

Multiple Agency Fiscal Note Summary

Bill Number: 6210 SB	Title: Unlawful detainer actions
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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	Non-zero but indeterminate cost and/or savings. Please see discussion.					
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 Civil Legal Aid	Fiscal note not available											
Department of Commerce	.8	5,250,000	5,250,000	5,250,000	.0	0	0	0	.0	0	0	0
Total \$	0.8	5,250,000	5,250,000	5,250,000	0.0	0	0	0	0.0	0	0	0

Agency Name	2023-25			2025-27			2027-29		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Local Gov. Courts	No fiscal impact								
Loc School dist-SPI									
Local Gov. Other	Non-zero but indeterminate cost and/or savings. Please see discussion.								
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 Civil Legal Aid	Fiscal note not available								
Department of Commerce	.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	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Local Gov. Total									

Estimated Capital Budget Breakout

Prepared by: Gaius Horton, OFM	Phone: (360) 819-3112	Date Published: Preliminary 1/23/2024
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Judicial Impact Fiscal Note

Bill Number: 6210 SB	Title: Unlawful detainer actions	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: Samantha Doyle	Phone: 360-786-7335	Date: 01/15/2024
Agency Preparation: Angie Wirkkala	Phone: 360-704-5528	Date: 01/23/2024
Agency Approval: Chris Stanley	Phone: 360-357-2406	Date: 01/23/2024
OFM Review: Gaius Horton	Phone: (360) 819-3112	Date: 01/23/2024

191,608.00

Request # 091-1

Part II: Narrative Explanation

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

This bill would amend Chapters 59.12 (Forcible Entry and Forcible and Unlawful Detainer) and 59.18 RCW (Unlawful Entry and Detainer) to permit superior courts, with the approval of their county’s legislative authority, to appoint one or more attorneys to act as commissioners in unlawful detainer actions.

II. B - Cash Receipts Impact

None

II. C - Expenditures

The bill would have no fiscal impact to the Administrative Office of the Courts. It is permissive allowing the superior court in each county to appoint commissioners. It only has impact on superior courts if a county appoints a commissioner.

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

Individual State Agency Fiscal Note

Bill Number: 6210 SB	Title: Unlawful detainer actions	Agency: 103-Department of Commerce
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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	1.5	0.8	0.0	0.0
Account					
General Fund-State 001-1	0	5,250,000	5,250,000	0	0
Total \$	0	5,250,000	5,250,000	0	0

Estimated Capital Budget Impact:

NONE

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.

Check applicable boxes and follow corresponding instructions:

- ☒ If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.
- ☐ If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- ☐ Capital budget impact, complete Part IV.
- ☐ Requires new rule making, complete Part V.

Legislative Contact: Samantha Doyle	Phone: 360-786-7335	Date: 01/15/2024
Agency Preparation: Bret Skipworth	Phone: 360-725-3042	Date: 01/18/2024
Agency Approval: Bret Skipworth	Phone: 360-725-3042	Date: 01/18/2024
OFM Review: Cheri Keller	Phone: (360) 584-2207	Date: 01/19/2024

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.

Sec 6 creates a new grant program at Commerce and directs those grants to counties with populations greater than 527,000. Those grants are to be used to fund commissioners who will support judges at district or superior courts to process backlogs of unlawful detainer proceedings (including evictions).

Commerce is required to collaborate with the Office of Civil Legal Aid on development and implementation of the grants.

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.

Sec. 6 provides an appropriation of \$5,250,000 in Fiscal Year 2025 for the Department of Commerce to administer a new grant program to assist eligible counties with populations over 527,000.

Commerce anticipates the needs of the following FTE to administer the new grant program:

- Commerce Specialist 3 - 1 FTE
- WMS Band 2 - 0.2 FTE
- Commerce Specialist 2 - 0.3 FTE

The total administration costs are estimated to be \$261,779, which includes salary and benefits, goods and services, travel, capital outlays, and Intra-agency reimbursements.

Commerce estimates that, of the total appropriation provided in this section, \$4,988,221 will be awarded to eligible counties after the anticipated administrative costs are subtracted.

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	5,250,000	5,250,000	0	0
Total \$			0	5,250,000	5,250,000	0	0

III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years		1.5	0.8		
A-Salaries and Wages		131,701	131,701		
B-Employee Benefits		47,507	47,507		
C-Professional Service Contracts					
E-Goods and Other Services		15,612	15,612		
G-Travel		3,000	3,000		
J-Capital Outlays		5,000	5,000		
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services		4,988,221	4,988,221		
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements		58,959	58,959		
9-					
Total \$	0	5,250,000	5,250,000	0	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
Commerce Specialist 2	72,924		0.3	0.2		
Commerce Specialist 3	84,518		1.0	0.5		
WMS Band 2	126,529		0.2	0.1		
Total FTEs			1.5	0.8		0.0

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.

LOCAL GOVERNMENT FISCAL NOTE

Department of Commerce

Bill Number: 6210 SB

Title: Unlawful detainer actions

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

Legislation Impacts:

- ☐ Cities:
- ☒ Counties: Costs for new court commissioner positions; potential revenue from grants; costs to apply for grants
- ☐ Special Districts:
- ☐ Specific jurisdictions only:
- ☐ Variance occurs due to:

Part II: Estimates

- ☐ No fiscal impacts.
- ☐ Expenditures represent one-time costs:
- ☒ Legislation provides local option: Counties may approve the creation of court commissioner positions
- ☒ Key variables cannot be estimated with certainty at this time: Grant costs and funds will vary by jurisdiction

Estimated revenue impacts to:

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

Estimated expenditure impacts to:

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

Part III: Preparation and Approval

Fiscal Note Analyst: Alice Zillah	Phone: 360-725-5035	Date: 01/19/2024
Leg. Committee Contact: Samantha Doyle	Phone: 360-786-7335	Date: 01/15/2024
Agency Approval: Allan Johnson	Phone: 360-725-5033	Date: 01/19/2024
OFM Review: Gaius Horton	Phone: (360) 819-3112	Date: 01/22/2024

Part IV: Analysis

A. SUMMARY OF BILL

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

Sec. 2 amends RCW 59.12.050. In each county, the superior court may appoint one or more attorneys to act as commissioners. The county legislative authority must approve the creation of court commissioner positions pursuant to this chapter.

Sec. 6 creates a new section. \$5,250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant program to be administered by the Department of Commerce in collaboration with the Office of Civil Legal Aid to assist eligible counties in funding commissioner positions created under RCW 59.12.050 and 59.18.050. Counties with populations greater than 527,000, according to 2023 estimates prepared by the Office of Financial Management, are eligible to apply. No county with a population under 2,000,000 may receive more than \$750,000.

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 indeterminate impacts for counties.

The bill would allow county superior courts to appoint one or more attorneys to act as commissioners, if the county legislative authority approved the creation of new positions. Counties creating new commissioner positions would see costs associated with funding those positions.

The eight counties eligible to apply for the new grant program could see indeterminate costs as a result of the legislation. Counties that choose to apply would see costs associated with the grant application process, including staff time, legal review, and approval by the county commission. Counties receiving grants would also see costs to fund the new commissioner positions created.

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 indeterminate revenue impacts for counties.

The bill directs that \$5,250,000 be made available for a grant program to assist eligible counties in funding commissioner positions. Counties with populations greater than 527,000, according to 2023 estimates prepared by the Office of Financial Management, are eligible to apply. Clark County, King County, Kitsap County, Pierce County, Snohomish County, Spokane County, Thurston County, and Yakima County have populations greater than this threshold and would be eligible to apply.

No county with a population under 2,000,000 may receive more than \$750,000. King County is the only county with more than 2,000,000 people, and could therefore potentially receive more than \$750,000.

It is not possible to predict which counties will apply, which counties will be awarded grants, and how much the grants will total. Therefore the impacts are indeterminate.