

Multiple Agency Fiscal Note Summary

Bill Number: 5908 S SB	Title: Extended foster care
-------------------------------	------------------------------------

Estimated Cash Receipts

Agency Name	2023-25			2025-27			2027-29		
	GF-State	NGF-Outlook	Total	GF-State	NGF-Outlook	Total	GF-State	NGF-Outlook	Total
Office of Attorney General	0	0	15,000	0	0	30,000	0	0	30,000
Department of Social and Health Services	0	0	222,000	0	0	426,000	0	0	426,000
Department of Social and Health Services	In addition to the estimate above, there are additional indeterminate costs and/or savings. Please see individual fiscal note.								
Department of Children, Youth, and Families	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Total \$	0	0	237,000	0	0	456,000	0	0	456,000

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	.2	0	0	15,000	.3	0	0	30,000	.3	0	0	30,000
Department of Social and Health Services	1.5	222,000	222,000	444,000	3.0	426,000	426,000	852,000	3.0	426,000	426,000	852,000
Department of Social and Health Services	In addition to the estimate above, there are additional indeterminate costs and/or savings. Please see individual fiscal note.											
Department of Children, Youth, and Families	Non-zero but indeterminate cost and/or savings. Please see discussion.											
Total \$	1.7	222,000	222,000	459,000	3.3	426,000	426,000	882,000	3.3	426,000	426,000	882,000

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
Department of Social and Health Services	.0	0	0	.0	0	0	.0	0	0
Department of Children, Youth, and Families	.0	0	0	.0	0	0	.0	0	0
Total \$	0.0	0	0	0.0	0	0	0.0	0	0

Estimated Capital Budget Breakout

Prepared by: Carly Kujath, OFM	Phone: (360) 790-7909	Date Published: Final 2/ 6/2024
---------------------------------------	---------------------------------	---

Individual State Agency Fiscal Note

Bill Number: 5908 S SB	Title: Extended foster care	Agency: 100-Office of Attorney General
-------------------------------	------------------------------------	---

Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

ACCOUNT	FY 2024	FY 2025	2023-25	2025-27	2027-29
Legal Services Revolving Account-State 405-1		15,000	15,000	30,000	30,000
Total \$		15,000	15,000	30,000	30,000

Estimated Operating Expenditures from:

ACCOUNT	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years	0.0	0.3	0.2	0.3	0.3
Account					
Legal Services Revolving Account-State 405-1	0	15,000	15,000	30,000	30,000
Total \$	0	15,000	15,000	30,000	30,000

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: Josh Hinman	Phone: 3607867281	Date: 01/21/2024
Agency Preparation: Amy Flanigan	Phone: 509-456-3123	Date: 01/30/2024
Agency Approval: Edd Giger	Phone: 360-586-2104	Date: 01/30/2024
OFM Review: Val Terre	Phone: (360) 280-3973	Date: 02/01/2024

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. Findings.

Section 2 - Reenacts and Amends RCW 13.34.030. Definitions section. Amends definitions of Extended Foster Care (EFC) services and voluntary placement agreements. Adds definition for Supervised Independent Living (SIL) subsidy.

Section 3 - Amends RCW 13.34.267. Eligibility changes. Dependency proceeding will be maintained for a youth who is dependent at the age of 18 until the youth turns 21 or withdraws their agreement to participate in the program. Allows Department of Children Youth and Families (DCYF) to seek certain judicial findings solely to pursue federal reimbursements. Provides for counsel for a youth who does not already have counsel.

Section 4 - Reenacts and amends RW 74.13.020. Definitions section. Amends definition for EFC services and voluntary placement agreements. Adds definition for SIL subsidy.

Section 5 - Amends RCW 74.13.031. DCYF to develop policies and procedures to ensure dependent youth 15 and older are informed of EFC program. Also requires DCYF to pursue federal reimbursements where appropriate. Prohibits DCYF from creating additional EFC requirements. It will also develop and implement rules and policies designed to provide age appropriate social work support for those in EFC in a co-design process that includes those with a lived experience in the foster care system. Adds elections for youth on living opportunities. Extends adoption support benefits to those who were adopted after the age of 16 and meet certain criteria.

Section 6 - Amends RCW 74.13.336. Changes eligibility effective date for EFC. Also allows youth to sign an agreement to participate after they turn 18. Youth can withdraw consent to participate at any time.

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.

Cash receipts are assumed to equal the Legal Services Revolving Account (LSRA) cost estimates. These will be billed through the revolving account to the client agency.

The client agency is the Department of Children Youth and Families (DCYF). The Attorney General's Office (AGO) will bill all clients for legal services rendered.

These cash receipts represent the AGO's authority to bill and are not a direct appropriation to the AGO. The direct appropriation is reflected in the client agency's fiscal note. Appropriation authority is necessary in the AGO budget.

AGO AGENCY ASSUMPTIONS:

DCYF will be billed for King County and non-King County rates:

FY 2024 and in each FY thereafter: \$15,000 for 0.1 Assistant Attorney General FTE (AAG) and 0.1 Paralegal 1 FTE (PL1)

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 and non-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 Children, Youth and Families Division's (CYF) Legal Services for the Department of Children, Youth and Families (DCYF):

DCYF assumes that there are currently 625 youth participating in the Extended Foster Care (EFC) program and that the enactment of this bill would result in an additional 203 youth participating, for a total of 828 youth participating in the EFC program.

CYF assumes that Section 3(1) and (2) eliminates the EFC eligibility criteria other than the age limit and that youth have been dependent under chapter 13.34 RCW on their 18th birthday would have no net increase on AGO workload because the increase in the number of cases (203 cases) would be offset by a reduction in contested court hearings related to the since-eliminated eligibility criteria.

CYF assumes that the new section that would create an incentive payment for youth who participate in one of the federal eligibility criteria (work, school, program to remove barrier to work, medically unable to participate in work or school) would increase AGO workload by 96.5 AAG hours. This incentive payment is subject to appropriation.

DCYF estimates that the 625 youth who are currently participating in the EFC program would continue to meet the incentive criteria. DCYF estimates that out of the remaining 203 youth who would participate in the program due to the enactment of this bill, 25 percent of these youth will initiate contested hearings about their eligibility for the incentive payment, for a total of 50.75 hearings per year. (203 cases x 25 percent = 50.75 hearings).

CYF assumes that 50 percent of the 50.75 cases require one hour of AAG time per case to consult with the client to prepare and respond to motions, including drafting motions, responses and supporting declarations, appearing at the hearing, and drafting orders, totaling 25.375 hours of AAG time. (50.75 cases x 50 percent x one AAG hour = 25.4 AAG hours).

CYF assumes that 45 percent of the 50.75 cases will be more complex and require two hours of AAG time to consult with the client to prepare and respond to motions, including drafting motions, responses and supporting declarations, appearing at the hearing, and drafting orders, totaling 45.7 hours of AAG time. (50.75 cases x 45 percent x 2 AAG hours = 45.7 AAG hours).

CYF assumes that 5 percent of the 50.75 cases will be highly complex and require 10 hours of AAG time to consult with the client to prepare and respond to motions, including drafting motions, responses and supporting declarations, appearing at the hearing (likely multiple), and drafting orders, totaling 25.4 hours of AAG time. (50.75 cases x 5 percent x 10 AAG hours = 25.4 AAG hours).

CYF assumes that the additional hours will be evenly distributed among the five divisions that represent DCYF and that 1/5 or 20 percent of the hours will be performed by staff whose work station is located in King County for a total of 19.3 hours. (96.5 hours x 20 percent = 19.3 AAG hours).

CYF: Total King County and non-King County workload impact:
 FY 2025 and in each FY thereafter: \$15,000 for 0.1 AAG and 0.1 PL1

2. The AGO Social & Health Services Division (SHO) has reviewed this bill and determined it will not increase or decrease the division’s workload in representing the Department of Social and Health Services (DSHS). Therefore, no costs are 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
405-1	Legal Services Revolving Account	State	0	15,000	15,000	30,000	30,000
Total \$			0	15,000	15,000	30,000	30,000

III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years		0.3	0.2	0.3	0.3
A-Salaries and Wages		10,000	10,000	20,000	20,000
B-Employee Benefits		3,000	3,000	6,000	6,000
E-Goods and Other Services		2,000	2,000	4,000	4,000
Total \$	0	15,000	15,000	30,000	30,000

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	129,100		0.1	0.1	0.1	0.1
Management Analyst 5	95,184		0.1	0.1	0.1	0.1
Paralegal 1	69,072		0.1	0.1	0.1	0.1
Total FTEs			0.3	0.2	0.3	0.3

III. D - Expenditures By Program (optional)

Program	FY 2024	FY 2025	2023-25	2025-27	2027-29
Children, Youth, and Families (CYF)		15,000	15,000	30,000	30,000
Total \$		15,000	15,000	30,000	30,000

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: 5908 S SB	Title: Extended foster care	Agency: 300-Department of Social and Health Services
-------------------------------	------------------------------------	---

Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

ACCOUNT	FY 2024	FY 2025	2023-25	2025-27	2027-29
General Fund-Federal 001-2		222,000	222,000	426,000	426,000
Total \$		222,000	222,000	426,000	426,000

In addition to the estimates above, there are additional indeterminate costs and/or savings. Please see discussion.

Estimated Operating Expenditures from:

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years	0.0	3.0	1.5	3.0	3.0
Account					
General Fund-State 001-1	0	222,000	222,000	426,000	426,000
General Fund-Federal 001-2	0	222,000	222,000	426,000	426,000
Total \$	0	444,000	444,000	852,000	852,000

In addition to the estimates above, there are additional indeterminate costs 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: Josh Hinman	Phone: 3607867281	Date: 01/21/2024
Agency Preparation: Seth Nathan	Phone: 360-902-0001	Date: 02/06/2024
Agency Approval: Dan Winkley	Phone: 360-902-8236	Date: 02/06/2024
OFM Review: Anna Minor	Phone: (360) 790-2951	Date: 02/06/2024

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.

This bill relates to the provision of extended foster care services to youth ages 18 to 21.

Section 2(28) amends RCW 13.34.030 to define "supervised independent living subsidy" as a foster care maintenance payment, and an incentive payment for youth who participate in a qualifying activity. This differs from a prior version of the bill that included a housing subsidy, required to be calculated based on the United States Department of Housing and Urban Development's (HUD) estimated fair market rent for the total amount of a one-bedroom apartment in the county or metro area where the young person intends to reside, minus one-third of the foster care maintenance payment.

Section 4(8) amends RCW 74.13.020 to expand the definition of "extended foster care services" to include supervised independent living subsidies.

Section 5(12) amends RCW 74.13.031 to require the Department of Children, Youth, and Families (DCYF) to provide continued extended foster care services to nonminor dependents who request extended foster care, further requiring DCYF to develop policies and procedures to ensure that dependent youth aged 15 and older are informed of the extended foster care program. This section also requires DCYF to pursue federal reimbursement where appropriate, and requires that DCYF not create additional eligibility requirements for extended foster care.

Furthermore, Section 5(12) specifies that a youth enrolled in extended foster care may elect to receive a licensed foster care placement or may live independently, and that a youth who is not in a licensed foster care placement is eligible for a monthly supervised independent living subsidy effective the date the youth signs a voluntary placement agreement, agrees to dependency, or informs their social worker that they are living independently, whichever occurs first.

This bill has an assumed effective date of July 1, 2024.

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.

ESA Cash Receipts

Indeterminate cash receipts: without an identified incentive payment amount, nor directive for calculating an incentive payment amount, Department of Social and Health Services (DSHS) Economic Services Administration (ESA) is unable to reasonably estimate associated fiscal impact.

Assuming an incentive payment amount of \$100 per youth per month, for the current cohort of 40 unaccompanied refugee minors (URM) participating in extended foster care, federal dollars earned for ESA would be expected to be:

- 001-2 Other: \$48,000 in Fiscal Year (FY) 2025 and beyond

Indeterminate cash receipts: ESA assumes that this bill would result in additional cases, though the anticipated number of additional cases is unknown.

To provide an example of a cost range, were ESA to assume growth of 5 cases to the URM youth cohort receiving extended foster care services, and an incentive payment amount of \$100 per youth per month, estimated annual cash receipts would be expected to be:

- 001-2 Other: \$54,000 in FY 2025 and beyond

Calculations of ESA's indeterminate costs are further described in the Expenditures section of this fiscal note.

AL TSA Cash Receipts

Federal dollars earned for DSHS Aging and Long-Term Support Administration (AL TSA) are expected to be:

- 001-C Medicaid: \$222,000 in FY 2025, and \$213,000 in FY 2026 and beyond

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.

ESA Impacts

All ESA estimates are assumed to be GF-Federal dollars.

Section 5(12) specifies that a youth who is not in a licensed foster care placement is eligible for a monthly supervised independent living subsidy, stated in Section 2(28) to be a foster care maintenance payment, and an incentive payment for youth who participate in a qualifying activity. This differs from a prior version of the bill that included a housing subsidy, required to be calculated based on the HUD estimated fair market rent for the total amount of a one-bedroom apartment in the county or metro area where the young person intends to reside, minus one-third of the foster care maintenance payment.

ESA Office of Refugee and Immigrant Assistance (ORIA) anticipates this bill would impact URM youth participating in extended foster care, specifically those who have moved from a licensed foster family home into a semi-independent living (SIL) placement.

Indeterminate impact: without an identified incentive payment amount, nor directive for calculating an incentive payment amount, ORIA is unable to reasonably estimate associated fiscal impact. For illustrative purposes, assuming an incentive payment amount of \$100 per youth per month, and assuming the entire cohort of 40 current URM youth in extended foster care would continue to meet requirements for the incentive payment, ESA would estimate \$48,000 in annual incentive payment costs:

- \$100 incentive payment * 40 URM youth = \$4,000 monthly incentive payment costs * 12 months = \$48,000 annual incentive payment costs in FY 2025 and beyond

Indeterminate impact: ESA assumes that this bill would result in additional cases, though the anticipated number of additional cases is unknown. If ESA were to assume growth of 5 cases to the impacted caseload, applying the same methodology as above, ESA would estimate \$54,000 in annual incentive payment costs:

- \$100 incentive payment * 45 URM youth = \$4,500 monthly incentive payment costs * 12 months = \$54,000 annual incentive payment costs in FY 2025 and beyond

AL TSA Impacts

All AL TSA estimates assume a fund split of 50 percent GF-State dollars and 50 percent GF-Federal dollars.

AL TSA anticipates that the implementation of this bill would result in an increase of young adults participating in extended foster care, and would increase the administration's Fostering Well-Being (FWB) caseload - FWB provides the care

coordination services for the Apple Health fee-for-service population (Tribal Custody, tribal affiliation, Non-Citizen) in foster care and out-of-home placements, as well as all dental care coordination for both managed care and Apple Health fee-for-services children and youth in foster care, extended foster care, and out-of-home placements.

AL TSA estimates two full-time Program Specialists will be needed to provide case management and care coordination, and one full-time Clinical Nurse Advisor will be needed to provide clinical consultation to Program Specialist staff and impacted youths.

- AL TSA Summary by FY:

- \$444,000 and 3.0 FTE in FY 2025
- \$426,000 and 3.0 FTE in FY 2026 and beyond

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	222,000	222,000	426,000	426,000
001-2	General Fund	Federal	0	222,000	222,000	426,000	426,000
Total \$			0	444,000	444,000	852,000	852,000

In addition to the estimates above, there are additional indeterminate costs and/or savings. Please see discussion.

III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years		3.0	1.5	3.0	3.0
A-Salaries and Wages		294,000	294,000	588,000	588,000
B-Employee Benefits		98,000	98,000	196,000	196,000
C-Professional Service Contracts					
E-Goods and Other Services		19,000	19,000	38,000	38,000
G-Travel		1,000	1,000	2,000	2,000
J-Capital Outlays		18,000	18,000		
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service		1,000	1,000	2,000	2,000
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements		10,000	10,000	20,000	20,000
9-TZ-ISSD		3,000	3,000	6,000	6,000
Total \$	0	444,000	444,000	852,000	852,000

In addition to the estimates above, there are additional indeterminate costs and/or savings. Please see discussion.

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
SOCIAL & HEALTH PROGRAM CONSULTANT 2	80,469		2.0	1.0	2.0	2.0
WMS BAND 2	132,783		1.0	0.5	1.0	1.0
Total FTEs			3.0	1.5	3.0	3.0

III. D - Expenditures By Program (optional)

Program	FY 2024	FY 2025	2023-25	2025-27	2027-29
Aging and Long-Term Support Administration (050)		444,000	444,000	852,000	852,000
Total \$		444,000	444,000	852,000	852,000

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: 5908 S SB	Title: Extended foster care	Agency: 307-Department of Children, Youth, and Families
-------------------------------	------------------------------------	--

Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

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

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: Josh Hinman	Phone: 3607867281	Date: 01/21/2024
Agency Preparation: Michael Campbell	Phone: 5096544940	Date: 02/05/2024
Agency Approval: Sarah Emmans	Phone: 360-628-1524	Date: 02/05/2024
OFM Review: Carly Kujath	Phone: (360) 790-7909	Date: 02/05/2024

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.

Comparison of SSB 5908 and SB 5908:

Section 2 (28) and Section 4(19) Creates a definition for a supervised independent living subsidy (SILS) to mean a foster care maintenance payment and, subject to appropriation, an incentive payment for youth who participate in a qualifying activity in RCW 74.13.031 (12)(b) (i) through (v). SB 5908 created a definition and formula for a supervised independent living subsidy (SILS) that included a Housing Subsidy that would be in addition to the current SIL. The housing subsidy was defined as the US Dept of Housing and Urban Development's estimated fair market rent for the total amount of a 1-bedroom apartment in the County or metro area where the young person intends to reside, minus one-third of the foster care maintenance payment.

Section 6(3) Requires DCYF to pay EFC youth not placed into a licensed placement an initial stipend equivalent to a SILS within one week of signing either agreement and shall receive their first SILS within one month. SB5908 required DCYF to pay EFC youth not placed into a licensed placement the SILS within 10 days of entering into EFC.

SB 5908

Section 3

Removes the eligibility requirements for youth to qualify for or remain qualified for extended foster care (EFC) services by stating that youth can withdraw participation at any time and by stating that DCYF may request judicial findings that a youth is meeting requirements only for the purposes of pursuing federal reimbursement (rather than for determining eligibility for the program) .

Section 5(12)(d)

Section states the department shall develop and implement rules and policies designed to provide age-appropriate social work support for youth in EFC through a co-design process that includes those with lived experience in the foster care system.

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.

Indeterminate Impact to DCYF. Under the current system, all youth participating in SIL are deemed to be eligible for federal reimbursement. Under this bill, youth would not need to meet federal eligibility requirements and it is unknown how many would be or remain eligible.

Under current requirements Title IV-E, the federal reimbursement for staffing is 20 percent and 40 percent for basic foster care reimbursement for youth meeting IV-E eligibility requirements.

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.

Total costs are INDETERMINATE. DCYF is able to estimate the incentive costs for the current caseload of youth participating in a SIL but is unable to estimate implementation costs bill as currently written, nor SIL subsidy costs for the

potential caseload impacts of youth not currently participating in a SIL. DCYF offers illustrative costs below.

Section 2 (28) and Section 4(19)

These sections of the bill create a definition of the supervised independent living subsidy, which is defined as a foster care maintenance payment and subject to funds appropriated for this purpose, and incentive payment for youth who participate in a qualifying activity in RCW 74.13.031 (12)(b) (i) through (v).

Children & Family Services (Program 010) Impacts

SIL Subsidy Cost:

DCYF has no way to calculate the amount of current or future youth that would remain meeting the federal reimbursement requirements. If the subsidy is higher, youth would have more incentive to meet requirements than if it is lower. Because the incentive under Section 2(28) is subject to appropriation, DCYF does not know how much the incentive would be.

The following costs are for illustrative purposes. DCYF modeled the cost assuming the incentive would be \$100 per youth per month. DCYF's federal funding unit states that the incentive does not meet eligibility requirements for any federal reimbursement.

DCYF assumes that current youth in SIL would remain meeting the federal reimbursement requirements. Adding a \$100 per month incentive payment to the 625 youth currently in a SIL is estimated at \$750,000 (\$750,000 GF-S) per year beginning in FY25. This does not include the current \$860 SIL payment, as these youth already receive a foster care maintenance payment.

DCYF assumes that 203 youth may possibly return to EFC with Sections 3(1), 3(3), 3(5), 3(8)(b) removing eligibility requirements. Cost for these youth was calculated using the foster care maintenance payment. 203 youth x \$860= \$2,095,000 (\$1,257,000 GF-S if all 203 meet IV-E reimbursement eligibility) or (\$2,095,000 GF-S) if none of the 203 meet IV-E eligibility).

If all 203 of the youth also met the federal reimbursement requirements to get the \$100 monthly incentive payment, the additional incentive cost for all 203 youth would be \$244,000 (\$244,000 GF-S).

Fiduciary Impact

DCYF assumes no impact if the incentive is paid monthly as an on-going payment in Famlink. If the incentive payment has to be entered each month for each youth receiving the incentive, DCYF would have an additional cost for Fiscal Analyst 2 positions to input the payments each month for each of the projected 828 youth.

Section 3 (3)

This section of the bill removes requirements for participation in EFC. In FY22 and FY23 there were 203 youth who were between 18-20 and who did not participate in EFC or left prior to turning 21 years old. It is assumed that these youth did not participate in a SIL because of the requirements or because the SIL payment was insufficient.

This is likely a low estimate. There are likely additional eligible youth for whom DCYF does not have data, who would be more inclined to join the program given the elimination of eligibility requirements.

Children and Family Services (Program 010) Impacts

Caseworker impact: DCYF used FY 22 and FY23 data for this population as a basis to estimate additional SSS3 level of

caseworkers to manage the increased number of youth possible. At an 18:1 staff ratio, 203 youth who are not currently in EFC divided by 18 equals 11.25 staff needed per year necessary to manage the additional case load. DCYF would also need additional SSS5 staff to supervise the increased number of SSS3 staff. At a 6:1 staff to supervisor ratio, 11.25 SSS3 would require two additional SSS5s. If more than 203 youth participated in the program, DCYF would require additional staff to manage these cases.

Estimated total cost for 11.25 SSS3 FTE is \$1,710,000 (\$1,125,000 GF-S) per year beginning in FY25.

Estimated total cost for 2.0 SSS5 FTE is \$334,000 (\$226,000 GF-S) per year beginning in FY25.

Program Support (Program 090) Impacts

AGO Costs:

This section is subject to appropriation and costs are INDETERMINATE.

Attorney General's Office (AGO) Agency Assumptions:

Assumptions for the AGO Children, Youth and Families Division's (CYF) Legal Services for the Department of Children, Youth and Families (DCYF):

CYF assumes that the new section that would create an incentive payment for youth who participate in one of the federal eligibility criteria (work, school, program to remove barrier to work, medically unable to participate in work or school) would increase AGO workload by 96.5 AAG hours.

DCYF assumes that the 625 youth who are currently participating in the EFC program would continue to meet the incentive criteria. If 25 percent of the remaining 203 youth who would participate in the program due to the enactment of this bill will initiate contested hearings about their eligibility for the incentive payment, there would be 50.75 hearings per year. (203 cases x 25 percent = 50.75 hearings).

CYF assumes that 50 percent of the 50.75 cases require one hour of AAG time per case to consult with the client to prepare and respond to motions, including drafting motions, responses and supporting declarations, appearing at the hearing, and drafting orders, totaling 25.375 hours of AAG time. (50.75 cases x 50 percent x one AAG hour = 25.4 AAG hours).

CYF assumes that 45 percent of the 50.75 cases will be more complex and require two hours of AAG time to consult with the client to prepare and respond to motions, including drafting motions, responses and supporting declarations, appearing at the hearing, and drafting orders, totaling 45.7 hours of AAG time. (50.75 cases x 45 percent x 2 AAG hours = 45.7 AAG hours).

CYF assumes that 5 percent of the 50.75 cases will be highly complex and require 10 hours of AAG time to consult with the client to prepare and respond to motions, including drafting motions, responses and supporting declarations, appearing at the hearing (likely multiple), and drafting orders, totaling 25.4 hours of AAG time. (50.75 cases x 5 percent x 10 AAG hours = 25.4 AAG hours).

CYF assumes that the additional hours will be evenly distributed among the five divisions that represent DCYF and that 1/5 or 20 percent of the hours will be performed by staff whose workstation is located in King County for a total of 19.3 hours. (96.5 hours x 20 percent = 19.3 AAG hours).

CYF: Total King County and non-King County workload impact:

FY 2025 and in each FY thereafter: \$15,000 for 0.1 AAG and 0.1 PL1

FY 25 - \$15,000 (\$13,000 GF-S) and all subsequent years.

Section 5(12)(d)

Program Support (Program 090) Potential Impact

This is a one-time cost. Co-design cost for lived experts was determined with the following assumptions:

2-hour meetings 2x/month for 18 months. DCYF assumes a reimbursement of \$45/hour based on the Washington State Office of Equity’s Lived Experience Compensation Interim guidelines. It is estimated that DCYF will need at least 30 participants who are reimbursed \$45/hour for their participation. 4hr/month X 18 months X 30 participants X \$45/hour. DCYF has a co-design staff and believes that there would not be additional costs for facilitation.

Total estimated one time cost is \$65,000 in FY25 and \$32,000 in FY26, all GF-S.

Section 6(3)

Program Support (Program 090) Impact

Section 6(3) requires DCYF to make a payment of an initial stipend, equivalent to a SIL subsidy within one week of being in an unlicensed placement. SSPS and Famlink do not have the ability to pay EFC participants within 10 days of being in an unlicensed placement. The SSPS system (that processes all the payments that are made through Famlink) only batches twice a month. DCYF does not have the ability to change this system to batch more quickly.

The section requires DCYF to pay the EFC youth in a SIL their first SILS within one month. This seems to be in addition to paying them an initial stipend that is equal to the SILS within one week. This appears to pay the youth twice in the first month of them being in a SIL.

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.

DCYF would need to adjust WAC and the EFC policy to meet this bill's requirements. There is no estimated additional cost to DCYF.