

Multiple Agency Fiscal Note Summary

Bill Number: 6081 SB	Title: Consumer contracts
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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 Attorney General	2.4	787,000	787,000	787,000	3.7	1,235,000	1,235,000	1,235,000	.0	0	0	0
Total \$	2.4	787,000	787,000	787,000	3.7	1,235,000	1,235,000	1,235,000	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 Expenditures

Agency Name	2023-25			2025-27			2027-29		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Administrative Office of the Courts	.0	0	0	.0	0	0	.0	0	0
Office of Attorney General	.0	0	0	.0	0	0	.0	0	0
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: Val Terre, OFM	Phone: (360) 280-3973	Date Published: Final 1/22/2024
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Judicial Impact Fiscal Note

Bill Number: 6081 SB	Title: Consumer contracts	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: Madeline Ralstin	Phone: 360-786-7356	Date: 01/10/2024
Agency Preparation: Angie Wirkkala	Phone: 360-704-5528	Date: 01/17/2024
Agency Approval: Chris Stanley	Phone: 360-357-2406	Date: 01/17/2024
OFM Review: Gaius Horton	Phone: (360) 819-3112	Date: 01/17/2024

190,314.00

Request # 075-1

Part II: Narrative Explanation

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

The bill would add a section to Consumer Protection Act (Chapter 19.86 RCW) requiring, with limited exceptions, that consumer contracts be written in plain language

II. B - Cash Receipts Impact

None

II. C - Expenditures

The bill would not have any fiscal impact to the Administrative Office of the Courts and may only have minimal court impact if there is an increase in filings.

Part III: Expenditure Detail

III. A - Expenditure By Object or Purpose (State)

NONE

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

NONE

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

NONE

III. D - FTE Detail

NONE

III. E - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B1 - Expenditures by Object Or Purpose (State)

NONE

IV. B2 - Expenditures by Object Or Purpose (County)

NONE

IV. B3 - Expenditures by Object Or Purpose (City)

NONE

IV. C - Capital Budget Breakout

Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.

NONE

None

190,314.00

Form FN (Rev 1/00)

Individual State Agency Fiscal Note

Bill Number: 6081 SB	Title: Consumer contracts	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	0.0	4.7	2.4	3.7	0.0
Account					
General Fund-State 001-1	0	787,000	787,000	1,235,000	0
Total \$	0	787,000	787,000	1,235,000	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: Madeline Ralstin	Phone: 360-786-7356	Date: 01/10/2024
Agency Preparation: Cassandra Jones	Phone: 360-709-6028	Date: 01/16/2024
Agency Approval: Edd Giger	Phone: 360-586-2104	Date: 01/16/2024
OFM Review: Val Terre	Phone: (360) 280-3973	Date: 01/17/2024

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 - New section added to chapter 19.86 RCW. Requires a consumer contract, with certain exceptions, be written in plain language and be appropriately divided and captioned by its various sections and specifies that a violation of this requirement constitutes an unfair or deceptive act or practice under the chapter. Allows a court reviewing a consumer contract to reform or limit a provision to avoid an unfair result if certain findings are made. Establishes a defense in any proceeding in which civil penalties are claimed for a party that made good faith and reasonable efforts to comply. Establishes conditions for assessing attorneys' fees and costs of investigation. Provides the section does not affect consumer contracts executed before the effective date of the section and addresses renewed contracts. Includes definitions.

This bill is assumed effective 90 days after the end of the 2024 legislative session.

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.

General Fund-State (GF-S) Account 001-1: Attorney General's Office (AGO Consumer Protection Division (CPR) 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 2024 legislative session.

Location of staffing is assumed to be in a King County 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 FTE (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 Paralegal 1 FTE (PL1) and 0.4 MA.

1. Assumptions for the AGO Consumer Protection Division (CPR) Legal Services:

FY 2025: AAG duties will include investigating potential violations, drawing conclusions from investigations, drafting Civil Investigative Demands (CID), discovery requests, take investigative depositions, and retain expert witnesses and work with them to develop testimony. PL1 and Paralegal 2 (PL2) duties will include managing documents, drafting CID, discovery requests, and managing responses. Senior Investigator (INV) duties will include interviewing witnesses, reviewing investigative records, and attending to other investigative tasks as assigned.

FY 2026: AAG duties will include investigating potential violations, drawing conclusions from investigations, drafting CID, discovery requests, retain expert witnesses and work with them to develop testimony, litigate cases, and negotiate

settlements. PL1 and PL2 duties will include managing documents, drafting CID, discovery requests, and managing responses. INV duties will include interviewing witnesses, reviewing investigative records, and attending to other investigative tasks as assigned.

FY 2027: AAG duties will include investigating potential violations, drawing conclusions from investigations, drafting CID, discovery requests, litigate cases, and negotiate settlements. PL1 and PL2 duties will include managing documents, drafting CID, discovery requests, and managing responses.

AGO Consumer Protection Division (CPR) activities are funded with General Fund-State dollars. There is no appropriate client agency to bill for legal services. CPR enforces the Consumer Protection Act with respect to conduct that is made unlawful under RCW 19.86.020, which broadly prohibits unfair or deceptive acts or practices in trade or commerce. CPR focus is on representations and failures to disclose terms and conditions.

CPR: Total King County workload impact:

FY 2025: \$787,000 for 2.0 AAG, 0.5 INV, 0.5 PL2 and 1.0 PL1, which includes direct litigation costs of \$26,000

FY 2026: \$838,000 for 2.0 AAG, 0.3 INV, 1.0 PL2 and 1.0 PL1, which includes direct litigation costs of \$52,000

FY 2027: \$397,000 for 1.0 AAG, 0.5 PL2 and 0.5 PL1, which includes direct litigation costs of \$25,000

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	0	787,000	787,000	1,235,000	0
Total \$			0	787,000	787,000	1,235,000	0

III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years		4.7	2.4	3.7	
A-Salaries and Wages		518,000	518,000	784,000	
B-Employee Benefits		157,000	157,000	240,000	
C-Professional Service Contracts		10,000	10,000	35,000	
E-Goods and Other Services		95,000	95,000	165,000	
G-Travel		7,000	7,000	11,000	
Total \$	0	787,000	787,000	1,235,000	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
Assistant Attorney General-Seattle	135,555		2.0	1.0	1.5	
Management Analyst 5	95,184		0.7	0.4	0.6	
Paralegal 1-Seattle	72,528		1.0	0.5	0.8	
Paralegal 2-Seattle	79,992		0.5	0.3	0.8	
Senior Investigator-Seattle	105,012		0.5	0.3	0.2	
Total FTEs			4.7	2.4	3.7	0.0

III. D - Expenditures By Program (optional)

Program	FY 2024	FY 2025	2023-25	2025-27	2027-29
Consumer Protection Division (CPR)		787,000	787,000	1,235,000	
Total \$		787,000	787,000	1,235,000	

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.