to ensure changes are correctly applied to the system. This involves Project Managers that manage the team that completes the update, business analyst that documents and reviews the system changes, architect services that analyzes how the update could have an effect on other systems or DOL processes, developers who create the change, and testers and quality assurance teams that ensure the update is working correctly.

| Cost Category | Description | Rate | 2024 | 2025 | 2026 | 2027 | 2028 | 2029 | Total Cost |
|---------------------------------------|--|-----------|---------|------|------|------|------|------|-------------------|
| TESTER | Test to verify individual components meet requirements; ensure that other business transactions have not been impacted. | \$ 22,620 | 33,900 | - | - | - | - | - | 33,900 |
| BUSINESS ANALYST | Determine business requirements; translate requirements into what changes are needed to various systems including account codes, inventory codes, testing considerations, etc. | | 6,600 | - | - | - | - | - | 6,600 |
| PROJECT MANAGER | Manage schedule and contracts | \$ 28,710 | 8,600 | - | - | - | - | - | 8,600 |
| QUALITY ASSURANCE | Plan and carry out activities to assure project deliverables; e.g. preventative defect activities, align quality measures and business objectives. | | 56,100 | - | - | - | - | - | 56,100 |
| SECURITY AND ARCHITECT SERVICES | Create the conceptual model that defines the structure, behavior and framework of a computerized system including a breakdown of the system into components, the component interactions and interfaces (including with the environment, especially the user), and the technologies and resources to be used in the design. | \$ 16,530 | 3,300 | - | - | - | - | - | 3,300 |
| CONTRACTED FAST DEVELOPER / TESTER | Updates to the DRIVES system will require additional vendor | | 55,900 | - | - | - | - | - | 55,900 |
| Trainer | Trains business partners and employees in new system processes and capabilities. \$ 22,620 | | 9,000 | - | - | - | - | - | 9,000 |
| Organizational Change Management | Prepares stakeholders for the change and develops strategies to ensure the changes are fully adopted. | \$ 37,410 | 56,100 | - | - | - | - | - | 56,100 |
| Project Contingency | Office of the Chief Information Officer designated rate of 10% | \$ 25,474 | 23,000 | - | - | - | - | - | 23,000 |
| | Totals | | 252,500 | - | - | • | - | - | 252,500 |

What DOL will implement:

- 1. Create a new account type for impounding authorities.
- 2. Allow impounding authorities submit web request through eService for reimbursements.
- 3. Modify existing eService to allow for impounding authorities (every local, city, county, state agency jurisdiction) to apply online for reimbursements of the difference in fees between the courts reduced towing and storage fees for indigent individuals and the tow company's actual fees.
 - a. Must be licensed in Washington and have an account in DRIVES.
 - b. Will create work item for processing the request.
 - c. Will use SecureAccess Washington and require online account.
 - d. Allows for upload of paper forms or electronic entry of application by both the registered tow truck operator and the indigent individual.

- e. Allows for the upload of supporting documentation.
- 4. Modify case to process the application for reimbursement.
 - a. Case will be approved or denied.
 - b. Forms will be able to be uploaded and entered by back office for mail-in applications.
- 5. 3 new letters will be created for response to application process.
 - a. Request for More Information.
 - b. Denial.
 - c. Approval-Pending Funds.
- 6. Three new reports
 - a. Revenue tracking cube for abandoned vehicle funds.
 - b. ADHOC cube for program.
 - c. Impounding Authority report (self-service report on eService).

Part 3 – Expenditure Detail

3.A – Operating Budget Expenditures

| Operating Expenditures | Fund | FY 24 | FY 25 | 23-25 Total | 25-27 Total | 27-29 Total |
|--------------------------------|----------------|---------|-------|-------------|-------------|-------------|
| Abandoned Rec Vehicle Disposal | 22J | 253,000 | - | 253,000 | • | - |
| | Account Totals | 253,000 | - | 253,000 | • | - |

3.B – Expenditures by Object or Purpose

| Object of Expenditure | | FY 24 | FY 25 | 23-25 Total | 25-27 Total | 27-29 Total |
|-----------------------|-----------|---------|-------|-------------|-------------|-------------|
| Goods and Services | | 253,000 | - | 253,000 | - | - |
| Total By Obj | ject Type | 253,000 | - | 253,000 | - | - |

3.C - FTE Detail

None; subject to future resource needs for workload requirements.

Part 4 – Capital Budget Impact

None.

Part 5 - New Rule Making Required

None.