

Multiple Agency Fiscal Note Summary

Bill Number: 2153 S HB	Title: Catalytic converter theft
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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
Department of Licensing	0	0	24,000	0	0	222,000	0	0	222,000
Total \$	0	0	24,000	0	0	222,000	0	0	222,000

Agency Name	2023-25		2025-27		2027-29	
	GF- State	Total	GF- State	Total	GF- State	Total
Local Gov. Courts						
Loc School dist-SPI						
Local Gov. Other	Fiscal note not available					
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	Non-zero but indeterminate cost and/or savings. Please see discussion.											
Office of Public Defense	.0	0	0	0	.0	0	0	0	.0	0	0	0
Office of Attorney General	.0	0	0	0	.0	0	0	0	.0	0	0	0
Caseload Forecast Council	.0	1,250	1,250	1,250	.0	0	0	0	.0	0	0	0
Department of Revenue	.0	9,000	9,000	9,000	.0	0	0	0	.0	0	0	0
Office of Insurance Commissioner	.0	0	0	0	.0	0	0	0	.0	0	0	0
Washington State Patrol	.1	0	0	45,700	.5	0	0	279,400	.5	0	0	279,400
Washington State Patrol	In addition to the estimate above, there are additional indeterminate costs and/or savings. Please see individual fiscal note.											
Criminal Justice Training Commission	.0	0	0	0	.0	0	0	0	.0	0	0	0
Department of Licensing	1.7	0	0	105,000	2.1	0	0	604,000	2.1	0	0	604,000
Department of Children, Youth, and Families	Non-zero but indeterminate cost and/or savings. Please see discussion.											
Department of Corrections	.0	7,000	7,000	7,000	.0	0	0	0	.0	0	0	0
Washington State University	.0	0	0	0	.0	0	0	0	.0	0	0	0
Total \$	1.8	17,250	17,250	167,950	2.6	0	0	883,400	2.6	0	0	883,400

Agency Name	2023-25			2025-27			2027-29		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Local Gov. Courts	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Loc School dist-SPI									
Local Gov. Other	Fiscal note not available								
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 Public Defense	.0	0	0	.0	0	0	.0	0	0
Office of Attorney General	.0	0	0	.0	0	0	.0	0	0
Caseload Forecast Council	.0	0	0	.0	0	0	.0	0	0
Department of Revenue	.0	0	0	.0	0	0	.0	0	0
Office of Insurance Commissioner	.0	0	0	.0	0	0	.0	0	0
Washington State Patrol	.0	0	0	.0	0	0	.0	0	0
Criminal Justice Training Commission	.0	0	0	.0	0	0	.0	0	0
Department of Licensing	.0	0	0	.0	0	0	.0	0	0
Department of Children, Youth, and Families	.0	0	0	.0	0	0	.0	0	0
Department of Corrections	.0	0	0	.0	0	0	.0	0	0
Washington State University	.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	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Loc School dist-SPI									
Local Gov. Other	Fiscal note not available								
Local Gov. Total									

Estimated Capital Budget Breakout

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Prepared by: Tiffany West, OFM

Phone:
(360) 890-2653

Date Published:
Preliminary 2/12/2024

Judicial Impact Fiscal Note

Bill Number: 2153 S HB	Title: Catalytic converter theft	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:

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

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: Michelle Rusk	Phone: 360-786-7153	Date: 01/31/2024
Agency Preparation: Angie Wirkkala	Phone: 360-704-5528	Date: 02/07/2024
Agency Approval: Chris Stanley	Phone: 360-357-2406	Date: 02/07/2024
OFM Review: Gaius Horton	Phone: (360) 819-3112	Date: 02/07/2024

193,808.00

Request # 182-1

Part II: Narrative Explanation

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

The substitute bill would have the same fiscal impact as the original.

The bill would expand the duties of dealers and others with respect to possession, disassembly, sale, or transfer of catalytic converters and vehicles containing them.

Sections 23, 24, 25, and 26 would create multiple crimes relating to the possession or sale of unlabeled or improperly labeled catalytic converters and unlawful trafficking in them and would require the court or jury to make special findings/verdicts when the defendant is convicted of trafficking converters.

II. B - Cash Receipts Impact

None

II. C - Expenditures

ADMINISTRATIVE OFFICE OF THE COURTS

This would have minimal fiscal impact to the Administrative Office of the Courts requiring law table updates.

SUPERIOR, DISTRICT AND MUNICIPAL COURTS

This bill may increase caseloads in superior, district, and municipal courts because the bill would create new crimes. However, the court impact is indeterminate. It is unknown how many cases would result from the new crimes.

Part III: Expenditure Detail

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

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

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

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

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

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

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

193,808.00

Form FN (Rev 1/00)

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: 2153 S HB	Title: Catalytic converter theft	Agency: 056-Office of Public Defense
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

Legislative Contact: Michelle Rusk	Phone: 360-786-7153	Date: 01/31/2024
Agency Preparation: Sophia Byrd McSherry	Phone: 360-586-3164	Date: 02/01/2024
Agency Approval: Sophia Byrd McSherry	Phone: 360-586-3164	Date: 02/01/2024
OFM Review: Gaius Horton	Phone: (360) 819-3112	Date: 02/02/2024

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.

The Washington State Office of Public Defense (OPD) anticipates no fiscal impact from HB 2153.g

SHB 2153 amends criminal statutes to create crimes and penalties associated with trafficking in catalytic converters. Counties and cities are responsible for public defense services for criminal matters in the trial courts. Washington State OPD does not administer trial-level criminal public defense.

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.

Individual State Agency Fiscal Note

Bill Number: 2153 S HB	Title: Catalytic converter theft	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:

NONE

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

Legislative Contact: Michelle Rusk	Phone: 360-786-7153	Date: 01/31/2024
Agency Preparation: Cassandra Jones	Phone: 360-709-6028	Date: 02/06/2024
Agency Approval: Dianna Wilks	Phone: 360-709-6463	Date: 02/06/2024
OFM Review: Val Terre	Phone: (360) 280-3973	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.

AGO AGENCY ASSUMPTIONS:

No fiscal impact. This legislation is not expected to generate any costs or savings for the Attorney General's Office (AGO). The AGO completed an analysis for legal services and fiscal impact from the most likely state agencies.

1. The AGO Government Compliance & Enforcement Division (GCE) has reviewed this bill and determined it will not significantly increase or decrease the division's workload in representing the Washington State Patrol (WSP) and Criminal Justice Training Center (CJTC): This bill would require WSP to conduct periodic inspections at least once a year of purchasers, licensed under chapters 46.79 or 46.80 RCW, of catalytic converters that have been removed from vehicles, develop a standardized inspection form, train local law enforcement agencies on inspection procedures, and authorize inspections to be conducted by civilian employees or limited authority law enforcement agencies if necessary. This bill would also require the WSP to create a process for exempting certain vehicle dealers from the requirement to offer purchasers the option to mark the vehicles' catalytic converters prior to the sale and transfer of the vehicle. WSP does not handle enforcement actions against these license types. Therefore, this bill would not result in any administrative litigation for either WSP or the CJTC, so this bill would not implicate any of GCE's client programs. New legal services are nominal and costs are not included in this request.

2. The AGO Licensing & Administrative Law Division (LAL) has reviewed this bill and determined it will not significantly increase or decrease the division's workload in representing the Department of Licensing (DOL). This bill requires WSP to conduct periodic inspections of Vehicle Wreckers and Hulk Haulers, licensed by DOL under chapters 46.79 or 46.80 RCW, of catalytic converters that have been removed from vehicles, and codifies the crime of trafficking in catalytic converters. LAL will be able to advise and/or litigate any licensing action against these licensees. New legal services are nominal and costs are not included in this request.

3. The AGO Criminal Justice Division (CRJ) has reviewed this bill and determined it will not significantly increase or decrease the division's workload in representing the WSP. Section 21 would require the WSP to conduct periodic inspections at least once a year of purchasers, licensed under chapters 46.79 or 46.80 RCW, of catalytic converters that have been removed from vehicles, develop a standardized inspection form, train local law enforcement agencies on inspection procedures, and authorize inspections to be conducted by civilian employees or limited authority law enforcement agencies if necessary. The bill would also require WSP to create a process for exempting certain vehicle dealers from the requirement to mark all catalytic converters prior to sale of a vehicle. There may be some small amount of hours required to advise regarding implementation, but new legal services are nominal and costs are not included in this request.

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.

Individual State Agency Fiscal Note

Bill Number: 2153 S HB	Title: Catalytic converter theft	Agency: 101-Caseload Forecast Council
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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
Account					
General Fund-State 001-1	1,250	0	1,250	0	0
Total \$	1,250	0	1,250	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: Michelle Rusk	Phone: 360-786-7153	Date: 01/31/2024
Agency Preparation: Clela Steelhammer	Phone: 360-664-9381	Date: 02/06/2024
Agency Approval: Clela Steelhammer	Phone: 360-664-9381	Date: 02/06/2024
OFM Review: Danya Clevenger	Phone: (360) 688-6413	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.

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.

The provisions of this bill will require modifications to the Caseload Forecast Council's adult felony sentencing database. This will require work from a contractor of an estimated 10 hours at a rate of \$125 per hour for a total cost to the Caseload Forecast Council of \$1,250.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2024	FY 2025	2023-25	2025-27	2027-29
001-1	General Fund	State	1,250	0	1,250	0	0
Total \$			1,250	0	1,250	0	0

III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years					
A-Salaries and Wages					
B-Employee Benefits					
C-Professional Service Contracts	1,250		1,250		
E-Goods and Other Services					
G-Travel					
J-Capital Outlays					
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
9-					
Total \$	1,250	0	1,250	0	0

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.

SHB 2153

DETECTING CATALYTIC CONVERTER THEFT

101 – Caseload Forecast Council
February 1, 2024

SUMMARY

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

Section 1 States legislative intent of the bill.

Section 2 Adds a new section to chapter 19.290 RCW stating nothing in the chapter shall be construed to authorize licensed scrap metal businesses to purchase or sell junk vehicles or major component parts.

Section 3 Amends RCW 19.290.010 by removing the definition for “Private Metal Property” and where it was used as a term within other definitions.

Section 17 Amends RCW 46.80.010 by including catalytic converters to the definition of “Major Component Parts.”

Section 18 Amends RCW 46.80.080 by expanding the gross misdemeanor offense of failing to comply with requirements of RCW 46.80.080 by including requirements associated with record keeping involving purchase of catalytic converters.

Section 23 Adds a new section to chapter 9A.82 RCW, establishing a new gross misdemeanor for anyone who isn’t a licensed scrape processor or licensed vehicle wrecker to knowingly possess, sell, or offer for sale six or fewer detached catalytic converters that do not comply with the marking requirements required under subsection (1) of this section.

Section 23 Additionally establishes the new Class C felony offense of Possession, Sale, or Offering for Sale seven or more Unmarked Catalytic Converters, ranked at Seriousness Level II on the Adult Felony Sentencing Grid in Section 27 of the bill.

Section 24 Adds a new section to chapter 9A.82 RCW, establishing the new Class C felony offense of Trafficking in Catalytic Converters in the First Degree, ranked at Seriousness Level IV on the Adult Felony Sentencing Grid in Section 27 of the bill.

Section 25 Adds a new section to chapter 9.94A RCW that requires the court to make a finding of fact of the special allegation, or if a jury trial, the jury shall make a finding if the defendant has been convicted of Trafficking in Catalytic Converts in the First Degree and there has been a special allegation pleaded and proven that the defendant knowingly:

- Trafficked seven or more catalytic converters that were illegally removed from a motor vehicle; or
- Purchased a catalytic converter that has been illegally removed

Section 26 Adds a new section to chapter 9A.82 RCW, establishing a new Class C felony offense of Trafficking in Catalytic Converters in the Second Degree, ranked at Seriousness Level III on the Adult Felony Sentencing Grid in Section 27 of the bill.

Section 27 Amends RCW 9A.82.010 by including the offenses of Trafficking in Catalytic Converters to the definition of “Criminal Profiteering”.

Section 28 Amends RCW 9.94A.533 by establishing a 12-month enhancement for any offense that is also a violation of Section 25.

Section 29 Amends RCW 9.94A.515 by ranking the felony offenses of Trafficking in Catalytic Converters in the First and Second Degree, and the felony offense of Possession, Sale, or Offering for Sale Seven or More Unmarked Catalytic Converters.

Section 30 States all other sections (other than Section 22) take effect April 1, 2025.

EXPENDITURES

Assumptions.

None.

Impact on the Caseload Forecast Council.

The provisions of this bill will require modifications to the Caseload Forecast Council's adult felony sentencing database. This will require work from a contractor of an estimated 10 hours at a rate of \$125 per hour for a total cost to the Caseload Forecast Council of \$1,250.

Impact Summary

This bill:

- Expands the definition of an existing gross misdemeanor offense;
- Establishes a new 12-month enhancement;
- Establishes a new gross misdemeanor offense; and
- Establishes and ranks three Class C felony offenses.

Impact on prison and jail beds

This bill establishes and ranks the Class C felony offenses of Trafficking in Catalytic Converters in the First Degree and Second Degree; and Possession, Sale, or Offering for Sale Seven or More Unmarked Catalytic Converters. The Caseload Forecast Council (CFC) has no information concerning how many incidents of the newly established felony offenses may occur or the sentences that might actually be imposed for the new offenses. As such, the CFC cannot reliably predict bed impacts resulting from the bill.

However, as a Class C felony ranked at Seriousness Level IV on the Adult Felony Sentencing Grid, Trafficking in Catalytic Converters in the First Degree would be punishable by a standard range term of confinement of between 3-9 months in jail and 60 months in prison (limited to 60 months by the statutory maximum sentence for Class C felony), depending on the individual's criminal history. The Class C felony offense of Trafficking in Catalytic Converters in the Second Degree ranked at Seriousness Level III on the Adult Felony Sentencing Grid would be punishable by a standard range term of confinement of between 1-3 months in jail and 51-60 months in prison (limited to 60 months by the statutory maximum sentence for Class C felony), depending on the individual's prior history. The Class C felony offense of Possession, Sale, or Offering for Sale Seven or More Unmarked Catalytic Converters ranked at Seriousness Level II on the Adult Felony Sentencing Grid would be punishable by a standard range term of confinement of between 0-90 days in jail and 43-57 months in prison, depending on the

individual's prior history. As such, any impact should manifest itself as an increased need for jail beds and prison beds.

The establishment of the 12-month enhancement would result in an additional need of prison beds.

The bill additionally establishes a new gross misdemeanor offense and expands the definition of an existing gross misdemeanor offense. The Caseload Forecast Council has no information concerning how many incidents of the newly established or expanded gross misdemeanor offenses may occur, nor any information concerning how such offenses would be sentenced. As such, the Caseload Forecast Council cannot reliably estimate bed impacts resulting from these provisions of the bill. However, as gross misdemeanor offenses, the offenses would be punishable by a term of confinement of 0-364 days in jail for individuals sentenced as adults. Therefore, any impact would be on jail beds only.

Impact on Juvenile Rehabilitation and local beds

The newly established Class C felony offenses of "Trafficking in Catalytic Converters in the First Degree and Second Degree" and "Possession, Sale, or Offering for Sale Seven or More Unmarked Catalytic Converters", would be considered Category C offenses on the Juvenile Sentencing Grid. The offenses would be punishable by a standard range term of between Local Sanctions (0-30 days in local juvenile detention) and 15-36 weeks in Juvenile Rehabilitation (depending on the number of prior adjudications) for juveniles adjudicated of these offenses. Therefore, incidences of these offenses would likely impact both local juvenile detention and Juvenile Rehabilitation beds.

The establishment of the 12-month enhancement does not impact juvenile sentences.

There may also be an additional increased need for Juvenile Rehabilitation (JR) beds. Current statutes require individuals sentenced in adult court for a felony offense committed before the age of 18 to serve to their confinement at a JR facility until age 25, or until release if occurring prior to age 25. As less than 1% of all sentences in the adult system are committed by those less than age 18, it assumed any impacts to JR would be minimal.

The establishment of a new gross misdemeanor offense and expansion of an existing gross misdemeanor offense, considered Category D offenses on the Juvenile Sentencing Grid, are punishable by Local Sanctions (0-30 days in local juvenile detention) for juveniles adjudicated for the offenses. Therefore, any incidence of this offense would likely impact only local juvenile detention beds.

Department of Revenue Fiscal Note

Bill Number: 2153 S HB	Title: Catalytic converter theft	Agency: 140-Department of Revenue
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Expenditures from:

	FY 2024	FY 2025	2023-25	2025-27	2027-29
Account					
GF-STATE-State 001-1		9,000	9,000		
Total \$		9,000	9,000		

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: Michelle Rusk	Phone: 60-786-7153	Date: 01/31/2024
Agency Preparation: Erika Ferrara	Phone: 60-534-1517	Date: 02/06/2024
Agency Approval: Valerie Torres	Phone: 60-534-1521	Date: 02/06/2024
OFM Review: Amy Hatfield	Phone: (360) 280-7584	Date: 02/07/2024

Request # 2153-1-1

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 fiscal note only addresses sections 16, 20, and 30 of the bill, which impact the Department of Revenue (department).

CURRENT LAW:

A catalytic converter inspection fee does not exist for motor vehicle scrap processors or a wrecker license.

PROPOSAL:

This bill adds a \$500 catalytic converter inspection fee for motor vehicle scrap processors and a \$500 catalytic converter inspection fee for wrecker license. The State Patrol Highway Account receives both fees. The bill also adds new requirements for the sale of catalytic converters removed from vehicles and for any person removing a catalytic converter for a purpose other than maintenance, repair, or demolition or for a person knowingly possessing an unmarked detached catalytic converter.

EFFECTIVE DATE:

The sections impacting the department take effect April 1, 2025.

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.

This legislation results in no revenue impact on business license fees administered by the department.

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.

ASSUMPTIONS:

This bill requires no additional endorsements. Businesses already renewing an endorsement will pay the added fee(s). The department will transfer the fees to the State Patrol Highway Account.

FIRST YEAR COST:

The department will not incur any costs in fiscal year 2024.

SECOND YEAR COST:

The department will incur total costs of \$9,000 in fiscal year 2025. These costs include:

- Object Costs - \$9,000.
- Contract computer system programming.

ONGOING COSTS:

There are no ongoing costs.

Part III: Expenditure Detail

III. A - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years					
C-Professional Service Contracts		9,000	9,000		
Total \$		\$9,000	\$9,000		

III. B - Detail: *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part I and Part IIIA.*

NONE

III. C - 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

Part V: New Rule Making Required

Individual State Agency Fiscal Note

Bill Number: 2153 S HB	Title: Catalytic converter theft	Agency: 160-Office of Insurance Commissioner
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

Legislative Contact: Michelle Rusk	Phone: 360-786-7153	Date: 01/31/2024
Agency Preparation: Bryon Welch	Phone: 360-725-7037	Date: 02/01/2024
Agency Approval: Bryon Welch	Phone: 360-725-7037	Date: 02/01/2024
OFM Review: Jason Brown	Phone: (360) 742-7277	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 provides the legislative findings of increased rates of catalytic converter thefts statewide and nationwide due in part to the challenges of accurately identifying stolen catalytic converters and tracking them through the stream of commerce after they have been removed from their originating vehicles and requires all purchasers of catalytic converters to be licensed and subject to regulation and inspection.

This bill concerns the regulation of catalytic converter transactions, not the regulation of insurance. It will not change how the Office of Insurance Commissioner does business. 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.

Individual State Agency Fiscal Note

Bill Number: 2153 S HB	Title: Catalytic converter theft	Agency: 225-Washington State Patrol
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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	0.1	0.1	0.5	0.5
Account					
State Patrol Highway Account-State 081-1	0	45,700	45,700	279,400	279,400
Total \$	0	45,700	45,700	279,400	279,400

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: Michelle Rusk	Phone: 360-786-7153	Date: 01/31/2024
Agency Preparation: Shawn Eckhart	Phone: 360-596-4083	Date: 02/06/2024
Agency Approval: Shawn Eckhart	Phone: 360-596-4083	Date: 02/06/2024
OFM Review: Tiffany West	Phone: (360) 890-2653	Date: 02/12/2024

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 legislation has an indeterminate fiscal impact to the Washington State Patrol (WSP). This does not change with the substitute version of this bill.

Sections 3 through 11 remove "private metal property" from RCW 19.290, thereby removing authorization of scrap metal businesses to purchase or sell catalytic converters.

In section 12, a vehicle dealer is required to offer the purchaser the option to mark the last eight digits of the originating vehicle's VIN on the vehicle's catalytic converter prior to sale and transfer of the vehicle. Exceptions are if such a mark already exists, the catalytic converter is not in a location where it is clearly visible, or the vehicle is sold wholesale. The dealer may charge a fee for this service. A further exception is effective April 1, 2025, when the WSP may grant a vehicle dealer an exception if it determines that meeting the requirements would impose an unreasonable financial hardship on the vehicle dealer in accordance with policies established per section 22. This section changed in the substitute version by requiring the dealer to offer to the purchaser to mark a catalytic converter rather than making it a straight-up requirement, while adding that the dealer can charge a fee for this service. The bill also removed language that unmarked catalytic converters are subject to seizure. And it changed the date by which the WSP can grant further marking exceptions to dealers from November 1, 2024, to April 1, 2025.

In Sections 13 and 17, "catalytic converter" is added to the definition of "major component parts" as used in RCW 46.79 and 46.80, regulating scrap processors and hulk haulers, and vehicle wreckers.

In Section 14, only licensed scrap processors may disassemble or de-can a catalytic converter for removal or processing of the internal core to extract specified metals. There are established record-keeping requirements in doing so. Unless the scrap processor is the registered owner of the originating vehicle, the processor must wait 30 days between purchase and disassembly or de-canning of a catalytic converter.

In Sections 15, 18 and 19, payment to individual sellers of catalytic converters that have been removed from a vehicle may only be made via nontransferable check, mailed by the licensed scrap processor or vehicle wrecker at least three days after the transaction to the street address provided to the processor at the time of the transaction. The seller must also provide photographic identification to the buyer. Specific records must be kept on each transaction for three years from sale and must be made available to law enforcement during normal business hours, or at reasonable times.

In Section 16 and 20, licenses and license renewals from the Department of Licensing for scrap processors and for vehicle wreckers must include a \$500 catalytic converter inspection fee to be deposited into the State Patrol Highway Account to support WSP activities under section 21.

In Section 21, subject to funding, the WSP is required to conduct periodic inspections at least once a year of all licensed purchasers of catalytic converters that have been removed from vehicles that are licensed under RCW 46.79 and 46.80. The WSP is also required to develop a standardized inspection form and train local law enforcement agencies, civilian employees, and limited authority law enforcement personnel on inspection procedures. The WSP is required to specify which specific law enforcement agencies have a duty to inspect the different business types that are licensed to purchase catalytic converters, and to authorize inspections to be conducted by civilian employees or limited authority law enforcement agencies if necessary to increase the availability of potential inspectors, provided that the WSP has oversight of such inspections.

In Section 22, by November 1, 2024, subject to funding, the WSP must establish a process for evaluating and granting exemptions to vehicle dealers from the catalytic converter permanent marking requirements under chapter 12. This

includes developing and publishing a list of factors and circumstances that must be considered when determining whether meeting the requirements under section 12 would impose an unreasonable financial hardship.

In Section 23, under RCW 9A.82, a person who removes a catalytic converter from a vehicle for a purpose other than maintenance, repair or demolition, or who knowingly possesses an unmarked detached catalytic converter, must permanently mark the catalytic converter with the last eight digits of the originating vehicle's VIN within 24 hours after removal and before off-site transport of the detached catalytic converter. Unmarked catalytic converters are subject to immediate seizure and forfeiture by law enforcement. Possessing six or fewer unmarked detached catalytic converters is a gross misdemeanor. Seven or more is a class C felony. Changes in the substitute version were changing the threshold between a gross misdemeanor and a class C felony for possession of unmarked detached catalytic converters from five to seven. The substitute version also creates two additional crimes. Intentionally removing or altering the eight-digit marking established in section 12 on a detached catalytic converter is a gross misdemeanor, but becomes a class C felony for subsequent like offenses. It is a gross misdemeanor for any person who is not a scrap processor licensed under chapter 46.79 or vehicle wrecker licensed under chapter 46.80 to knowingly possess, sell, or offer for sale six or fewer detached catalytic converters that do not comply with the marking requirements. If it is seven or more units, it is a class C felony. The threshold from a gross misdemeanor changed in the substitute bill from five to seven units.

In Section 24, a person is guilty of trafficking in catalytic converters in the first degree if the person knowingly traffics seven or more catalytic converters that have been removed from a motor vehicle without fulfilling the requirements under chapters 46.79 or 46.80 for lawful transfer, or purchases a catalytic converter that has been removed from a motor vehicle without possessing a valid scrap processor license under chapter 46.79 or vehicle wrecker license under chapter 46.80. This is a class C felony. Changes in this section made in the substitute bill were trafficking in seven or more catalytic converters rather than five or more, and the proposed crime is reduced from a class B to a class C felony.

A new section 25 is added in the substitute bill which along with an inserted section 28 establish a 12-month sentencing enhancement for catalytic converter crimes. Subsequent sections listed below are numbered differently from the original bill due to the insertions of new section 25 and 28.

In Section 26, a person is guilty of trafficking in catalytic converters in the second degree if the person knowingly traffics six or fewer catalytic converters that have been removed from a motor vehicle without fulfilling the requirements under chapters 46.79 or 46.80 for lawful transfer. This is a class C felony. The substitute bill increased the threshold of trafficking from four or more catalytic converters to six or more.

In Section 27, "criminal profiteering" is expanded to include any conduct that would be chargeable as first or second degree trafficking in catalytic converters.

Per Section 30, the provisions in this bill take effect April 1st, 2025. The prior effective date had changed from April 1st, 2024, for all sections aside from section 21, and January 1st, 2025, for section 21.

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.

There are no cash receipts to the WSP from this legislation.

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.

Sections 12 and 22 will have an indeterminate impact to the WSP. We do not know the population of dealers that might have an interest in requesting exemptions from marking requirements, nor the likelihood of making requests.

Section 21 will also have an impact to us. Our current workload covers many of the requirements aside from the requirement that we retain oversight of inspections required in this section. We would need the equivalent of 0.5 FTE of a sergeant position to cover that workload beginning in the second half of FY 2025.

We base estimated salary expenditures on current levels for the positions requested per published salary schedules, plus any applicable incentive or assignment pay. We compute estimated benefits expenditures based on federal or state mandated rates plus state provided amounts for health insurance and workers' compensation insurance. We assume that any increases in these rates or amounts will be covered by legislation establishing the increase. We compute estimated support expenditures such as supplies & materials, communications, computer costs (hardware and software), vehicle and vehicle operating costs, among others, using average costs to support agency FTEs. We adjust the estimated support costs to reflect the needs of individual divisions or positions within the agency.

We base our estimate for agency indirect costs on the approved federal indirect cost rate of 33.41 percent. We apply this indirect cost rate percentage to all categories of expenditure with only two exceptions: capital equipment and expenditures after \$25,000 of each projected contract. Indirect costs include, but are not limited to, computer and telecommunications support, payroll processing, vendor payments, general accounting, procurement administration, inventory control, and human resource management.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2024	FY 2025	2023-25	2025-27	2027-29
081-1	State Patrol Highway Account	State	0	45,700	45,700	279,400	279,400
Total \$			0	45,700	45,700	279,400	279,400

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		0.1	0.1	0.5	0.5
A-Salaries and Wages		17,300	17,300	138,400	138,400
B-Employee Benefits		5,500	5,500	44,200	44,200
C-Professional Service Contracts					
E-Goods and Other Services		2,500	2,500	12,200	12,200
G-Travel		200	200	1,200	1,200
J-Capital Outlays		11,600	11,600	17,600	17,600
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
9-Indirect Costs		8,600	8,600	65,800	65,800
Total \$	0	45,700	45,700	279,400	279,400

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
Sergeant	138,429		0.1	0.1	0.5	0.5
Total FTEs			0.1	0.1	0.5	0.5

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.

Individual State Agency Fiscal Note

Bill Number: 2153 S HB	Title: Catalytic converter theft	Agency: 227-Criminal Justice Training Commission
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

Legislative Contact: Michelle Rusk	Phone: 360-786-7153	Date: 01/31/2024
Agency Preparation: Brian Elliott	Phone: 206-835-7337	Date: 02/01/2024
Agency Approval: Brian Elliott	Phone: 206-835-7337	Date: 02/01/2024
OFM Review: Danya Clevenger	Phone: (360) 688-6413	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.

This bill has no fiscal impact to the Criminal Justice Training Commission.

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.

This bill has no cash receipt impact.

II. C - Expenditures

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

This bill has no expenditure impact.

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.

Individual State Agency Fiscal Note

Bill Number: 2153 S HB	Title: Catalytic converter theft	Agency: 240-Department of Licensing
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

ACCOUNT	FY 2024	FY 2025	2023-25	2025-27	2027-29
State Patrol Highway Account-State 081-1		24,000	24,000	222,000	222,000
Total \$		24,000	24,000	222,000	222,000

Estimated Operating Expenditures from:

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years	0.0	3.3	1.7	2.1	2.1
Account					
Motor Vehicle Account-State 108 -1	0	105,000	105,000	604,000	604,000
Total \$	0	105,000	105,000	604,000	604,000

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: Michelle Rusk	Phone: 360-786-7153	Date: 01/31/2024
Agency Preparation: Ellie Gochenouer	Phone: 360-901-0114	Date: 02/09/2024
Agency Approval: Collin Ashley	Phone: (564) 669-9190	Date: 02/09/2024
OFM Review: Kyle Siefering	Phone: (360) 995-3825	Date: 02/09/2024

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.

Allows purchasers the option of having dealers to mark catalytic converters with partial VIN number. Further defines what licensed businesses are allowed to purchase or sell. The bill no longer defines “private metal property”, as catalytic converters. Delays payment for transactions and implements record keeping requirements for buyers. Adds provisions to WA criminal code.

Section 12 requires dealers to offer to clearly and permanently mark the last eight digits of the originating vehicle's VIN on the vehicle's catalytic converter, DOL will need to investigate any complaints from customers.

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.

This bill would increase revenue collected by the Department of Licensing. Section 20 of this bill would add a \$500 catalytic converter inspection fee to wrecker licenses fees collected by DOL. Section 16 of this bill would add a \$500 catalytic converter fee to scrap processor licenses collected by DOL. This bill would increase DOL revenue collections by \$24,000 in FY 25 and \$110,500 in FY 26 the first full year of collections.

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.

Please see attached fiscal note.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2024	FY 2025	2023-25	2025-27	2027-29
108-1	Motor Vehicle Account	State	0	105,000	105,000	604,000	604,000
Total \$			0	105,000	105,000	604,000	604,000

III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29	
FTE Staff Years		3.3	1.7	2.1	2.1	
A-Salaries and Wages		46,000	46,000	318,000	318,000	
B-Employee Benefits		16,000	16,000	112,000	112,000	
C-Professional Service Contracts						
E-Goods and Other Services		43,000	43,000	174,000	174,000	
G-Travel						
J-Capital Outlays						
M-Inter Agency/Fund Transfers						
N-Grants, Benefits & Client Services						
P-Debt Service						
S-Interagency Reimbursements						
T-Intra-Agency Reimbursements						
9-						
Total \$		0	105,000	105,000	604,000	604,000

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
Investigator 3	80,112		3.0	1.5	1.1	1.1
PROFESSIONAL LICENSING REPRESENTATIVE 2	67,380		0.3	0.2	1.0	1.0
Total FTEs			3.3	1.7	2.1	2.1

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.

Individual State Agency Fiscal Note

Agency 240 – Department of Licensing

Bill Number: SHB 2153

Bill Title: Catalytic Converter Theft

Part 1: Estimates

No Fiscal Impact

Estimated Cash Receipts:

Revenue	Fund	FY 24	FY 25	23-25 Total	25-27 Total	27-29 Total
State Patrol Highway Account	081	-	24,000	24,000	222,000	222,000
Account Totals		-	24,000	24,000	222,000	222,000

Estimated Expenditures:

		FY 24	FY 25	23-25 Total	25-27 Total	27-29 Total
FTE Staff Years		-	0.6	0.4	2.1	2.1
Operating Expenditures	Fund	FY 24	FY 25	23-25 Total	25-27 Total	27-29 Total
Motor Vehicle	108	-	105,000	105,000	604,000	604,000
Account Totals		-	105,000	105,000	604,000	604,000

The revenue 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 the fiscal impact is **less than \$50,000** per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- 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.
- Capital budget impact, complete Part IV.
- Requires new rule making, complete Part V.

Legislative Contact: Michelle Rusk	Phone: (360) 786-7153	Date: 02/01/2024
Agency Preparation: Ellie Gochenouer	Phone: (360) 634-5082	Date: 02/09/2024
Agency Approval: Collin Ashley	Phone: (360) 634-5384	Date: 02/09/2024

Request #	1
Bill #	2153

Part 2 – Explanation

CHANGES FROM HB 2153 to SHB 2153

The proposed substitute makes the following changes relevant for Department of Licensing (DOL):

- Strikes the bill’s definition of “private metal property” from meaning catalytic converters.
- Strikes all references to “private metal property”.
- Strikes the previous language that made catalytic converters without clear vehicle identification number (VIN) markings subject to immediate seizure and forfeiture.
- Instead, dealers are now required to offer the purchaser the option to have their catalytic converter marked with the VIN number.
- Requires consumers who elect not to have the catalytic converter marked, to sign a disclosure stating they knowingly declined the marking.
- Amends criminal offenses for trafficking catalytic converters.
- Amends the effective date for all sections of the bill, except section 21, to be April 1, 2025.
- Section 12 FTE impacts related to complaints and investigations were not identified in fiscal note for HB 2153 but are required and not driven by changes between HB 2153 and SHB 2153.

2.A – Brief Description Of What The Measure Does That Has Fiscal Impact

Allows purchasers the option of having dealers to mark catalytic converters with partial VIN number. Further defines what licensed businesses are allowed to purchase or sell. The bill no longer defines “private metal property”, as catalytic converters. Delays payment for transactions and implements record keeping requirements for buyers. Adds provisions to WA criminal code.

Section 12 requires dealers to offer to clearly and permanently mark the last eight digits of the originating vehicle’s VIN on the vehicle’s catalytic converter, DOL will need to investigate any complaints from customers.

2.B - Cash receipts Impact

This bill would increase revenue collected by the Department of Licensing. Section 20 adds a \$500 catalytic converter inspection fee to wrecker license fees collected by DOL. Section 16 of this bill would add a \$500 catalytic converter fee to scrap processor licenses collected by DOL. This bill would increase DOL revenue collections by \$24,000 in FY 25 and \$110,500 in FY 26 the first full year of collections.

Revenue	Fund	FY 24	FY 25	23-25 Total	25-27 Total	27-29 Total
State Patrol Highway Account	081	-	24,000	24,000	222,000	222,000
Account Totals		-	24,000	24,000	222,000	222,000

2.C – Expenditures

This bill may capture the interest of vehicle owners who may question the action of the dealer and:

- Seek verification of the dealer clearly marked the catalytic converter,
- File a complaint they were not given the option to have the dealer mark the catalytic converter,
- File a complaint if their vehicle was stolen and records were not adequate.

DOL estimates 619,976 vehicle sales in 2023. Of the total vehicle sales, DOL estimates complaints of .1%, 620. Of the total complaints, DOL assumes 70% investigations required, 434. Of the total investigations, DOL assumes 10% of investigations are moved to compliance, 43.

Starting April 1, 2025 the following FTE will be needed ongoing:

(0.3) FTE Professional Licensing Representative 2 to process intake complaints, evaluate for relevancy, provide consumer guidance and direction to the Attorney General’s Office (AGO) consumer complaints division.

(1.0) FTE Investigator 3 to conduct investigations associated with complaints filed tied to consumer complaints and/or business entities.

(0.8) FTE Professional Licensing Representative 2 to regulate compliance, facilitate due process, monitoring of sanctions and direction to the AGO consumer complaints division.

Information Services:

The agency will use appropriated funds to hire contract programmers to accomplish this work or to support current staff implementing this legislation within the required timeline. Appropriated funds may also be used to hire agency temporary staff to support permanent staff assigned to this legislative effort.

Any change requires a process to ensure changes are correctly applied to the system. This involves Project Managers that manage the team that completes the update, business analyst that documents and reviews the system changes, architect services that analyzes how the update could have an effect on other systems or DOL processes, developers who create the change, and testers and quality assurance teams that ensure the update is working correctly.

Cost Category	Description	Rate	2024	2025	2026	2027	2028	2029	Total Cost
TESTER	Test to verify individual components meet requirements; ensure that other business transactions have not been impacted.	\$ 27,144	-	2,700	-	-	-	-	2,700
BUSINESS ANALYST	Determine business requirements; translate requirements into what changes are needed to various systems including account codes, inventory codes, testing considerations, etc.	\$ 19,836	-	2,000	-	-	-	-	2,000
PROJECT MANAGER	Manage schedule and contracts	\$ 34,452	-	3,400	-	-	-	-	3,400
SECURITY AND ARCHITECT SERVICES	Create the conceptual model that defines the structure, behavior and framework of a computerized system including a breakdown of the system into components, the component interactions and interfaces (including with the environment, especially the user), and the technologies and resources to be used in the design.	\$ 19,836	-	2,000	-	-	-	-	2,000
CONTRACTED FAST DEVELOPER / TESTER	Updates to the DRIVES system will require additional vendor hours outside of the contracted maintenance to make system updates to implement this bill.	\$ 37,236	-	3,700	-	-	-	-	3,700
Trainer	Trains business partners and employees in new system processes and capabilities.	\$ 27,144	-	2,700	-	-	-	-	2,700
Project Contingency	Office of the Chief Information Officer designated rate of 10%	\$ 29,824	-	1,700	-	-	-	-	1,700
Totals			-	18,200	-	-	-	-	18,200

What IS Will Implement:

1. Add twelve total new violations to the Compliance Case Violations Table for Scrap Metal, Hulk Haulers, Wreckers, and Dealers licenses.

Support Services:

Agency Administrative Overhead is included at a rate of 23.4 percent of the direct program costs. This funding received covers agency-wide functions such as vendor payments, contract administration, financial management, mail processing, equipment management, help desk support, and technical assistance to DOL employees. These indirect costs are shown under object E.

Part 3 – Expenditure Detail

Expenditure account differs from the revenue account because the revenue can only be used by Washington State Patrol (WSP) under current RCW.

3.A – Operating Budget Expenditures

Operating Expenditures	Fund	FY 24	FY 25	23-25 Total	25-27 Total	27-29 Total
Motor Vehicle	108	-	105,000	105,000	604,000	604,000
Account Totals		-	105,000	105,000	604,000	604,000

3.B – Expenditures by Object or Purpose

Object of Expenditure	FY 24	FY 25	23-25 Total	25-27 Total	27-29 Total
FTE Staff Years	0.0	0.6	0.4	2.1	2.1
Salaries and Wages	-	46,000	46,000	318,000	318,000
Employee Benefits	-	16,000	16,000	112,000	112,000
Goods and Services	-	43,000	43,000	174,000	174,000
Total By Object Type	-	105,000	105,000	604,000	604,000

3.C – FTE Detail

Staffing	Salary	FY 24	FY 25	23-25 Total	25-27 Total	27-29 Total
PROFESSIONAL LICENSING REPRESENTATIVE 2	67,380	0.0	0.3	0.2	1.1	1.1
Investigator 3	80,112	0.0	0.3	0.2	1.0	1.0
Total FTE		0.0	0.6	0.4	2.1	2.1

Part 4 – Capital Budget Impact

None.

Part 5 – New Rule Making Required

None.

Individual State Agency Fiscal Note

Bill Number: 2153 S HB	Title: Catalytic converter theft	Agency: 307-Department of Children, Youth, and Families
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

NONE

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: Michelle Rusk	Phone: 360-786-7153	Date: 01/31/2024
Agency Preparation: Wendy Polzin	Phone: 2066702667	Date: 02/06/2024
Agency Approval: Sarah Emmans	Phone: 360-628-1524	Date: 02/06/2024
OFM Review: Danya Clevenger	Phone: (360) 688-6413	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.

The substitute bill makes further changes to levels offenses related to theft of catalytic converters.

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.

Due to the expansion and creation of new offenses, Juvenile Rehabilitation (JR) may see an increase in JR commitments and associated staffing. DCYF does not have data regarding how many individuals will be impacted, therefore, the caseload forecast and per capita adjustments are unknown at this time. DCYF assumes the impact will result when the ADP caseload changes in the JR residential facilities forecast. The impact would be reflected in the forecasted maintenance level budget step. DCYF will true up our fiscal impact in subsequent budget submittals if the legislation is enacted into law.

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.

Individual State Agency Fiscal Note

Bill Number: 2153 S HB	Title: Catalytic converter theft	Agency: 310-Department of Corrections
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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
Account					
General Fund-State 001-1	0	7,000	7,000	0	0
Total \$	0	7,000	7,000	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: Michelle Rusk	Phone: 360-786-7153	Date: 01/31/2024
Agency Preparation: Ellen Hafer	Phone: (360) 725-8428	Date: 02/05/2024
Agency Approval: Michael Steenhout	Phone: (360) 789-0480	Date: 02/05/2024
OFM Review: Danya Clevenger	Phone: (360) 688-6413	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.

Substitute House Bill (SHB) 2153 differs from previous versions of this bill as follows:

Section 23 adds a new section to RCW 9A.82.

- Section 23(3)(a) establishes a new gross misdemeanor for any person to intentionally remove, alter, or obliterate the last eight digits of the originating vehicle identification number from a detached catalytic converter.
- Section 23(3)(b) establishes a Class C felony if the person has previously been convicted under this subsection.
- Section 23(4) establishes a new gross misdemeanor for any person who is not a licensed scrap processor or licensed vehicle wrecker to knowingly possess, sell, or offer for sale six or fewer detached catalytic converters that do not comply with marking requirements required under subsection 1 of this section.
- Section 23(5) establishes a new Class C felony for any person who is not a licensed scrap processor or licensed vehicle wrecker to knowingly possess, sell, or offer for sale seven or more detached catalytic converters that do not comply with marking requirements required under subsection 1 of this section, ranked at Seriousness Level II on the Adult Felony Sentencing Grid in Section 29 of the bill.

Section 24 adds a new section to RCW 9A.82, establishing a new Class C felony offense of Trafficking in Catalytic Converters in the First Degree, ranked at Seriousness Level IV on the Adult Felony Sentencing Grid in Section 29 of the bill.

Section 25 adds a new section to RCW 9.94A that requires the court to make a finding of fact of the special allegation, or if a jury trial, the jury shall make a finding if the defendant has been convicted of Trafficking in Catalytic Converters in the First Degree and there has been a special allegation pleaded and proven that the defendant knowingly: trafficked seven or more catalytic converters that were illegally removed from a motor vehicle or purchased a catalytic converter that has been illegally removed.

Section 26 adds a new section to RCW 9A.82, establishing a new Class C felony offense of Trafficking in Catalytic Converters in the Second Degree, ranked at Seriousness Level III on the Adult Felony Sentencing Grid in Section 29 of the bill.

Section 27 amends RCW 9A.82.010 by adding the offenses of Trafficking in Catalytic Converters to the definition of "Criminal Profiteering."

Section 28 amends RCW 9.94A.533 by establishing a 12-month enhancement for any offense that is also a violation of Section 25.

Section 29 amends RCW 9.94A.515 by ranking the felony offenses of Trafficking in Catalytic Converters in the First and Second Degree, and the felony offense of Possession, Sale, or Offering for Sale Seven or More Unmarked Catalytic Converters.

Section 30 states that all sections other than Section 22 of the bill take effect April 1, 2025.

The following impacts from the original bill remain unchanged in the substitute:

- Section 18 amends RCW 46.80.080 to expand the gross misdemeanor offense of failing to comply with requirements of RCW 46.80.080 by including requirements associated with record keeping involving the purchase of catalytic converters.

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.

The fiscal impact of this bill to DOC is indeterminate, assumed to be less than \$50,000 per Fiscal Year (FY).

This bill:

- Expands the definition of an existing gross misdemeanor offense;
- Establishes a new finding;
- Establishes a new 12-month enhancement;
- Establishes a new misdemeanor offense; and
- Establishes and ranks three new Class C felony offenses.

Impact on Prison and Jail Beds:

This bill establishes and ranks the Class C felony offenses of Trafficking in Catalytic Converters in the First Degree and Second Degree and Possession, Sale, or Offering for Sale of Seven or More Unmarked Catalytic Converters. The Caseload Forecast Council (CFC) has no information concerning how many incidents of newly established felony offenses may occur or the sentences that might actually be imposed for the new offenses. As such, the CFC cannot reliably predict bed impacts resulting from the bill.

However, as a Class C felony ranked at Seriousness Level IV on the Adult Felony Sentencing Grid, Trafficking in Catalytic Converters in the First Degree would be punishable by a standard range term of confinement of between 3-9 months in jail and 60 months in prison (limited to 60 months by the statutory maximum sentence for Class C felony), depending on the individual's criminal history. The Class C felony offense of Trafficking in Catalytic Converters in the Second Degree ranked at Seriousness Level III on the Adult Felony Sentencing Grid would be punishable by a standard range term of confinement of between 1-3 months in jail and 51-60 months in prison (limited to 60 months by the statutory maximum sentence for Class C felony), depending on the individual's prior history. The Class C felony offense of Possession, Sale, or Offering for Sale Seven or More Unmarked Catalytic Converters ranked at Seriousness Level II on the Adult Felony Sentencing Grid would be punishable by a standard range term of confinement of between 0-90 days in jail and 43-57 months in prison, depending on the individual's prior history. As such, any impact should manifest itself as an increased need for jail beds and prison beds.

The establishment of the 12-month enhancement would result in an additional need of prison beds.

The bill additionally establishes a new gross misdemeanor offense and expands the definition of an existing gross misdemeanor offense. The CFC has no information concerning how many incidents of the newly established or expanded gross misdemeanor offenses may occur, nor any information concerning how such offenses would be sentenced. As such, the CFC cannot reliably estimate bed impacts resulting from these provisions of the bill. However, as gross misdemeanor offenses, the offenses would be punishable by a term of confinement of 0-364 days in jail for individuals sentenced as adults. Therefore, any impact would be on jail beds only.

Information Technology Impacts:

Customization of the Offender Management Network Information (OMNI) system is needed to meet the requirements of this legislation. Due to the complexity of completing the development, testing, and implementation of the statutory changes, contracted services are necessary in FY 2025.

To implement this legislation, OMNI data tables need to be updated per RCW 9A.82 for technical corrections.

Cost Calculation Estimate:

IT Application Developer | \$185 per hour x 20 hours = \$3,700
 IT Quality Assurance | \$185 per hour x 8 hours = \$1,480
 IT Business Analyst | \$185 per hour x 8 hours = \$1,480
 Total One-Time Costs in FY 2024: \$7,000 (rounded to the nearest thousand)

Assumptions:

- 1) The estimated ADP impact to DOC prison facilities/institutions and/or community supervision/violator caseloads is based on projections from CFC.
- 2) We assume a Direct Variable Cost (DVC) of \$7,630 per incarcerated individual per FY to facilitate cost discussions during legislative session for bills. This cost estimate includes prison and health services' direct variable costs. It does not include staffing or dollars necessary for staffing needed at the facility outside of the living/housing units. The DVC is calculated by DOC and reviewed and approved with the Office of Financial Management, Senate, and House staff each legislative session.
- 3) For illustration purposes only, the average annual Community Supervision caseload model is \$6,101 per ADP (not including startup costs), regardless of the supervised risk level based on the workload model. If ADP impacts are applicable to this fiscal note, the calculated rate per community supervision ADP includes direct supervision and ancillary units, such as Hearings, Records, and Training, that are directly affected by supervision population changes. The estimate will vary based on the risk level of the supervised individuals, which requires different staffing levels. The population trend data used is based on the Risk Level Classification tool and provides a risk level of 42.8% high violent, 27.3% high non-violent, 21% moderate, 7.9% low, and 1.0% unclassified. (June – November 2017)
- 4) The DOC assumes that any increase in community supervision caseload will result in an increased need for violator beds. For illustration, the FY2023 average percentage of supervised individuals who served jail time and were billed by the local jurisdictions for violating their conditions of supervision was a rate of 2.0%. The current average daily cost for jail beds is \$114.43 per day, inclusive of all risk levels and healthcare costs. The rate is an average, and actual rates vary by local correctional facilities.
- 5) We assume additional impacts will result when ADP caseload changes in either prison or community and resources will be necessary. The DOC will “true up” our fiscal impact in subsequent budget submittals should the legislation be enacted into session law.
- 6) We assume a phase-in will be necessary to successfully achieve the reductions/additions needed based on this legislation.

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	7,000	7,000	0	0
Total \$			0	7,000	7,000	0	0

III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years					
A-Salaries and Wages					
B-Employee Benefits					
C-Professional Service Contracts		7,000	7,000		
E-Goods and Other Services					
G-Travel					
J-Capital Outlays					
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
9-					
Total \$	0	7,000	7,000	0	0

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)

Program	FY 2024	FY 2025	2023-25	2025-27	2027-29
Administration & Support Services (100)		7,000	7,000		
Total \$		7,000	7,000		

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

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: 2153 S HB	Title: Catalytic converter theft	Agency: 365-Washington State University
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

Legislative Contact: Michelle Rusk	Phone: 360-786-7153	Date: 01/31/2024
Agency Preparation: Emily Green	Phone: 5093359681	Date: 02/06/2024
Agency Approval: Chris Jones	Phone: 509-335-9682	Date: 02/06/2024
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 02/07/2024

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.

S HB 2153 relates to deterring catalytic converter theft and creating a mechanism to enforce penalties.

This bill would not fiscally impact Washington State University. No unit at WSU accepts scrap metal or conducts transactions involving nonferrous metal property.

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.



Multiple Agency Ten-Year Analysis Summary

Bill Number	Title
2153 S HB	Catalytic converter theft

This ten-year analysis is limited to the estimated cash receipts associated with the proposed tax or fee increases.

Estimated Cash Receipts

	Fiscal Year 2024	Fiscal Year 2025	Fiscal Year 2026	Fiscal Year 2027	Fiscal Year 2028	Fiscal Year 2029	Fiscal Year 2030	Fiscal Year 2031	Fiscal Year 2032	Fiscal Year 2033	2024-33 TOTAL
Administrative Office of the Courts	0	0	0	0	0	0	0	0	0	0	0
Office of Public Defense	0	0	0	0	0	0	0	0	0	0	0
Office of Attorney General	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
Department of Revenue	0	0	0	0	0	0	0	0	0	0	0
Office of Insurance Commissioner	0	0	0	0	0	0	0	0	0	0	0
Washington State Patrol	0	0	0	0	0	0	0	0	0	0	0
Criminal Justice Training Commission	0	0	0	0	0	0	0	0	0	0	0
Department of Licensing	0	24,000	111,000	111,000	111,000	111,000	111,000	111,000	111,000	111,000	912,000
Department of Children, Youth, and Families	0	0	0	0	0	0	0	0	0	0	0
Department of Corrections	0	0	0	0	0	0	0	0	0	0	0
Washington State University	0	0	0	0	0	0	0	0	0	0	0
Total	0	24,000	111,000	111,000	111,000	111,000	111,000	111,000	111,000	111,000	912,000



Ten-Year Analysis

Bill Number 2153 S HB	Title Catalytic converter theft	Agency 055 Administrative Office of the Courts
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This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

Estimates

No Cash Receipts **Partially Indeterminate Cash Receipts** **Indeterminate Cash Receipts**

Name of Tax or Fee	Acct Code												
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Agency Preparation: Angie Wirkkala	Phone: 360-704-5528	Date: 2/7/2024 9:23:54 am
Agency Approval: Chris Stanley	Phone: 360-357-2406	Date: 2/7/2024 9:23:54 am
OFM Review:	Phone:	Date:



Ten-Year Analysis

Bill Number 2153 S HB	Title Catalytic converter theft	Agency 056 Office of Public Defense
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This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

Estimates

No Cash Receipts **Partially Indeterminate Cash Receipts** **Indeterminate Cash Receipts**

Name of Tax or Fee	Acct Code												
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Agency Preparation: Sophia Byrd McSherry	Phone: 360-586-3164	Date: 2/1/2024 5:44:14 pm
Agency Approval: Sophia Byrd McSherry	Phone: 360-586-3164	Date: 2/1/2024 5:44:14 pm
OFM Review:	Phone:	Date:



Ten-Year Analysis

Bill Number 2153 S HB	Title Catalytic converter theft	Agency 100 Office of Attorney General
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This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

Estimates

No Cash Receipts **Partially Indeterminate Cash Receipts** **Indeterminate Cash Receipts**

Name of Tax or Fee	Acct Code												
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Agency Preparation: Cassandra Jones	Phone: 360-709-6028	Date: 2/6/2024 2:52:17 pm
Agency Approval: Dianna Wilks	Phone: 360-709-6463	Date: 2/6/2024 2:52:17 pm
OFM Review:	Phone:	Date:



Ten-Year Analysis

Bill Number 2153 S HB	Title Catalytic converter theft	Agency 101 Caseload Forecast Council
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This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

Estimates

No Cash Receipts **Partially Indeterminate Cash Receipts** **Indeterminate Cash Receipts**

Name of Tax or Fee	Acct Code												
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Agency Preparation: Clela Steelhammer	Phone: 360-664-9381	Date: 2/6/2024 7:55:10 am
Agency Approval: Clela Steelhammer	Phone: 360-664-9381	Date: 2/6/2024 7:55:10 am
OFM Review:	Phone:	Date:



Ten-Year Analysis

Bill Number 2153 S HB	Title Catalytic converter theft	Agency 140 Department of Revenue
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This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

Estimates

No Cash Receipts **Partially Indeterminate Cash Receipts** **Indeterminate Cash Receipts**

Name of Tax or Fee	Acct Code											
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Agency Preparation: Erikka Ferrara	Phone: 360-534-1517	Date: 2/6/2024 4:50:07 pm
Agency Approval: Valerie Torres	Phone: 360-534-1521	Date: 2/6/2024 4:50:07 pm
OFM Review:	Phone:	Date:



Ten-Year Analysis

Bill Number 2153 S HB	Title Catalytic converter theft	Agency 160 Office of Insurance Commissioner
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This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

Estimates

No Cash Receipts

 Partially Indeterminate Cash Receipts

 Indeterminate Cash Receipts

Name of Tax or Fee	Acct Code											

Agency Preparation: Bryon Welch	Phone: 360-725-7037	Date: 2/1/2024 1:26:56 pm
Agency Approval: Bryon Welch	Phone: 360-725-7037	Date: 2/1/2024 1:26:56 pm
OFM Review:	Phone:	Date:



Ten-Year Analysis

Bill Number 2153 S HB	Title Catalytic converter theft	Agency 225 Washington State Patrol
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This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

Estimates

No Cash Receipts

 Partially Indeterminate Cash Receipts

 Indeterminate Cash Receipts

Name of Tax or Fee	Acct Code											

Agency Preparation: Shawn Eckhart	Phone: 360-596-4083	Date: 2/6/2024 3:18:20 pm
Agency Approval: Shawn Eckhart	Phone: 360-596-4083	Date: 2/6/2024 3:18:20 pm
OFM Review:	Phone:	Date:



Ten-Year Analysis

Bill Number 2153 S HB	Title Catalytic converter theft	Agency 227 Criminal Justice Training Commission
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This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

Estimates

No Cash Receipts **Partially Indeterminate Cash Receipts** **Indeterminate Cash Receipts**

Name of Tax or Fee	Acct Code												
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Agency Preparation: Brian Elliott	Phone: 206-835-7337	Date: 2/1/2024 11:39:29 am
Agency Approval: Brian Elliott	Phone: 206-835-7337	Date: 2/1/2024 11:39:29 am
OFM Review:	Phone:	Date:



Ten-Year Analysis

Bill Number 2153 S HB	Title Catalytic converter theft	Agency 240 Department of Licensing
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This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

Estimates

No Cash Receipts

 Partially Indeterminate Cash Receipts

 Indeterminate Cash Receipts

Estimated Cash Receipts

Name of Tax or Fee	Acct Code	Fiscal Year 2024	Fiscal Year 2025	Fiscal Year 2026	Fiscal Year 2027	Fiscal Year 2028	Fiscal Year 2029	Fiscal Year 2030	Fiscal Year 2031	Fiscal Year 2032	Fiscal Year 2033	2024-33 TOTAL
Catalytic Converter Inspection Fee	081		24,000	111,000	111,000	111,000	111,000	111,000	111,000	111,000	111,000	912,000
Total			24,000	111,000	111,000	111,000	111,000	111,000	111,000	111,000	111,000	912,000
Biennial Totals			24,000	222,000		222,000		222,000		222,000		912,000

Narrative Explanation (Required for Indeterminate Cash Receipts)

Section 20 of this bill would add a \$500 catalytic converter inspection fee to wrecker licenses fees collected by DOL. Section 16 of this bill would add a \$500 catalytic converter fee to scrap processor icenses collected by DOL.

Agency Preparation: Ellie Gochenouer	Phone: 360-901-0114	Date: 2/9/2024 3:13:24 pm
Agency Approval: Collin Ashley	Phone: (564) 669-9190	Date: 2/9/2024 3:13:24 pm
OFM Review:	Phone:	Date:



Ten-Year Analysis

Bill Number 2153 S HB	Title Catalytic converter theft	Agency 307 Department of Children, Youth, and Families
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This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

Estimates

No Cash Receipts **Partially Indeterminate Cash Receipts** **Indeterminate Cash Receipts**

Name of Tax or Fee	Acct Code											

Agency Preparation: Wendy Polzin	Phone: 2066702667	Date: 2/6/2024 3:35:45 pm
Agency Approval: Sarah Emmans	Phone: 360-628-1524	Date: 2/6/2024 3:35:45 pm
OFM Review:	Phone:	Date:



Ten-Year Analysis

Bill Number 2153 S HB	Title Catalytic converter theft	Agency 310 Department of Corrections
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This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

Estimates

No Cash Receipts **Partially Indeterminate Cash Receipts** **Indeterminate Cash Receipts**

Name of Tax or Fee	Acct Code												
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Agency Preparation: Ellen Hafer	Phone: (360) 725-8428	Date: 2/5/2024 11:01:39 am
Agency Approval: Michael Steenhout	Phone: (360) 789-0480	Date: 2/5/2024 11:01:39 am
OFM Review:	Phone:	Date:



Ten-Year Analysis

Bill Number 2153 S HB	Title Catalytic converter theft	Agency 365 Washington State University
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This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

Estimates

No Cash Receipts **Partially Indeterminate Cash Receipts** **Indeterminate Cash Receipts**

Name of Tax or Fee	Acct Code												
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Agency Preparation: Emily Green	Phone: 5093359681	Date: 2/6/2024 6:27:54 pm
Agency Approval: Chris Jones	Phone: 509-335-9682	Date: 2/6/2024 6:27:54 pm
OFM Review:	Phone:	Date: