

# Multiple Agency Fiscal Note Summary

<b>Bill Number:</b> 1177 S HB	<b>Title:</b> Indigenous women
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## Estimated Cash Receipts

NONE

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

## Estimated Operating Expenditures

Agency Name	2023-25				2025-27				2027-29			
	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total
Office of Attorney General	7.3	2,410,000	2,410,000	2,410,000	7.8	2,548,000	2,548,000	2,548,000	7.8	2,548,000	2,548,000	2,548,000
Washington State Patrol	.0	0	0	0	.0	0	0	0	.0	0	0	0
<b>Total \$</b>	<b>7.3</b>	<b>2,410,000</b>	<b>2,410,000</b>	<b>2,410,000</b>	<b>7.8</b>	<b>2,548,000</b>	<b>2,548,000</b>	<b>2,548,000</b>	<b>7.8</b>	<b>2,548,000</b>	<b>2,548,000</b>	<b>2,548,000</b>

Agency Name	2023-25			2025-27			2027-29		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Local Gov. Courts									
Loc School dist-SPI									
Local Gov. Other	No fiscal impact								
Local Gov. Total									

## Estimated Capital Budget Expenditures

Agency Name	2023-25			2025-27			2027-29		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Office of Attorney General	.0	0	0	.0	0	0	.0	0	0
Washington State Patrol	.0	0	0	.0	0	0	.0	0	0
<b>Total \$</b>	<b>0.0</b>	<b>0</b>	<b>0</b>	<b>0.0</b>	<b>0</b>	<b>0</b>	<b>0.0</b>	<b>0</b>	<b>0</b>

Agency Name	2023-25			2025-27			2027-29		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Local Gov. Courts									
Loc School dist-SPI									
Local Gov. Other	No fiscal impact								
Local Gov. Total									

# Estimated Capital Budget Breakout

<b>Prepared by:</b> Cheri Keller, OFM	<b>Phone:</b> (360) 584-2207	<b>Date Published:</b> Final 3/21/2023
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# Individual State Agency Fiscal Note

<b>Bill Number:</b> 1177 S HB	<b>Title:</b> Indigenous women	<b>Agency:</b> 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	6.8	7.8	7.3	7.8	7.8
<b>Account</b>					
General Fund-State 001-1	1,136,000	1,274,000	2,410,000	2,548,000	2,548,000
<b>Total \$</b>	1,136,000	1,274,000	2,410,000	2,548,000	2,548,000

### 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: Ryan Giannini	Phone: 3607867285	Date: 03/15/2023
Agency Preparation: Chad Standifer	Phone: 3605863650	Date: 03/21/2023
Agency Approval: Edd Giger	Phone: 360-586-2104	Date: 03/21/2023
OFM Review: Cheri Keller	Phone: (360) 584-2207	Date: 03/21/2023

## 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: Findings.

Section 2: Subject to appropriations, the Attorney General's Office (AGO) will establish a Missing and Murdered Indigenous Women and People Cold Case Investigations Unit to assist law enforcement with solving cold cases involving missing and murdered indigenous women and people. The unit may offer assistance to the law enforcement agency with primary jurisdiction over a case. The unit shall not investigate unless requested to do so by the law enforcement agency with primary jurisdiction over the case. Assistance should be prioritized to jurisdictions with insufficient resources to investigate cold cases. The unit must include an advocate or case navigator. Savings clause for existing Attorney General (AG) authority to investigate and prosecute crimes.

### 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) Criminal Litigation Division (CRI) 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:

This bill is assumed effective 90 days after the end of the 2023 legislative session.

Location of staffing housed 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 Criminal Litigation Division (CRI) Legal Services:

AGO CRI activities are funded with General Fund-State dollars. There is no appropriate client agency to bill for legal services.

CRI will incur fiscal impact based on the enactment of this bill. Section 2 of the bill requires the AGO to establish and staff a missing and murdered indigenous women and people cold case investigative assistance unit. The proposed unit is the product of a recommendation from the legislatively created Missing and Murdered Indigenous Women Task Force. CRI assumptions are based upon an estimate of approximately 100 active cold case homicide and missing persons cases in Washington involving indigenous persons. This bill requires the consent of the police agency with jurisdiction for the AGO to participate in the investigation of the missing person or cold case homicide, so not all of the approximately 100 will come to the AGO. Investigations would be distributed between four Senior Investigators (INV), supported by an AAG, one Victim

Advocate Case Navigator (VA), and a LA.

The AAG would be available to prosecute cases upon request of a county prosecuting attorney or the Governor as allowed by RCW 43.10.232, but it is estimated that any investigations that result in criminal charges would be prosecuted by the county prosecutors unless AGO assistance was requested. CRI assumes that the AAG would prosecute 0-2 cases per year given the primary jurisdiction of the county prosecutor and the difficulty in solving cold homicide cases.

CRI assumes that the resources identified in this fiscal note would continue for each FY. Should these resources prove insufficient, additional resources can be requested in future FY.

CRI assumes that FY2024 will require: 1.0 AAG FTE for researching legal issues (search and seizure, admissibility of confessions/evidence, statutes of limitation, jurisdictional issues, sentencing, etc.), liaison and consult with county prosecuting attorneys' offices and federal/local/tribal law enforcement agencies, meeting with and consulting with tribal leaders and tribal law enforcement agencies, reviewing cold cases with investigators and provide consultation, meeting w/ family members of missing or murdered indigenous persons, coordinating necessary training for the unit, participating in outreach efforts with tribal communities and law enforcement agencies, including federal law enforcement, reviewing cases for criminal charges upon request of a county prosecuting attorney or the Governor, prosecuting cases charged by the AGO or accepted by the AGO at the request of a county prosecutor, witness interviews, hearings, motions, trials, and appeals; 4.0 INV for investigating or assist in investigating cold cases of missing or murdered indigenous persons upon request of a law enforcement agency, organizing cold case investigative files, reviewing cold case files for new evidentiary leads, making recommendations for additional forensic examination of evidence, drafting search warrants, identifying and locating witnesses, interviewing witnesses, participating in outreach efforts with tribal communities and law enforcement agencies, including federal law enforcement, liaison/consult with federal/local/tribal law enforcement agencies, liaison/consult with Washington State Patrol Missing and Unidentified Persons Unit (MUPU) and Washington State Patrol Crime Lab, and meeting with family members of missing and murdered indigenous persons; 1.0 VA for providing informational assistance and support to families of missing and murdered indigenous persons, connecting families of missing and murdered indigenous persons with community and state resources, and attending meetings with families of missing and murdered indigenous persons; 0.5 LA for providing administrative and litigation support for the unit, scheduling interviews and meetings, calendar events/hearings, making travel arrangements for attorneys/investigators, processing travel reimbursements, processing invoices and vouchers, drafting and facilitating execution of contracts with experts, formatting, proofing, and sending correspondence, storing, organizing, tracking, and sending discovery, proofreading pleadings, formatting and filing pleadings, preparing investigative/discovery/trial notebooks. \$100,000 total will also be required for direct costs to include Expert Witnesses at \$50,000 per fiscal year. Some cases will require no paid expert consultation, while other cases will require the use of experts (pathologists, medical experts, audio/video experts, DNA experts, etc.). Investigative/Litigation Travel will be required at \$25,000 per FY. AAG/INV/VA Travel will be required for: meetings with law enforcement; meetings with medical examiner/doctors; meetings with family of deceased or missing persons; interviewing witnesses; and court appearances. Data storage costs for video evidence (police body-worn camera video, police dash camera video, cell phone video, doorbell video, store security camera video, etc.) and Everlaw costs are assumed to be \$25,000 combined per FY.

FY 2025 and each FY thereafter requirements are the same as FY 2024 with the addition of 1.0 VA.

CRI total FTE workload impact for Seattle rate:

FY 2024: \$1,136,000 for 1.0 AAG, 4.0 INV, 0.50 LA, 1.0 VA, which includes direct litigation costs of \$100,000.

FY 2025, and each FY thereafter: \$1,274,000 for 1.0 AAG, 4.0 INV, 0.50 LA, 2.0 VA, which includes direct litigation costs of \$100,000.

2. The AGO Administrative Division (ADM) has reviewed this bill and determined it will not significantly increase or decrease the division's workload. New legal services are nominal and costs are not included in this request.

## 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	1,136,000	1,274,000	2,410,000	2,548,000	2,548,000
<b>Total \$</b>			1,136,000	1,274,000	2,410,000	2,548,000	2,548,000

### III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years	6.8	7.8	7.3	7.8	7.8
A-Salaries and Wages	671,000	767,000	1,438,000	1,534,000	1,534,000
B-Employee Benefits	214,000	243,000	457,000	486,000	486,000
C-Professional Service Contracts	100,000	100,000	200,000	200,000	200,000
E-Goods and Other Services	118,000	131,000	249,000	262,000	262,000
G-Travel	33,000	33,000	66,000	66,000	66,000
<b>Total \$</b>	1,136,000	1,274,000	2,410,000	2,548,000	2,548,000

### 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
Assistant Attorney General-Seattle	124,635	1.0	1.0	1.0	1.0	1.0
Legal Assistant 3-Seattle	67,044	0.5	0.5	0.5	0.5	0.5
Management Analyst 5	91,524	0.3	0.3	0.3	0.3	0.3
Paralegal 2	71,520					
Senior Investigator-Seattle	98,532	4.0	4.0	4.0	4.0	4.0
Victim Advocate	96,101	1.0	2.0	1.5	2.0	2.0
<b>Total FTEs</b>		6.8	7.8	7.3	7.8	7.8

### III. D - Expenditures By Program (optional)

Program	FY 2024	FY 2025	2023-25	2025-27	2027-29
Criminal Litigation Division (CRI)	1,136,000	1,274,000	2,410,000	2,548,000	2,548,000
<b>Total \$</b>	1,136,000	1,274,000	2,410,000	2,548,000	2,548,000

## 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

<b>Bill Number:</b> 1177 S HB	<b>Title:</b> Indigenous women	<b>Agency:</b> 225-Washington State Patrol
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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: Ryan Giannini	Phone: 3607867285	Date: 03/15/2023
Agency Preparation: Shawn Eckhart	Phone: 360-596-4083	Date: 03/20/2023
Agency Approval: Mario Buono	Phone: (360) 596-4046	Date: 03/20/2023
OFM Review: Tiffany West	Phone: (360) 890-2653	Date: 03/20/2023

## 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 is no fiscal impact to the Washington State Patrol (WSP) from this legislation. The substitute version does not change that conclusion.

This bill creates a cold case investigations unit within the Office of the Attorney General for the purpose of assisting federal, municipal, county, and tribal law enforcement agencies to solve cold cases involving missing and murdered indigenous women and people. The substitute bill modifies the proposed conditions and responsibilities of the unit.

The substitute bill references in Section 1 (Findings) that the WSP has dedicated time and resources towards working with families of missing and murdered indigenous women and people to build trust and engagement, but this legislation otherwise does not obligate the agency to do anything more.

### 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.*

This legislation does not obligate the WSP to do anything.

## 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:** 1177 S HB

**Title:** Indigenous women

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

## Legislation Impacts:

- Cities:  
 Counties:  
 Special Districts:  
 Specific jurisdictions only:  
 Variance occurs due to:

## Part II: Estimates

- No fiscal impacts.  
 Expenditures represent one-time costs:  
 Legislation provides local option:  
 Key variables cannot be estimated with certainty at this time:

### Estimated revenue impacts to:

None

### Estimated expenditure impacts to:

None

## Part III: Preparation and Approval

Fiscal Note Analyst: Kate Fernald	Phone: 564-200-3519	Date: 03/16/2023
Leg. Committee Contact: Ryan Giannini	Phone: 3607867285	Date: 03/15/2023
Agency Approval: Alice Zillah	Phone: 360-725-5035	Date: 03/16/2023
OFM Review: Cheri Keller	Phone: (360) 584-2207	Date: 03/16/2023

## **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 substitute version of the bill would allow the new cold case unit in the Attorney General's office to proactively offer assistance to law enforcement agencies, but the unit would not be allowed to investigate or assist with a criminal investigation except at the request of the law enforcement agency, in which case the assistance would be limited to the content of such a request.

The substitute version of the bill does not change the fact that this bill has no fiscal impacts for local governments.

#### **SUMMARY OF CURRENT BILL:**

Sec. 2 creates a new section in RCW 43.10. Subject to the availability of amounts appropriated for this specific purpose, a cold case investigations unit is created within the Office of the Attorney General to assist federal, municipal, county, and tribal law enforcement agencies to solve cold cases involving missing and murdered indigenous women and people. The cold case investigations unit shall prioritize assistance to jurisdictions that do not have sufficient resources to investigate cold cases.

### **B. SUMMARY OF EXPENDITURE IMPACTS**

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

The legislation would have no expenditure impacts for local governments. The Office of the Attorney General's cold case investigations unit would assist municipal and county law enforcement agencies with cases involving missing and murdered indigenous women and people. This assistance would not create costs for local governments.

### **C. SUMMARY OF REVENUE IMPACTS**

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

The legislation would have no revenue impacts for local governments.

#### **SOURCES:**

Washington Association of Sheriffs and Police Chiefs