

Multiple Agency Fiscal Note Summary

Bill Number: 1028 2S HB	Title: Crime victims & witnesses
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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
Office of Public Defense	.0	0	0	0	.0	0	0	0	.0	0	0	0
Office of Attorney General	1.0	276,000	276,000	276,000	.5	138,000	138,000	138,000	.0	0	0	0
Caseload Forecast Council	.0	0	0	0	.0	0	0	0	.0	0	0	0
Department of Commerce	.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.											
Criminal Justice Training Commission	3.0	2,125,000	2,125,000	2,125,000	3.0	2,080,000	2,080,000	2,080,000	3.0	2,080,000	2,080,000	2,080,000
Department of Labor and Industries	.0	0	0	0	.0	0	0	0	.0	0	0	0
Department of Children, Youth, and Families	Non-zero but indeterminate cost and/or savings. Please see discussion.											
Department of Corrections	Non-zero but indeterminate cost and/or savings. Please see discussion.											
University of Washington	.0	0	0	0	.0	0	0	0	.0	0	0	0
Washington State University	.0	0	0	0	.0	0	0	0	.0	0	0	0
Eastern Washington University	.0	35,000	35,000	35,000	.0	20,000	20,000	20,000	.0	20,000	20,000	20,000
Central Washington University	.0	25,000	25,000	25,000	.0	25,000	25,000	25,000	.0	0	0	0
The Evergreen State College	.0	5,852	5,852	5,852	.0	5,852	5,852	5,852	.0	0	0	0
Western Washington University	.0	22,500	22,500	22,500	.0	22,500	22,500	22,500	.0	0	0	0
Department of Fish and Wildlife	.0	0	0	0	.0	0	0	0	.0	0	0	0
Total \$	4.0	2,489,352	2,489,352	2,489,352	3.5	2,291,352	2,291,352	2,291,352	3.0	2,100,000	2,100,000	2,100,000

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			1,835,944			1,835,944			1,835,944
Local Gov. Total			1,835,944			1,835,944			1,835,944

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 Public Defense	.0	0	0	.0	0	0	.0	0	0
Office of Attorney General	.0	0	0	.0	0	0	.0	0	0
Caseload Forecast Council	.0	0	0	.0	0	0	.0	0	0
Department of Commerce	.0	0	0	.0	0	0	.0	0	0
Washington State Patrol	.0	0	0	.0	0	0	.0	0	0
Criminal Justice Training Commission	.0	0	0	.0	0	0	.0	0	0
Department of Labor and Industries	.0	0	0	.0	0	0	.0	0	0
Department of Children, Youth, and Families	.0	0	0	.0	0	0	.0	0	0
Department of Corrections	.0	0	0	.0	0	0	.0	0	0
University of Washington	.0	0	0	.0	0	0	.0	0	0
Washington State University	.0	0	0	.0	0	0	.0	0	0
Eastern Washington University	.0	0	0	.0	0	0	.0	0	0
Central Washington University	.0	0	0	.0	0	0	.0	0	0
The Evergreen State College	.0	0	0	.0	0	0	.0	0	0
Western Washington University	.0	0	0	.0	0	0	.0	0	0
Department of Fish and Wildlife	.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

Prepared by: Cynthia Hollimon, OFM	Phone: (360) 810-1979	Date Published: Final 3/ 7/2023
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Judicial Impact Fiscal Note

Bill Number: 1028 2S HB	Title: Crime victims & witnesses	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:

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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: Angie Wirkkala	Phone: 360-704-5528	Date: 02/27/2023
Agency Approval: Chris Stanley	Phone: 360-357-2406	Date: 02/27/2023
OFM Review: Gaius Horton	Phone: (360) 819-3112	Date: 02/28/2023

185,018.00

Form FN (Rev 1/00)

Request # 219-1

Bill # 1028 2S HB

Part II: Narrative Explanation

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

The second substitute bill does not change the impact to the Administrative Office of the Courts or courts from earlier versions.

The bill places time limits on law enforcement investigation and specifying remedies for Sexual Assault cases.

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 place time limits on law enforcement investigations and would not impact court forms, judicial resources, case filings, or case management systems.

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

185,018.00

Form FN (Rev 1/00)

Individual State Agency Fiscal Note

Bill Number: 1028 2S HB	Title: Crime victims & witnesses	Agency: 056-Office of Public Defense
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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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: Katrin Johnson	Phone: 360-586-3164 1	Date: 02/27/2023
Agency Approval: Sophia Byrd McSherry	Phone: 360-586-3164	Date: 02/27/2023
OFM Review: Gaius Horton	Phone: (360) 819-3112	Date: 02/28/2023

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.

2SHB 1028 does not impact the Washington State Office of Public Defense (OPD).
OPD is not responsible for providing public defense services in the criminal trial courts.

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

Bill Number: 1028 2S HB	Title: Crime victims & witnesses	Agency: 100-Office of Attorney General
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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
FTE Staff Years	1.0	1.0	1.0	0.5	0.0
Account					
General Fund-State 001-1	138,000	138,000	276,000	138,000	0
Total \$	138,000	138,000	276,000	138,000	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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: Cam Comfort	Phone: (360) 664-9429	Date: 03/02/2023
Agency Approval: Edd Giger	Phone: 360-586-2104	Date: 03/02/2023
OFM Review: Cheri Keller	Phone: (360) 584-2207	Date: 03/02/2023

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.

Section 1 adds a new section to RCW 43.10 to establish the sexual assault forensic examination best practices advisory group within the Attorney General's Office (AGO). The membership and duties of the group are listed. This section expires July 1, 2026.

Section 2 adds a new section to RCW 43.101 requiring the Criminal Justice Training Commission (CJTC), subject to appropriation, to administer a grant program for establishing a statewide resource prosecutor for sexual assault cases.

Sections 3 through 6 amend three statutes in and add a new section to RCW 43.101 pertaining to training.

Section 7 amends RCW 9A.04.080 to extend the limitations period in any prosecution for a sex offense as defined in RCW 9.9A.030 from two years to four years from the date in which the identity of the suspect is conclusively established by DNA testing or by photograph.

Section 8 adds a new section to RCW 70.02 pertaining to the validity of disclosure authorizations.

Section 9 is a new section providing that Section 4 takes effect July 1, 2024.

Section 10 is a new section requiring specific funding by June 30, 2023, or this act is null and void.

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.

Attorney General's Office (AGO) Administration Division activities are funded with General Fund-State dollars. No cash receipt impact. There is no client agency to bill for legal services.

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.

Attorney General's Office (AGO) Agency Assumptions:

Legal services associated with the enactment of this bill will begin on July 1, 2023.

Location of staffing is assumed to be in a Seattle office building.

Total workload impact in this request includes standard assumption costs for goods & services, travel, and capital outlays for all FTE identified.

Agency administration support FTE are included in the tables. The Management Analyst 5 (MA), is used as a representative classification. An example ratio is for every 1.0 Assistant Attorney General FTE (AAG), the AGO includes 0.5 FTE for a Legal Assistant 3 (LA) and 0.25 FTE of an MA.

1. Assumptions for the AGO Administrative Division's (ADM) Services for SAFE Best Practices Advisory Group (Advisory Group):

ADM assumes the enactment of this bill will require to staff the Advisory Group. ADM assumes managing administrative work of the Advisory Group which includes: ongoing outreach and engagement, development of policy recommendations and research, and writing of final reports as determined by legislation.

ADM total FTE workload impact for Seattle rates:

FY 2024: \$138,000 for 1.00 Policy Analyst (Exempt) FTE (PA).

FY 2025: \$138,000 for 1.00 PA.

FY 2026: \$138,000 for 1.00 PA.

2. The AGO Labor and Industries (LNI) Division has reviewed this bill and determined it will not significantly increase or decrease the division’s workload in representing the Department of Labor and Industries (L&I). The bill amends RCW 7.68.170 to require the Crime Victims’ Compensation program to pay for sexual assault examinations in additional circumstances not currently covered. The bill requires L&I to pay for all sexual assault examinations performed in this state non-resident victim. The LNI Division does not generally see appeals by victims to determinations by L&I to this portion of the statute. The LNI Division would not expect this change to result in an appreciable increase in appeals by victims to the L&I’s determinations in administering the Crime Victims’ Compensation Program. Therefore, new legal services are nominal and costs are not included in this request.

3. The AGO Children, Youth and Families (CYF) Division has reviewed this bill and determined it will not significantly increase or decrease the division’s workload in representing the Department of Children, Youth and Families (DCYF). The enactment of this bill will not impact the provision of legal services to DCYF because DCYF does not collect, receive, or test rape kits. New legal services are nominal and costs are not included in this request.

4. The AGO Criminal Justice (CRJ) Division has reviewed this bill and determined it will not significantly increase or decrease the division’s workload in representing the Washington State Patrol (WSP) or Criminal Justice Training Center (CJTC). This bill expands WSP reporting requirements regarding sexual assault kit testing. It also expands CJTC’s responsibilities regarding case reviews of sexual assault cases and adds training requirements. Additionally, it requires CJTC to administer a grant program to provide a statewide resource prosecutor for sexual assault cases. It is possible that these new requirements could give rise to requests for legal advice. If they arise, however, legal services are nominal and costs are not included in this request.

5. The AGO Agriculture and Health (AHD) Division has reviewed this bill and determined it will not significantly increase or decrease the division’s workload in representing the Department of Commerce (Commerce). This bill will not impact the provision of legal services by AHD to Commerce. The requirement for Commerce to establish and administer a grant program to support regional multidisciplinary community response team which caused minimal legal fiscal impact has been removed. Additionally, this bill will not impact the provision of legal services to Commerce by AHD. Commerce was assigned this fiscal note request for its role in estimating the impact of bills on local governments. Commerce itself would not be given any new authorities or responsibilities under this bill. This won’t generate any legal work for AHD. Therefore, costs are no included in this request.

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	138,000	138,000	276,000	138,000	0
Total \$			138,000	138,000	276,000	138,000	0

III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years	1.0	1.0	1.0	0.5	
A-Salaries and Wages	95,000	95,000	190,000	95,000	
B-Employee Benefits	29,000	29,000	58,000	29,000	
E-Goods and Other Services	14,000	14,000	28,000	14,000	
Total \$	138,000	138,000	276,000	138,000	0

III. C - Operating FTE Detail: *List FTEs by classification and corresponding annual compensation. Totals need to agree with total FTEs in Part I and Part IIIA*

Job Classification	Salary	FY 2024	FY 2025	2023-25	2025-27	2027-29
Policy Analyst (Exempt)	95,000	1.0	1.0	1.0	0.5	
Total FTEs		1.0	1.0	1.0	0.5	0.0

III. D - Expenditures By Program (optional)

Program	FY 2024	FY 2025	2023-25	2025-27	2027-29
Headquarters Administration (ADM)	138,000	138,000	276,000	138,000	
Total \$	138,000	138,000	276,000	138,000	

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: 1028 2S HB	Title: Crime victims & witnesses	Agency: 101-Caseload Forecast Council
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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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: Clela Steelhammer	Phone: 360-664-9381	Date: 03/01/2023
Agency Approval: Clela Steelhammer	Phone: 360-664-9381	Date: 03/01/2023
OFM Review: Cynthia Hollimon	Phone: (360) 810-1979	Date: 03/01/2023

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.

See attached.

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.

See attached.

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.

2SHB 1028

SUPPORTING CRIME VICTIMS AND WITNESSES

101 – Caseload Forecast Council

February 28, 2023

SUMMARY

A brief description of what the measure does that has fiscal impact.

Section 7 Amends RCW 9A.04.080 by extending the statute of limitations for sex offenses that applies to suspect identification from DNA testing or photograph from two to four years.

Section 10 States that if specific funding for the Act is not provided by June 30, 2023, this act is null and void.

EXPENDITURES

Assumptions.

None.

Impact on the Caseload Forecast Council.

None.

Impact Summary

This bill:

- Extends the statute of limitations for sex offenses that applies to suspect identification from DNA testing or photograph from two to four years.

Impact on prison, jail, and Juvenile Rehabilitation (JR) beds.

The Caseload Forecast Council has no data concerning the length of time between the commission or discovery of offenses and the commencing of prosecution, and, therefore, cannot reliably predict bed impacts resulting from the bill. However, with the bill increasing the statute of limitations for sex offenses, there is the possibility that more sex offenses may be prosecuted, resulting in more convictions, which would increase the need for jail beds, prison beds. Local detention, and JR beds.

Individual State Agency Fiscal Note

Bill Number: 1028 2S HB	Title: Crime victims & witnesses	Agency: 103-Department of Commerce
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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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: Richard Torrance	Phone: 360-725-3025	Date: 03/06/2023
Agency Approval: Jason Davidson	Phone: 360-725-5080	Date: 03/06/2023
OFM Review: Gwen Stamey	Phone: (360) 790-1166	Date: 03/06/2023

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.

There are no differences between 2SHB 1028 and SHB 1028. SHB 1028 removed the requirement from HB 1028 for the Office of Crime Victim Advocacy (OCVA) within the department of commerce (department) to create a competitive grant program to support regional multidisciplinary community response teams engaged in resolving sexual assault cases.

The office of crime advocacy within the department of commerce does not implement the activities states in 2SHB 1028, therefore this legislation does not affect the department.

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.

There is no fiscal impact to the department. The department does not execute or implement the activities stated in 2SHB 1028.

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.

Individual State Agency Fiscal Note

Bill Number: 1028 2S HB	Title: Crime victims & witnesses	Agency: 225-Washington State Patrol
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

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

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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: Yvonne Ellison	Phone: 360-596-4042	Date: 03/01/2023
Agency Approval: Mario Buono	Phone: (360) 596-4046	Date: 03/01/2023
OFM Review: Tiffany West	Phone: (360) 890-2653	Date: 03/01/2023

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 will have a small, indeterminate fiscal impact on the Washington State Patrol (WSP).

The second substitute version removes changes from previous versions that included new requirements for law enforcement agencies to conduct a criminal investigation of any report connected to a sexual assault kit (SAK) within 90 days when forensic analysis of the kit generates a profile resulting in a hit in the Combined DNA Index System (CODIS), as well as changes that were made to the WSP's SAK reporting requirements. These changes reduce the potential impact to the WSP.

The remaining sections with fiscal impact are as follows:

New Section 1 creates the Sexual Assault Forensic Examination Best Practices Advisory Group and identifies the WSP as a required member.

New Section 3 requires the Criminal Justice Training Commission (CJTC), subject to the availability of funding appropriated for the purpose, to include other gender-based violence in the victim-centered, trauma-informed training provided to persons responsible for investigating sexual assault, and also requires the training be provided to the highest ranking supervisors and commanders overseeing sexual assault and gender-based violence investigations.

Section 4 requires the CJTC, subject to the availability of funding appropriated for the purpose, to include gender-based violence in the victim-centered, trauma-informed training provided to peace officers, and requires that all peace officers receive this training at least once every three years.

New Section 9 makes Section 4 effective July 1, 2024.

New Section 10 makes the act null and void if specific funding is not provided for the purposes of the act.

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.

The requirement of Section 1 to participate in the Sexual Assault Forensic Examination Best Practices Advisory Group is not expected to have a fiscal impact as it formalizes the existing advisory group that we currently participate in.

The training requirements of Sections 3 and 4 are expected to have a minimal fiscal impact to the WSP. Once the current training is updated by the CJTC, it will be incorporated into our existing Trooper Basic and Trimester Trainings.

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.

Individual State Agency Fiscal Note

Bill Number: 1028 2S HB	Title: Crime victims & witnesses	Agency: 227-Criminal Justice Training Commission
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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
FTE Staff Years	3.0	3.0	3.0	3.0	3.0
Account					
General Fund-State 001-1	1,085,000	1,040,000	2,125,000	2,080,000	2,080,000
Total \$	1,085,000	1,040,000	2,125,000	2,080,000	2,080,000

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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: Brian Elliott	Phone: 206-835-7337	Date: 02/28/2023
Agency Approval: Brian Elliott	Phone: 206-835-7337	Date: 02/28/2023
OFM Review: Cynthia Hollimon	Phone: (360) 810-1979	Date: 03/01/2023

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.

Section 1 identifies both the Washington Association of Sheriffs and Police Chiefs and the Criminal Justice Training Commission as a member of the sexual assault forensic examination best practices advisory group.

Section 2 requires the Washington State Criminal Justice Training Commission to administer a grant program for establishing a statewide resource prosecutor for sexual assault cases. The grant recipient must be a statewide organization or association representing prosecuting attorneys.

Section 3 amends RCW 43.101.272 to include the highest-ranking supervisors and commanders overseeing sexual assault and other gender-based violence investigations as attending the training.

Section 4 amends RCW 43.101.276.

Section 4(3) requires all peace officers to complete the training under this section at least once every three years.

Section 5 amends RCW 43.101.278 to require a comparison of cases involving prosecutors who have participated in the training described in section 6 of this act to cases involving prosecutors who have not participated in such training. The fiscal impact of this change is the commission will need to pay prosecuting attorneys to review cases for the program.

Section 6 requires the Washington State Criminal Justice Training Commission, in partnership with the special resource prosecutor under section 6 of this act, develop and conduct specialized, intensive, and integrative training for persons responsible for prosecuting sexual assault cases involving adult victims. The Criminal Justice Training Commission will contract with an organization or association representing prosecuting attorneys to provide this training.

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.

This bill has no cash receipt impact on the Washington State Criminal Justice Training Commission.

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 2 requires the commission to administer a grant program for establishing a statewide resource prosecutor for sexual assault cases. Grant program expenses are:

A Grant Administer to manage the grant program - salary = \$90,000 and benefits = \$30,000 for \$120,000 annual total.

Resource prosecutor salary and benefits = \$215,000 annually.

Travel, training, equipment, other misc. expenses, = \$20,000 annually.

Grant recipient administrative expense = \$40,000 annually.

Sections 3 and 4 expand the topics to include in the training, requires highest ranking supervisors and commanders who oversee investigations to complete training, and requires all peace officers at least once every three years to complete the training.

Three classes will be needed for the additional students and an online training course will be created to provide the required training to all law enforcement officers in the state. A Program Specialist will assist the program manager with the design,

delivery, and coordination of the in-person, virtual, and online training. The Program Specialist will assist in identifying instructors, actors, facility, and interview facilitator resources for the trainings.

An additional duty of the Program Specialist will be to assist the Program Manager in the content, coordination, and report writing for the annual case reviews described in section 11.

Administrative Assistant 3 is needed to manage registration and training records.

Program Specialist 3 salary = \$70,000 annually.

Program Specialist 3 benefits = \$26,000 annually.

Administrative Assistant 3 salary = \$53,000 annually.

Administrative Assistant 3 benefits = \$26,000 annually.

Program Manager salary adjustment for additional duties = \$20,000 annually.

Equipment for staff = \$10,000 in fiscal year 2024.

Training expenses for per class:

Instructors/actors = \$43,000 per class.

Training materials = \$2,000 per class.

Travel = \$10,000 per class.

Training facilities = \$5,000 per class.

Total per class = \$60,000 per class.

Cost for three additional classes annually = \$180,000.

Curricula development and creation of online training course for training for all peace officers is \$50,000 in fiscal year 2024.

Annual updates to online training course is \$15,000 annually starting in fiscal year 2025.

Section 5 includes review of prosecutors in the case review program.

Legal consultant and expert expenses is \$75,000 annually.

Section 6 requires the development and conduct specialized, intensive, and integrative training for persons responsible for prosecuting sexual assault cases involving adult victims. The Washington State Criminal Justice Training Commission will contract with an organization to conduct this training.

Estimated annual expense for this training for prosecuting attorneys is \$180,000.

Total Expenses:

Fiscal year 2024 = \$1,085,000

Fiscal year 2025 and each year after = \$1,040,000.

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	1,085,000	1,040,000	2,125,000	2,080,000	2,080,000
Total \$			1,085,000	1,040,000	2,125,000	2,080,000	2,080,000

III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years	3.0	3.0	3.0	3.0	3.0
A-Salaries and Wages	233,000	233,000	466,000	466,000	466,000
B-Employee Benefits	82,000	82,000	164,000	164,000	164,000
C-Professional Service Contracts					
E-Goods and Other Services	455,000	420,000	875,000	840,000	840,000
G-Travel	30,000	30,000	60,000	60,000	60,000
J-Capital Outlays	10,000		10,000		
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services	275,000	275,000	550,000	550,000	550,000
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
9-					
Total \$	1,085,000	1,040,000	2,125,000	2,080,000	2,080,000

III. C - Operating FTE Detail: *List FTEs by classification and corresponding annual compensation. Totals need to agree with total FTEs in Part I and Part IIIA*

Job Classification	Salary	FY 2024	FY 2025	2023-25	2025-27	2027-29
Administrative Assistant 3	53,000	1.0	1.0	1.0	1.0	1.0
Grant Administrator	90,000	1.0	1.0	1.0	1.0	1.0
Program Specialis 3	70,000	1.0	1.0	1.0	1.0	1.0
Total FTEs		3.0	3.0	3.0	3.0	3.0

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: 1028 2S HB	Title: Crime victims & witnesses	Agency: 235-Department of Labor and Industries
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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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: Shana J Snellgrove	Phone: 360-902-6408	Date: 02/28/2023
Agency Approval: Trent Howard	Phone: 360-902-6698	Date: 02/28/2023
OFM Review: Anna Minor	Phone: (360) 790-2951	Date: 02/28/2023

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.

This bill does several things related to supporting crime victims and witnesses by promoting victim-centered, trauma-informed responses in the legal system.

The bill sections that impacted Chapter 7.68 RCW and L&I's Crime Victims Compensation Program in SHB 1028 have been removed in 2SHB 1028. Because of this, there is no longer fiscal impact to L&I.

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.

None.

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

Bill Number: 1028 2S HB	Title: Crime victims & witnesses	Agency: 307-Department of Children, Youth, and Families
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

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

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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: Joseph Piper	Phone: 360-915-4627	Date: 03/02/2023
Agency Approval: James Smith	Phone: 360-764-9492	Date: 03/02/2023
OFM Review: Cynthia Hollimon	Phone: (360) 810-1979	Date: 03/02/2023

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.

Comparison of 1028 SHB to 1028 2SHB:

Removes all sections related to Department of Children, Youth, and Families (DCYF) funding receiving center programs for commercially sexually exploited children.

1028 2SHB

This bill provides support to crime victims and witnesses by promoting victim-centered, trauma-informed responses in the legal system.

Section 7 Amends RCW 9A.04.080 by extending the statute of limitations for sex offenses that applies to suspect identification from DNA testing or photograph from two to four years.

Section 10 States that if specific funding for the Act is not provided by June 30, 2023, this act is null and void.

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.

Indeterminate Fiscal Impact.

Section 7

DCYF has no data concerning the length of time between the commission or discovery of offenses and the commencing of prosecution, and, therefore, cannot reliably predict bed impacts resulting from the bill. However, with the bill increasing the statute of limitations for sex offenses, there is the possibility that more sex offenses may be prosecuted, resulting in more convictions, which would increase the need for jail beds, prison beds. Local detention, and juvenile rehabilitation beds.

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

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: 1028 2S HB	Title: Crime victims & witnesses	Agency: 310-Department of Corrections
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

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

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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: John Ching	Phone: (360) 725-8428	Date: 03/02/2023
Agency Approval: Ronell Witt	Phone: (360) 725-8428	Date: 03/02/2023
OFM Review: Cynthia Hollimon	Phone: (360) 810-1979	Date: 03/02/2023

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.

Second substitute HB 1028 differs from previous versions by extending the statute of limitations for sex offenses that applies to suspect identification from DNA testing or photograph from two to four years. It adds an effective date for a section and an expiration date for the bill.

Section 7(3) amends RCW 9A.04.080 by extending the statute of limitations for sex offenses defined in RCW 9.94A.030 that applies to suspect identification from deoxyribonucleic acid (DNA) testing or photograph from two to four years.

New section 9 states that section 4 of this act takes effect July 1, 2024.

New section 10 states that if specific funding for the act is not provided by June 30, 2023, this act is null and void.

Effective date for other sections is assumed to be 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.

The fiscal impact of this bill is indeterminate, assumed to be less than \$50,000 per Fiscal Year (FY).

The Caseload Forecast Council has no data concerning the length of time between the commission or discovery of offenses and the commencing of prosecution, and, therefore, cannot reliably predict bed impacts resulting from the bill. However, with the bill increasing the statute of limitations for sex offenses, there is the possibility that more sex offenses may be prosecuted, resulting in more convictions, which would increase the need for jail beds, prison beds. Local detention, and JR beds.

DOC assumes this bill would likely result in an Average Daily Population (ADP) increase, although the impact cannot be reliably estimated. Therefore, the fiscal impact is indeterminate, assumed to be less than \$50,000 per FY.

We assume additional impacts will result when ADP caseload changes in either prison or community, and resources will be necessary. The DOC will “true up” our fiscal impact in subsequent budget submittals should the legislation be enacted into session law.

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

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: 1028 2S HB	Title: Crime victims & witnesses	Agency: 360-University of Washington
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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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: Charlotte Shannon	Phone: 2066858868	Date: 02/28/2023
Agency Approval: Charlotte Shannon	Phone: 2066858868	Date: 02/28/2023
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 03/02/2023

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.

2SHB 1028 relates to supporting crime victims and witnesses by promoting victim-centered, trauma-informed responses in the legal system.

Compared to the underlying bill, the 2S HB 1028 does the following:

Strikes Sections 1-4.
Strikes Sections 11-12.
Adds new Section 7.
Strikes section 14-17
Adds a null and void clause.

FISCAL IMPACTS OF CHANGES TO THE SECOND SUBSTITUTE BILL:

Given this version of bill strikes the sections that had a fiscal impact on the University of Washington Police Department, and the University of Washington (UW) as a whole, the UW assumes no fiscal impacts for 2S HB 1028, and is therefore submitting a no impact fiscal note. Other sections could require participation by UWPD, but would be aligned with other training activities and participation and would be absorbed within existing resources.

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

Bill Number: 1028 2S HB	Title: Crime victims & witnesses	Agency: 365-Washington State University
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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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: Emily Green	Phone: 5093359681	Date: 03/01/2023
Agency Approval: Chris Jones	Phone: 509-335-9682	Date: 03/01/2023
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 03/02/2023

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.

2S HB 1028 - Crimes Victim/Witnesses relates to supporting victims and witnesses by promoting victim-centered, trauma-informed responses in the legal system.

This bill establishes a sexual assault forensic examination best practices advisory group within the office of the attorney general.

This bill would not fiscally impact Washington State University.

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

Bill Number: 1028 2S HB	Title: Crime victims & witnesses	Agency: 370-Eastern Washington University
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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	25,000	10,000	35,000	20,000	20,000
Total \$	25,000	10,000	35,000	20,000	20,000

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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: Keith Tyler	Phone: 509 359-2480	Date: 03/02/2023
Agency Approval: Alexandra Rosebrook	Phone: (509) 359-7364	Date: 03/02/2023
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 03/06/2023

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.

2SHB 1028 Section 4 amends RCW 43.101.276 (3) which requires all peace officers to complete the training under this section at least once every 3 years. This is the significant changes from the prior proposed house bill 1028.

2SHB 1028 supports crime victims and witnesses by promoting victim-centered, trauma-informed responses in the legal system as follows:

- New section 1 adds a section to chapter 43.10 RCW and establishes the sexual assault forensic examination best practices advisory group within the office of the Attorney General.
- New section 2 adds a section to chapter 43.101 RCW and provides that a grant program will be administered to establish a statewide resource prosecutor for sexual assault cases, subject to the availability of appropriations.
- Section 3 amends RCW 43.101.272 to provide that the commission will provide ongoing specialized, intensive, and integrative training for persons responsible for investigating sexual assault and other gender-based violence involving adult victims and the highest ranking supervisors and commanders overseeing these investigations, subject to appropriations.
- Section 4 amends RCW 43.101.276 to provide that the commission will develop peace officer training on a victim-centered, trauma-informed approach to interacting with victims and responding to calls involving gender-based violence, subject to appropriations.
- Section 5 amends RCW 43.101.278 to provide that the commission will conduct an annual case review program to identify changes to training and investigatory practices necessary to optimize outcomes in sexual assault investigations and prosecutions involving adult victims, subject to appropriations.
- New section 6 adds a section to chapter 43.101 RCW provide that the commission will, in partnership with the special resource prosecutor under section 2, develop and conduct specialized, intensive, and integrative training for persons responsible for prosecuting sexual assault cases involving adult victims, subject top appropriations.
- Section 7 amends RCW 9A.04.080, detailing statutes of limitations on offenses.
- New section 8 adds a section to chapter 70.02 RCW requires disclosure authorizations to health care providers or health care facilities regarding a forensic examination performed for the purposes of gathering evidence for a possible prosecution of a criminal offense must be valid until the end of all related criminal proceedings or a later decided upon date
- This act takes effect July 1, 2024, and is nullified if specific funding is not provided by June 30, 2023 in the omnibus appropriations act.

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.

Eastern anticipates officers would all be trained in the first year of implementation, which we are estimating at \$25,000. Eastern plans to rotate 1/3 of the officers every year through the continued training at an anticipated cost of \$10,000 each year.

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	25,000	10,000	35,000	20,000	20,000
Total \$			25,000	10,000	35,000	20,000	20,000

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	25,000	10,000	35,000	20,000	20,000
E-Goods and Other Services					
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 \$	25,000	10,000	35,000	20,000	20,000

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

Revised

Bill Number: 1028 2S HB	Title: Crime victims & witnesses	Agency: 375-Central Washington University
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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	25,000	0	25,000	25,000	0
Total \$	25,000	0	25,000	25,000	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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: Erin Sargent	Phone: 509-963-2395	Date: 03/06/2023
Agency Approval: Lisa Plesha	Phone: (509) 963-1233	Date: 03/06/2023
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 03/07/2023

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.

Section 1 establishes the sexual assault forensic examination best practices advisory group within the office of the AG, provides guidance regarding the makeup of the group, assigns duties, and establishes policies and requirements for the group.

Section 2 authorizes the group to administer a grant program for establishing a statewide resource prosecutor for sexual assault cases.

Section 3 expands the commission's training requirements to include the highest ranking supervisors and commanders, and includes those investigating sexual assaults and other gender-based violence investigations.

Section 4 requires all peace officers to complete the training once every three years.

Section 5 requires an annual case review to be conducted by the commission.

Section 6 requires the commission to develop and conduct specific training for persons responsible for prosecuting sexual assault cases.

Section 7 expands the time limit a person may be prosecuted for a sex offense from two years to four years.

Section 8 provides guidance surrounding health case authorization.

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 4 requires all peace officers to receive training once every three years. These language changes will cause an impact, especially with the continual training every three years. While it is difficult to assess the financial impact, the initial costs will be approximately \$25k to get compliant and another 25k every three years to send everyone to the training every three years.

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	25,000	0	25,000	25,000	0
Total \$			25,000	0	25,000	25,000	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	25,000		25,000	25,000	
E-Goods and Other Services					
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 \$	25,000	0	25,000	25,000	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

Revised

Bill Number: 1028 2S HB	Title: Crime victims & witnesses	Agency: 376-The Evergreen State College
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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	5,852	0	5,852	5,852	0
Total \$	5,852	0	5,852	5,852	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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: Daniel Ralph	Phone: 360-867-6500	Date: 02/28/2023
Agency Approval: Dane Apalategui	Phone: 360-867-6517	Date: 02/28/2023
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 03/02/2023

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.

HB 1028 relates to supporting crime victims and witnesses by promoting victim-centered, trauma informed responses in the legal system.

The previous sections 1 (rationale), 2 (requirements for law enforcement agencies receiving a sexual assault kit) and 3 are deleted.

New section 1 establishes the sexual assault forensic examination best practices advisory group.

New section 2 establishes the grant program for a statewide resource prosecutor.

Section 3 is the previous section 7; section 4 is the previous section 8; section 5 is the previous section 9; section 6 is the previous section 10; sections 11 and 12 are deleted; the new section 7 lists new statutes of limitation for a series of offenses.

Sections 14, 15, 16 and 17 are deleted.

Section 10 (new) states that if specific funding for this bill is not provided by June 30, 2023, the act will be null and void.

HB 1028 is a bill related to supporting crime victims and witnesses by promoting victim-centered, trauma-informed responses in the legal system.

Section 1 states that each report of sexual assault should be investigated at the local level, regardless of the status of any sexual assault kit. The legislature intends to expand efforts to improve investigations and prosecutions by requiring timely of sexual assault cases with CODIS hits, and requiring regular reporting on the status of those cases.

Section 2 (4) states that when forensic analysis of a sexual assault kit generates a hit in the combined DNA Index system, the applicable law enforcement agency shall conduct a criminal investigation of any report connected to the kit within 90 days.

Section 6 establishes the sexual assault forensic examination best practices advisory group.

Section 6 (1) establishes the membership requirements for the group.

Section 6 (2) establishes the duties of the group.

Section 7, subject to the availability of funds appropriated for this purpose, creates a grant program for establishing a statewide resource prosecutor for sexual assault cases.

Section 8, subject to the availability of funds appropriated for this purpose, establishes a Department of Commerce competitive grant program to support regional multidisciplinary community response teams engaged in seeking a just resolution to sexual assault cases.

Section 9, subject to the availability of funds appropriated for this purpose, states that the commission shall provide training for persons investigating sexual assault and the highest-ranking supervisors overseeing sexual assault and other

gender-based violence investigations.

Section 9 (4) states that the officers and highest-ranking supervisors shall complete the training within one year of being assigned.

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.

Our officers would be required to participate in training every three years. Because of our very small police force, we would be required to pay overtime to cover officers while in training sessions. Overtime is estimated at \$4,947 for each year of training. Benefits are estimated at \$905 for each year of training. We used a benefit rate of 18.30%.

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	5,852	0	5,852	5,852	0
Total \$			5,852	0	5,852	5,852	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	4,947		4,947	4,947	
B-Employee Benefits	905		905	905	
C-Professional Service Contracts					
E-Goods and Other Services					
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 \$	5,852	0	5,852	5,852	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: 1028 2S HB	Title: Crime victims & witnesses	Agency: 380-Western Washington University
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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	22,500	0	22,500	22,500	0
Total \$	22,500	0	22,500	22,500	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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: Gena Mikkelsen	Phone: 3606507412	Date: 02/28/2023
Agency Approval: Faye Gallant	Phone: 3606504762	Date: 02/28/2023
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 03/02/2023

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.

It impacts the department in manpower due to the requirements assigned to the investigation, record keeping/notifications, and training.

WWU would then need to train all officers to perform investigations since we do not have an investigator like our other higher education counterparts, to be responsible to address all the requirements/deadlines/investigation of the incident.

Additional training cost –

Fifteen officers and evidence collecting/record keeping for civilian employee.

Sec. 3. (1) Subject to the availability of amounts appropriated for this specific purpose, the commission shall provide ongoing specialized, intensive, and integrative training for persons responsible for investigating sexual assault and other gender-based violence involving adult victims, and the highest ranking supervisors and commanders overseeing sexual assault and other gender-based violence investigations. The training must be based on a victim-centered, trauma-informed approach to responding to sexual assault. Among other subjects, the training must include content on the neurobiology of trauma and trauma-informed interviewing, counseling, and investigative techniques.

(4) Officers assigned to regularly investigate sexual assault and other gender-based violence involving adult victims and the highest ranking supervisors and commanders overseeing those investigations shall complete the training within one year of being assigned.

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.

WWU does not currently have an investigator in the department unlike other counterparts in Higher Education. This would require WWUPD to meet the training requirement.

Pursuant to Section 3, additional training would be required for all officers and is reflected at \$22,500 every three years as specified in Section 4 (3) for 15 officers and 1 records person.

This cost includes \$1,500 per officer and 1 records person, for training where rooms would be provided at no cost at the Washington Training Center and potentially virtual training for records specialist.

Just to note, if WWUPD could add an investigator instead, the cost is reflected below and not above:

We would add one full time investigator starting at \$91,501 and 30% benefits starting at \$27,450.

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	22,500	0	22,500	22,500	0
Total \$			22,500	0	22,500	22,500	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					
G-Travel	22,500		22,500	22,500	
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 \$	22,500	0	22,500	22,500	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: 1028 2S HB	Title: Crime victims & witnesses	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:

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: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Preparation: David Hoeveler	Phone: (360) 970-1638	Date: 02/28/2023
Agency Approval: David Hoeveler	Phone: (360) 970-1638	Date: 02/28/2023
OFM Review: Matthew Hunter	Phone: (360) 529-7078	Date: 02/28/2023

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.

No Change from previous fiscal note.

No fiscal impact to WDFW. The proposed legislation creates an advisory board and requires training for personnel that investigate sexual assault and other gender-based violence. Currently, the required training is done every three years and is incorporated into the existing training cycle. Typically, cases involving sexual assault and gender-based violence are handled by local municipalities and is not investigated by the Department's due to the nature of its work.

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.

LOCAL GOVERNMENT FISCAL NOTE

Department of Commerce

Bill Number: 1028 2S HB

Title: Crime victims & witnesses

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

Legislation Impacts:

Cities: Police departments could incur annual training expenses totaling \$687,456.

Counties: Sheriff's offices could incur annual training expenses totaling \$230,516.

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 city and the number of county law enforcement officers that will attend each training.

Estimated revenue impacts to:

None

Estimated expenditure impacts to:

Jurisdiction	FY 2024	FY 2025	2023-25	2025-27	2027-29
City	687,456	687,456	1,374,912	1,374,912	1,374,912
County	230,516	230,516	461,032	461,032	461,032
TOTAL \$	917,972	917,972	1,835,944	1,835,944	1,835,944
GRAND TOTAL \$					5,507,832

Part III: Preparation and Approval

Fiscal Note Analyst: Kate Fernald	Phone: 564-200-3519	Date: 03/06/2023
Leg. Committee Contact: Yvonne Walker	Phone: 360-786-7841	Date: 02/27/2023
Agency Approval: Alice Zillah	Phone: 360-725-5035	Date: 03/06/2023
OFM Review: Tiffany West	Phone: (360) 890-2653	Date: 03/06/2023

Part IV: Analysis

A. SUMMARY OF BILL

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

CHANGES BETWEEN THIS VERSION AND PREVIOUS BILL VERSION:

The second substitute version of the bill:

- eliminates the provision that would have required a law enforcement agency to conduct a criminal investigation within 90 days, when forensic analysis of a sexual assault kit generated a profile resulting in a hit in the combined DNA index system.
- eliminates the additional victim services that first substitute version of the bill would have required.
- eliminates the provision that would have required an officer to transport a child to a parent or legal guardian if the law enforcement officer took a juvenile into custody and reasonably believed that the juvenile may be the victim of sexual exploitation.

SUMMARY OF CURRENT BILL:

Sec. 1 creates a new section in RCW 43.10. The sexual assault forensic examination best practices advisory group is established within the Office of the Attorney General. Its membership includes a member who is a sexual assault nurse examiner; two members who are law enforcement officers, one from a rural area and one from an urban area of the state; and one member who is a prosecuting attorney serving in a county in a rural area of the state. Nonlegislative members, except those representing an employer or organization, are entitled to be reimbursed for travel expenses in accordance with RCW 43.03.050 and 43.03.060. The advisory group must meet no less than twice annually. This section expires July 1, 2026.

Sec. 2 creates a new statewide resource prosecuting attorney for sexual assault cases if funds are appropriated. The resource prosecutor could provide technical and research assistance, training, consultations with commissions and law enforcement agencies, and gather feedback to improve outcomes of sexual assault cases.

Sec. 3 amends RCW 43.101.272 to provide that the Criminal Justice Training Commission shall develop and conduct specialized, intensive, and integrative training for persons responsible for investigating sexual assault cases involving adult victims, and other gender-based violence, subject to the availability of amounts appropriated for this specific purpose. Officers assigned to investigate sexual assault or other gender-based violence and the highest ranking supervisors and commanders overseeing those investigations shall complete the training within one year of being assigned.

Sec. 4 amends RCW 43.101.276. Subject to the availability of amounts appropriated for this specific purpose, the commission shall develop peace officer training on a victim-centered, trauma-informed approach to interacting with victims and responding to calls involving gender-based violence. All peace officers shall complete the training under this section at least once every three years. Previously, the requirement was for law enforcement agencies to host the training every year.

Sec. 6 adds a new section to RCW 43.101. Subject to the availability of amounts appropriated for this specific purpose, the Criminal Justice Training Commission shall develop and conduct specialized, intensive, and integrative training for persons responsible for prosecuting sexual assault cases involving adult victims. The training should be offered at least once per calendar year and be deployed in different locations across the state, or through some other broadly accessible means, in order to improve access to the training for prosecutors serving in small offices or rural areas.

Sec. 7 amends RCW 9A.04.080 to revise the amount of time by which criminal offenses must be prosecuted.

Sec. 8 adds a new section to RCW 70.02. A disclosure authorization to a health care provider or health care facility authorizing disclosure of information to law enforcement regarding a forensic examination performed for the purposes of gathering evidence for possible prosecution of a criminal offense must be valid until the end of all related criminal proceedings or a later event selected by the provider, facility, patient, or patient's representative, unless the patient or patient's representative requests a different expiration date or event for the disclosure authorization.

Sec. 9 adds a new section stating Section 4 of this act shall take effect July 1, 2024.

Sec. 10 adds a new section stating this act is null and void if specific funding for this act is not provided by June 30, 2023 in the omnibus appropriations act.

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.

CHANGES IN EXPENDITURE IMPACTS BETWEEN THIS VERSION AND PREVIOUS BILL VERSION:

The second substitute version of the bill eliminates the first substitute's provisions related to law enforcements' work with investigating and documenting Sexual Assault Kits (SAKs). Consequently, local government expenditure impacts are significantly reduced. Required training for local law enforcement is the only expenditure that remains in the second substitute version of the bill.

EXPENDITURE IMPACTS OF CURRENT BILL:

The second substitute version of the bill could cause city police departments to incur \$687,456, and county sheriff's offices to incur \$230,516 annually to attend the new required trainings that the legislation would establish.

ASSUMPTIONS:

According to the 2021 Crime in Washington Report from Washington Association of Sheriffs and Police Chiefs, approximately 75% of Washington's commissioned officers are in city police departments, and approximately 25% are in county sheriff's offices. Therefore, for the purposes of this fiscal note, we will assume 75% of each training is attended by city detectives and commanders, and 25% of each training is attended by county investigators and highest-ranking supervisors, per the legislation's requirements.

TRAINING:

The Criminal Justice Training Council (CJTC) anticipates offering the bill's proposed training virtually, but the training's total number of hours could vary based on course content, which is currently in development. Likewise, the number of trainings offered per year could vary based on training experts' availability. Currently, CJTC estimates a maximum of 25 detectives and 10 commanders could attend each training, and each training would require 31 hours, but those estimates are subject to change.

CITIES' LAW ENFORCEMENT TRAINING COSTS:

A total of 25 detectives may attend each training. Assuming 75% of those detectives are from the city, approximately 19 city detectives would attend each training. According to the 2022 Association of Washington Cities (AWC) Salary Survey, the mid-point hourly salary for police detectives is \$72.

A total of 10 commanders may attend each training. Assuming 75% of those commanders are from the city, approximately eight city commanders would attend each training. According to the 2022 AWC Salary Survey, the mid-point hourly salary for police commanders is \$81.

Based on the assumptions of this fiscal note, cities would incur \$687,456 in annual expenditures for the bill's proposed training costs if 75% of the training spots were filled with city detectives and commanders.

- 19 police detectives x \$72 x 31 hours of training = \$42,408
- 8 police commanders x \$81 x 31 hours of training = \$20,088
- Cities total cost per training: \$62,496.
- Cities' annual cost for 11 trainings: \$687,456 (\$62,496 cost per training x 11 trainings)

COUNTIES' LAW ENFORCEMENT TRAINING COSTS:

A total of 25 detectives may attend each training. Assuming 25% of those detectives are from the county, approximately six county detectives would attend each training. According to the 2022 ACW Salary Survey, the mid-point hourly salary

for detectives is \$72.

A total of 10 commanders or highest-ranking supervisors may attend each training. Assuming 25% of those commanders are from the county, approximately two county undersheriffs would attend each training. According to the AWC Salary Survey, the mid-point hourly salary for an undersheriff is \$122.

Based on the assumptions of this fiscal note, counties could incur \$230,516 in annual expenditures for the bill's proposed training costs if 25% of the training spots were filled with deputy sheriffs and undersheriffs.

-- 6 detectives x \$72 x 31 hours of training = \$13,392

-- 2 undersheriffs x \$122 x 31 hours of training = \$7,564

-- Counties' total cost per training: \$20,956

-- Counties' annual cost for 11 trainings: \$230,516 (\$20,956 cost per training x 11 trainings)

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.

CHANGES FROM PREVIOUS BILL VERSION:

The second substitute version of the bill would not impact local government revenue.

SUMMARY OF CURRENT BILL VERSION:

The legislation would not impact local government revenue.

SOURCES:

2022 Association of Washington Cities' Salary and Benefits Survey

Criminal Justice Training Center

Washington Association of Prosecuting Attorneys

Washington Association of Sheriffs and Police Chiefs

Washington State Patrol

Washington State Patrol Crime Laboratory Division