# **Multiple Agency Fiscal Note Summary**

Bill Number: 1800 HB	Title: Graffiti	
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# **Estimated Cash Receipts**

NONE

Agency Name	2023	3-25	2025	-27	2027-29	
	GF- State	Total	GF- State	Total	GF- State	Total
Local Gov. Total						
Local Gov. Courts	No fiscal impac	t				
Loc School dist-SPI						
Local Gov. Other						

# **Estimated Operating Expenditures**

Agency Name		2	023-25			2	025-27				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 State Treasurer	.0	0	0	0	.0	0	0	0	.0	0	0	0
Caseload Forecast Council	.0	0	0	0	.0	0	0	0	.0	0	0	0
Department of Transportation	Non-zer	ro but indeterm	ninate cost and/	or savings. Ple	ease see	discussion.						
State Parks and Recreation Commission	.0	0	0	0	.0	0	0	0	.0	0	0	0
Total \$	0.0	0	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 fis	cal impact							
Loc School dist-SPI									
Local Gov. Other	Non-z	ero but indeterm	inate cost and	d/or savi	ings. Please see	e 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 State Treasurer	.0	0	0	.0	0	0	.0	0	0
Caseload Forecast Council	.0	0	0	.0	0	0	.0	0	0
Department of Transportation	.0	0	0	.0	0	0	.0	0	0
State Parks and Recreation Commission	.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 fis	cal impact								
Loc School dist-SPI										
Local Gov. Other	Non-z	ero but indeterm	inate cost and	l/or savi	ngs. Please see	e discussion.				
Local Gov. Total										

# **Estimated Capital Budget Breakout**

Prepared by: Danya Clevenger, OFM	Phone:	Date Published:
	(360) 688-6413	Final 1/26/2024

# **Judicial Impact Fiscal Note**

Bill Number: 1800 HB	Title:	Graffiti	Agency:	055-Administrative Office of
				the Courts
Part I: Estimates				
X No Fiscal Impact				
<b>Estimated Cash Receipts</b>	to:			
NONE				
Estimated Expenditures 1	from:			
NONE				
Estimated Capital Budget	Impact:			
NONE				
subject to the provisions of	CRCW 43.135.060.	ge represent the most likely fiscal impa	act. Responsibility for expend	itures may be
		or fiscal year in the current bienniu	m or in subsequent biennia	a, complete entire fiscal note fo
Parts I-V. If fiscal impact is les	ss than \$50,000 per fi	iscal year in the current biennium	or in subsequent biennia. c	omplete this page only (Part I).
	act, complete Part IV.	-	1	
Legislative Contact Lei	na Langer		Phone: 360-786-7192	Date: 01/17/2024
Agency Preparation: An	-		Phone: 360-704-5528	Date: 01/24/2024
	ris Stanley		Phone: 360-357-2406	Date: 01/24/2024
	ius Horton		Phone: (360) 819-3112	Date: 01/25/2024

 191,502.00
 Request # 109-1

 Form FN (Rev 1/00)
 1

 Bill # 1800 HB

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

The bill would permit a court to order community restitution in addition to other penalties or in lieu of incarceration when an offender is convicted of malicious mischief in the third degree or criminal street gang tagging and graffiti on state property.

#### II. B - Cash Receipts Impact

None

#### II. C - Expenditures

The bill would have no fiscal impact to the Administrative Office of the Courts and could have some, but limited court impact for potentially longer hearings needed in some of these cases.

### 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

191,502.00 Request # 109-1 Form FN (Rev 1/00) 2 Bill # 1800 HB

		_	
Bill Number: 1800 HB	Title: Graffiti		Agency: 090-Office of State Treasurer
Part I: Estimates	•		
X No Fiscal Impact			
Estimated Cash Receipts to:			
NONE			
Estimated Operating Expenditu NONE	ires from:		
Estimated Capital Budget Impa	ct:		
NONE			
The cash receipts and expenditure and alternate ranges (if appropria		ost likely fiscal impact. Factors	impacting the precision of these estimates,
Check applicable boxes and fol	llow corresponding instructions:		
If fiscal impact is greater the form Parts I-V.	an \$50,000 per fiscal year in the cur	rrent biennium or in subsequ	ent biennia, complete entire fiscal note
If fiscal impact is less than	\$50,000 per fiscal year in the curre	nt biennium or in subsequent	biennia, complete this page only (Part I)
Capital budget impact, con	aplete Part IV.		
Requires new rule making,	complete Part V.		
Legislative Contact: Lena L	anger	Phone: 360-78	6-7192 Date: 01/17/2024
Agency Preparation: Mandy	Kaplan	Phone: (360) 9	02-8977 Date: 01/24/2024
Agency Approval: Dan M	ason	Phone: (360) 9	02-8990 Date: 01/24/2024
OFM Review: Amy H	latfield	Phone: (360) 2	80-7584 Date: 01/24/2024

#### 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 1800 relates to criminal penalties and restitution for graffiti.

Under sections 4(2)(b) and 4(2)(c), restitution payments shall be forwarded to the state treasurer. The restitution payments will be deposited into the appropriate agency and funds / accounts based on the office of the state treasurer (OST) conversing with the department of corrections, department of ecology, and the Washington association of sheriffs and police chiefs. There is some de-minimis administrative and technical work for OST that can be completed within current practices and resources. Therefore, no fiscal impact.

#### 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.

Bill Number: 1800 HB	Title	e: Graffiti	A		101-Caseload Forecast Council
Part I: Estimates			·		
X No Fiscal Impact					
Estimated Cash Receipts to	o:				
NONE					
<b>Estimated Operating Expo</b> NONE	enditures fron	1:			
Estimated Capital Budget	Impact:				
NONE					
		s on this page represent the most likely fi	iscal impact. Factors imp	acting th	he precision of these estimates,
and alternate ranges (if app Check applicable boxes a		•			
If fiscal impact is great		00 per fiscal year in the current bien	nium or in subsequent	biennia.	, complete entire fiscal note
form Parts I-V.	41 \$50,000	° 1 ' 1 ' 1 ' 1 ' - '-			1 4 d '
		per fiscal year in the current bienniu	im or in subsequent bio	nnia, co	omplete this page only (Part I
Capital budget impac	et, complete Pa	rt IV.			
Requires new rule ma	aking, complet	e Part V.			
Legislative Contact: L	ena Langer		Phone: 360-786-7	192	Date: 01/17/2024
Agency Preparation: C	Clela Steelhamr	ner	Phone: 360-664-9	381	Date: 01/18/2024
Agency Approval: C	Clela Steelhamr	ner	Phone: 360-664-9	381	Date: 01/18/2024
OFM Review:	Danya Clevenge	er	Phone: (360) 688-	-6413	Date: 01/19/2024

#### 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.

# **HB 1800**

## **GRAFFITI PENALTIES**

## 101 – Caseload Forecast Council January 17, 2024

#### **SUMMARY**

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

- Section 1 States the legislative intent of the act is to discourage graffiti and other malicious mischief crimes by including community service hours or actual damage cleanup as a court-issued punishment.
- Section 1 Amends RCW 9.94A.680, by allowing courts to order the offender to perform at least 24 hours of community restitution in addition to other penalties or in lieu of incarceration for convictions of Malicious Mischief in the Third Degree or Criminal Street Gang Tagging and Graffiti located on state property.
- Section 3 Amends RCW 9A.04.110 by adding a definition for "Graffiti".
- Section 4 Amends RCW 9A.20.030 by adding language that states if a person commits Malicious Mischief in the Third Degree (9A.48.090) or Criminal Street Gang Tagging and Graffiti (9A.48.105), in addition to the community restitution authorized in 9.94A.680, the court has discretion to order community or clean-up restitution, in lieu of part or all of the incarceration sentence.
- Section 5 Adds a new section stating if any provision of the act is held invalid, the remainder of the act is not affected.

#### **EXPENDITURES**

#### Assumptions.

None.

#### **Impact on the Caseload Forecast Council.**

None.

### **Impact Summary**

This bill:

• Allows courts to order community service hours or actual damage cleanup for certain offenses.

#### Impact on prison beds and Juvenile Rehabilitation (JR) beds.

No bed impact.

#### Impact on Supervision.

No impact.

# **Impact on jail beds.** No bed impact.

Impact on local detention beds.

No bed impact.

Bill Number: 1800 HB	Title: Graffiti	Agency	: 405-Department of Transportation
Part I: Estimates			
No Fiscal Impact			
Estimated Cash Receipts to	0:		
NONE			
<b>Estimated Operating Expe</b>	enditures from:		
1	Non-zero but indeterminate cost and/o	or savings. Please see discussion.	
<b>Estimated Capital Budget</b>	Impact:		
NONE			
NONE			
	nditure estimates on this page represent the opportate), are explained in Part II.	most likely fiscal impact. Factors impacting	the precision of these estimates,
Check applicable boxes a	and follow corresponding instructions:		
X If fiscal impact is greater form Parts I-V.	ater than \$50,000 per fiscal year in the c	urrent biennium or in subsequent bienn	ia, complete entire fiscal note
If fiscal impact is less	s than \$50,000 per fiscal year in the curr	rent biennium or in subsequent biennia,	complete this page only (Part I)
Capital budget impac	et complete Part IV		
	-		
Requires new rule ma	aking, complete Part V.		
Legislative Contact: L	ena Langer	Phone: 360-786-7192	Date: 01/17/2024
Agency Preparation: N	Vicole Knudson	Phone: 360-705-7293	Date: 01/22/2024
Agency Approval: A	Andrea Fortune	Phone: 360-705-6823	Date: 01/22/2024
OFM Review: N	Maria Thomas	Phone: (360) 229-4717	Date: 01/22/2024

#### 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 fiscal note.

#### II. B - Cash receipts Impact

Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.

#### II. C - Expenditures

Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.

### **Part III: Expenditure Detail**

III. A - Operating Budget Expenditures

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.

Bill Number: HB 1800 Title: Graffiti	Agency: 405-Department of Transpor	tation
Part I: Estimates		
No Fiscal Impact (Explain in section II. A)		
Indeterminate Cash Receipts Impact (Explain	in section II. B)	
Partially Indeterminate Cash Receipts Impact		
☐ Indeterminate Expenditure Impact (Explain in	` •	
Partially Indeterminate Expenditure Impact (E		
	•	
☐ If fiscal impact is less 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 greater than \$50,000 per fisc	cal year in the current biennium or in subsequent biennia, comple	ete
entire fiscal note form Parts I-V		
Capital budget impact, complete Part IV		
Requires new rule making, <b>complete Part V</b>		
Revised		
Agency Assumptions		
N/A		
Agency Contacts:		
Preparer: Nicole Knudson	Phone: +1 360-705-7293 Date: 1/19/2024	
Approval: Andrea Fortune	Phone: +1 360-705-7855 Date: 1/19/2024	
Budget Manager: Siri Olson	Phone: +1 360-705-7542 Date: 1/19/2024	-

#### Part II: Narrative Explanation

#### II. A - Brief description of what the measure does that has fiscal impact

Section 2(4) provides an option for the court to order the offender to perform at least 24 hours community restitution in addition to other penalties and community restitution programs available in lieu of incarceration.

Section 4 (2)(a) outlines that a person committing malicious mischief or criminal street gang tagging and graffiti may be ordered by the court to community cleanup, which may involve the restoration of damage on department properties and rights-of-way.

#### II. B - Cash Receipts Impact

N/A

#### II. C - Expenditures

Expenditures are indeterminate because WSDOT has not been involved in coordinating and supervising community service, nor has the data to determine how much time WSDOT staff may be involved in this activity. Additionally, WSDOT does not have personnel trained and qualified to coordinate and supervise community service activities on department property and active rights-of-way. For example, community service for litter crew is coordinated and supervised by Department of Ecology, although work does take place on WSDOT property and rights-of-way.

Additionally, it is unclear how restitution would be coordinated with WSDOT, as this is determined by the courts.

Part III: Expenditure Detail

III. A - Expenditures by Object or Purpose

N/A

Part IV: Capital Budget Impact

N/A

Part V: New Rule Making Required

N/A

Bill Number: 1800 HB	Title	: Graffiti			465-State Parks and Recreation Commission
Part I: Estimates					
X No Fiscal Impact					
Estimated Cash Receipts t	o:				
NONE					
Estimated Operating Expo	enditures from	:			
Estimated Capital Budget	Impact:				
NONE					
			st likely fiscal impact. Factor	s impacting t	he precision of these estimates,
and alternate ranges (if app Check applicable boxes a					
If fiscal impact is greater form Parts I-V.	ater than \$50,00	00 per fiscal year in the cur	rent biennium or in subsequ	ıent biennia	, complete entire fiscal note
	s than \$50,000 ¡	per fiscal year in the curren	t biennium or in subsequen	t biennia, co	omplete this page only (Part 1
Capital budget impac	ct, complete Par	t IV.			
Requires new rule ma	_				
Legislative Contact: L	Lena Langer		Phone: 360-7	86-7192	Date: 01/17/2024
Agency Preparation: C	Chris Holm		Phone: /		Date: 01/19/2024
Agency Approval: F	rank Gillis		Phone: (360)	902-8538	Date: 01/19/2024
OFM Review:	Matthew Hunter		Phone: (360)	529-7078	Date: 01/19/2024

#### 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.

House Bill 1800 proposes adding community restitution sentencing options for graffiti and defacement of public and private property violations.

Section 2(4) allows courts to assign community restitution to offenders convicted of 3rd degree criminal mischief or criminal street gang tagging and graffiti committed on state property. The court may use any community restitution program available, including programs within state parks. Historically, community restitution in state parks was limited to littering violations. This legislation expands the potential for additional community restitution opportunities within parks.

Section 4(2) allows courts to order community or clean-up restitution in lieu of incarceration. The court may order the person to clean up the damage in the location where the violation occurred. Section 4(2) also establishes how restitution payments are to be handled, including providing those funds to the impacted agency managing the property.

Although this legislation provides the possibility of additional community service opportunities within parks, it is still limited by existing RCW 79A.05.050, which makes it optional for a park to participate in the community restitution program.

State Parks assumes no fiscal impacts as any additional participation in the community service program at a park could be absorbed within the existing workload.

#### 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.

State Parks assumes no fiscal impacts as a result of this legislation. Any additional participation in the community service program at a park could be absorbed within the existing workload.

# 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

Graffiti Form FN (Rev 1/00) 191,143.00 FNS063 Individual State Agency Fiscal Note

## 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.

# LOCAL GOVERNMENT FISCAL NOTE

Department of Commerce

Bill I	Number:	1800 HB	Title:	Graffiti						
Part I: Jurisdiction-Location, type or status of political subdivision defines range of fiscal impacts.										
Leg	islation I	mpacts:								
X C	cities: Cos	sts for community res	titution progr	rams						
X C	ounties:	Same as above								
$\square$ S <sub>1</sub>	pecial Distr	ricts:								
$\square$ S <sub>1</sub>	pecific juris	sdictions only:								
	ariance occ	urs due to:								
Par	t II: Es	timates								
	No fiscal im	pacts.								
	Expenditure	s represent one-time	costs:							
	Legislation p	provides local option	:							
X K	Key variable	es cannot be estimate	d with certair	nty at this time:	Number of offenders ordered to perform community restitution					
Estin	nated reve	nue impacts to:								
Nor	ne									
Estin	Estimated expenditure impacts to:									
		Non-zero	hut indeter	minate cost an	d/or savings Please see discussion					

# Part III: Preparation and Approval

Fiscal Note Analyst: Alice Zillah	Phone:	360-725-5035	Date:	01/26/2024
Leg. Committee Contact: Lena Langer	Phone:	360-786-7192	Date:	01/17/2024
Agency Approval: Allan Johnson	Phone:	360-725-5033	Date:	01/26/2024
OFM Review: Danya Clevenger		(360) 688-6413	Date:	01/26/2024

Page 1 of 2 Bill Number: 1800 HB

FNS060 Local Government Fiscal Note

## Part IV: Analysis

#### A. SUMMARY OF BILL

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

Sec. 2 amends RCW 9.94A.680. For offenders convicted of malicious mischief in the third degree or criminal street gang tagging and graffiti located on state property, the court may order the offender to perform at least 24 hours of community restitution in addition to other penalties or in lieu of incarceration. The court may use any community restitution program available.

Sec. 3 amends RCW 9A.04.110. "Graffiti" means defacing, damaging, or destroying public or private buildings, structures, facilities, natural features, or places by writing, painting, spraying, marking, or drawing with paint, ink, dye, or other substances.

Sec. 4 amends RCW 9A.20.030. If a person commits malicious mischief in the third degree or criminal street gang tagging and graffiti, in addition to the community restitution authorized in RCW 9.94A.680, the court has discretion to order community or clean-up restitution, in lieu of part or all of the incarceration sentence. The court may order the person to clean up the damage, with prior permission of the legal owner or, in the case of public property, of the agency managing the property.

#### 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 on city and county law enforcement agencies. By allowing for more referrals to community restitution programs, the bill would create costs for the law enforcement offices, jails, and courts that manage these programs. Because of the variety of ways these programs are managed, it is not possible to assess the potential costs.

#### 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 government.

#### SOURCES:

Administrative Office of the Courts Local Government Fiscal Note Program criminal justice cost model

Page 2 of 2 Bill Number: 1800 HB