

Multiple Agency Fiscal Note Summary

Bill Number: 5471 S SB	Title: Electric bicycles/disability
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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						
Loc School dist-SPI						
Local Gov. Other	No fiscal impact					
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
Department of Licensing	.0	0	0	0	.0	0	0	0	.0	0	0	0
Department of Fish and Wildlife	.0	54,000	54,000	54,000	.0	0	0	0	.0	0	0	0
Department of Natural Resources	.0	120,000	120,000	120,000	.0	0	0	0	.0	0	0	0
Total \$	0.0	174,000	174,000	174,000	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									
Loc School dist-SPI									
Local Gov. Other	No fiscal impact								
Local Gov. Total									

Estimated Capital Budget Expenditures

Agency Name	2023-25			2025-27			2027-29		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Department of Licensing	.0	0	0	.0	0	0	.0	0	0
Department of Fish and Wildlife	.0	0	0	.0	0	0	.0	0	0
Department of Natural Resources	.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									
Loc School dist-SPI									
Local Gov. Other	No fiscal impact								
Local Gov. Total									

Estimated Capital Budget Breakout

NONE

Prepared by: Lisa Borkowski, OFM	Phone: (360) 742-2239	Date Published: Final 2/22/2023
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Individual State Agency Fiscal Note

Bill Number: 5471 S SB	Title: Electric bicycles/disability	Agency: 240-Department of Licensing
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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: Brandon Popovac	Phone: 360-786-7465	Date: 02/10/2023
Agency Preparation: Aaron Harris	Phone: (360) 902-3795	Date: 02/14/2023
Agency Approval: Gerrit Eades	Phone: (360)902-3863	Date: 02/14/2023
OFM Review: Kyle Siefering	Phone: (360) 995-3825	Date: 02/14/2023

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.

Please 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.

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.

Individual State Agency Fiscal Note

Agency 240 – Department of Licensing

Bill Number: 5471 SSB

Bill Title: Electric Bicycles Disability

Part 1: Estimates

No Fiscal Impact

Check applicable boxes and follow corresponding instructions.

- If the fiscal impact is **less than \$50,000** per fiscal 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:	Phone: (360)	Date:
Agency Preparation: Aaron Harris	Phone: (360) 902-3795	Date: 02/14/23
Agency Approval: Gerrit Eades	Phone: (360) 902-3931	Date: 02/14/23

Request #	1
Bill #	5471 SSB

Part 2 – Explanation

This bill extends an allowance for persons who possess a current parking placard for persons with disabilities to use Class 1 and Class 2 electric-assisted bicycles on all nonmotorized natural surface trails and closed roads on which bicycles are allowed. Now expires 2025.

SSB 5471 compared to SB 5471:

This bill replaces Section 1 modifications, which were drafted as permanent, with an extension in Chapter 79A.35 RCW that expires in 2025.

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

Section 1: Amends RCW 79A.35.140 (Electric-assisted bicycles—Use—Public process—Report—Persons who possess current parking placard for persons with disabilities.)

- Extends an allowance for persons who possess a current parking placard for persons with disabilities to use Class 1 and Class 2 electric-assisted bicycles on all nonmotorized natural surface trails and closed roads on which bicycles are allowed. Now expires 2025.

Section 2: Effective date

- Effective July 1, 2023

2.B - Cash receipts Impact

This bill has no impact to cash receipts. It permits the use of electric-assisted bicycles on certain trails and roads by persons who have a disabled parking placard.

2.C – Expenditures

This bill has no fiscal impact to Department of Licensing (DOL). Section 1 of this bill could result in an increase in applications for special parking privileges, but DOL assumes that this increase can be absorbed with current staffing levels and current base funding.

Individual State Agency Fiscal Note

Bill Number: 5471 S SB	Title: Electric bicycles/disability	Agency: 477-Department of Fish and Wildlife
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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	27,000	27,000	54,000	0	0
Total \$	27,000	27,000	54,000	0	0

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: Brandon Popovac	Phone: 360-786-7465	Date: 02/10/2023
Agency Preparation: Barbara Reichart	Phone: (360) 819-0438	Date: 02/15/2023
Agency Approval: Barbara Reichart	Phone: (360) 819-0438	Date: 02/15/2023
OFM Review: Matthew Hunter	Phone: (360) 529-7078	Date: 02/15/2023

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.

CHANGE IN FISCAL IMPACT: Substitute Senate Bill 5471, extends, instead of making permanent, the current allowance for electric-assisted bicycles (e-bikes) use on nonmotorized trails and roads where bicycles are allowed for persons with disabilities for two more years until June 30, 2025, or when an applicable local or regional planning process adopts policies or rules addressing such e-bike use. The substitute decreases the fiscal impact of the bill (see expenditures below).

Section 1(2) allows until June 30, 2025, or until a local or regional planning process to adopt policies and rules related to the use of electric-assisted bicycles on non-motorized natural surfaces trails and roads to allow persons with a current parking placard for persons with disability to use class 1 or class 2 electric-assisted bicycles on all nonmotorized natural surface trails and closed roads on which bicycles are allowed.

Section 2 states that the bill takes effect on July 1, 2023.

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.

Section 1 extends the end date for the temporary authorization allowing class 1 or class 2 electric-assisted bicycles (e-bikes) for persons with a current parking placard for persons with disability access to all non-motorized roads and trails that are open to bicycles from June 30, 2023 to June 30, 2025.

WDFW assumes that increased use of trails by e-bikes will require increased trail maintenance on WDFW-managed trails. The Department does not currently maintain data regarding trails maintenance and specific standards are currently being developed for a trails management program. Using a national average from other state agencies and nonprofits for this fiscal note, WDFW assumes the cost to maintain trails is \$2,000 per mile per year. There are 200 miles of recognized trails that will need to be maintained for safe e-bike use for American Disability Act (ADA) placard holders. Per the Department of Natural Resources' (DNR) assumptions, there are 343,000 Washingtonians with an eligible ADA placard and 10 percent of them will access trails ($343,438 * 10\% = 34,300$ permanent new users). WDFW assumes approximately 700,000 mountain bikers currently use WDFW-managed trails per year. The Department assumes this bill will increase trail use by 5 percent ($34,300 / 700,000 = 5\%$) requiring additional trail maintenance.

Ongoing maintenance requires:

- \$20,000 in fiscal year 2024 and ongoing for tools, supplies and materials used for grading, hand grading and laying of trail and road materials ($\$2,000 \text{ per mile} * 200 \text{ miles of recognized trails} * 5\% \text{ increase of use} = \$20,000$ or about \$3,300 per region), Object E.
- An infrastructure and program support rate of 33.5% is included in object T and is calculated based on WDFW's federally approved indirect rate.

Total costs are \$27,000 in fiscal year 2024 and fiscal year 2025.

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	27,000	27,000	54,000	0	0
Total \$			27,000	27,000	54,000	0	0

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					
E-Goods and Other Services	20,000	20,000	40,000		
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	7,000	7,000	14,000		
9-					
Total \$	27,000	27,000	54,000	0	0

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

Bill Number: 5471 S SB	Title: Electric bicycles/disability	Agency: 490-Department of Natural Resources
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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	60,000	60,000	120,000	0	0
Total \$	60,000	60,000	120,000	0	0

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: Brandon Popovac	Phone: 360-786-7465	Date: 02/10/2023
Agency Preparation: Collin Ashley	Phone: 360-688-3128	Date: 02/15/2023
Agency Approval: Collin Ashley	Phone: 360-688-3128	Date: 02/15/2023
OFM Review: Lisa Borkowski	Phone: (360) 742-2239	Date: 02/16/2023

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.

Differences between SB 5471 and SSB 5471:

Section 1 no longer reenacts and amends RCW 46.61.710, instead it amends RCW 47A.35.140 to extend the temporary use of electric-assisted bicycles on nonnotarized natural surface trails by persons who possess a current parking placard for persons with disabilities to June 30, 2025 or until an applicable local or regional planning process adopts policies or rules.

New Description:

Section 1(2): Until June 30,2025, or until an applicable local or regional planning process adopts policies or rules related to the use of electric-assisted bicycles on non-motorized natural surface trails and closed roads on lands managed by the Department of Natural Resources, whichever is earlier, the Department of Natural Resources must allow persons who possess a current parking placard for persons with disabilities, issued by the Department of Transportation pursuant to RCW 46.19.030, to use class 1 and class 2 electric-assisted bicycles, as defined in RCW 46.04.169, on all non-motorized natural surface trails and closed roads on which bicycles are allowed.

Section 2: This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect July 1, 2023.

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.

Section 1(2): Until June 30,2025, or until an applicable local or regional planning process adopts policies or rules related to the use of electric-assisted bicycles on non-motorized natural surface trails and closed roads on lands managed by the Department of Natural Resources, whichever is earlier, the Department of Natural Resources must allow persons who possess a current parking placard for persons with disabilities, issued by the Department of Transportation pursuant to RCW 46.19.030, to use class 1 and class 2 electric-assisted bicycles, as defined in RCW 46.04.169, on all non-motorized natural surface trails and closed roads on which bicycles are allowed.

Section 2: This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect July 1, 2023.

One-time request for \$120,000 for biennium 2023-2025 to conduct extra trail maintenance due to the extra wear from electric bicycles.

- Fiscal year 2024 - \$60,000 for trail maintenance (\$10,000 per region per year)
- Fiscal year 2025 - \$60,000 for trail maintenance (\$10,000 per region per year).

Trail maintenance as necessitated by bicycle use is estimated at \$1,000 to \$5,000 per mile. DNR estimates increased usage similar to the increase seen under SB 5452 which temporarily allowed individuals who possess a disabled parking placard to use class 1 and 2 electric-assisted bicycles where bicycles were allowed. This increase would result in 5 more miles routinely maintained per year at \$2,000 per mile in each region.

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	60,000	60,000	120,000	0	0
Total \$			60,000	60,000	120,000	0	0

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					
E-Goods and Other Services	60,000	60,000	120,000		
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 \$	60,000	60,000	120,000	0	0

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.

LOCAL GOVERNMENT FISCAL NOTE

Department of Commerce

Bill Number: 5471 S SB

Title: Electric bicycles/disability

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

Legislation Impacts:

- Cities:
 Counties:
 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:

Estimated revenue impacts to:

None

Estimated expenditure impacts to:

None

Part III: Preparation and Approval

Fiscal Note Analyst: Jordan Laramie	Phone: 360-725-5044	Date: 02/17/2023
Leg. Committee Contact: Brandon Popovac	Phone: 360-786-7465	Date: 02/10/2023
Agency Approval: Allan Johnson	Phone: 360-725-5033	Date: 02/17/2023
OFM Review: Lisa Borkowski	Phone: (360) 742-2239	Date: 02/22/2023

Part IV: Analysis

A. SUMMARY OF BILL

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

This substitute legislation would allow persons with disability placards to use electric-assisted bicycles on non-motorized natural surface trails and closed roads owned and operated by the Department of Fish and Wildlife and the Department of Natural Resources, until June 30, 2023, or until an applicable local or regional planning process adopts policies and rules related to such use.

Sec. 1(2): Until June 30, 2025, or until an applicable local or regional planning process adopts policies or rules related to the use of electric-assisted bicycles on non-motorized natural surface trails and closed roads on lands managed by the Department of Natural Resources and the Department of Fish and Wildlife, whichever is earlier. These departments must allow persons who possess a current parking placard for persons with disabilities to use class 1 and class 2 electric-assisted bicycles, as defined in RCW 46.04.169, on all non-motorized natural surface trails and closed roads on which bicycles are allowed.

Sec. 2: This act takes effect July 1, 2023 for immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions.

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.

There would be no local government impact associated with this legislation because it does not require a local government to take action.

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.

There would be no local government impact associated with this legislation because it does not require a local government to take action.

SOURCES:

Department of Natural Resources, FN S SB 5471 (2023)
Senate Bill Report, S SB 5471 (2023)