

Multiple Agency Fiscal Note Summary

Bill Number: 5810 S SB	Title: Interpreter bargaining units
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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
Washington State Health Care Authority	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Department of Social and Health Services	0	0	159,000	0	0	322,000	0	0	322,000
Total \$	0	0	159,000	0	0	322,000	0	0	322,000

Estimated Operating Expenditures

Agency Name	2023-25				2025-27				2027-29			
	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total
Office of Financial Management	.0	0	0	0	.0	0	0	0	.0	0	0	0
Washington State Health Care Authority	Non-zero but indeterminate cost and/or savings. Please see discussion.											
Department of Labor and Industries	.0	0	0	0	.0	0	0	0	.0	0	0	0
Public Employment Relations Commission	.0	0	0	0	.0	0	0	0	.0	0	0	0
Department of Social and Health Services	2.5	562,000	562,000	721,000	5.0	1,138,000	1,138,000	1,460,000	5.0	1,138,000	1,138,000	1,460,000
Department of Children, Youth, and Families	Non-zero but indeterminate cost and/or savings. Please see discussion.											
Total \$	2.5	562,000	562,000	721,000	5.0	1,138,000	1,138,000	1,460,000	5.0	1,138,000	1,138,000	1,460,000

Estimated Capital Budget Expenditures

Agency Name	2023-25			2025-27			2027-29		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Office of Financial Management	.0	0	0	.0	0	0	.0	0	0
Washington State Health Care Authority	.0	0	0	.0	0	0	.0	0	0
Department of Labor and Industries	.0	0	0	.0	0	0	.0	0	0
Public Employment Relations Commission	.0	0	0	.0	0	0	.0	0	0
Department of Social and Health Services	.0	0	0	.0	0	0	.0	0	0
Department of Children, Youth, and Families	.0	0	0	.0	0	0	.0	0	0
Total \$	0.0	0	0	0.0	0	0	0.0	0	0

Estimated Capital Budget Breakout

Prepared by: Val Terre, OFM	Phone: (360) 280-3973	Date Published: Revised 2/15/2024
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Individual State Agency Fiscal Note

Bill Number: 5810 S SB	Title: Interpreter bargaining units	Agency: 105-Office of Financial Management
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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: Jarrett Sacks	Phone: 360-786-7448	Date: 01/25/2024
Agency Preparation: Kathy Cody	Phone: (360) 480-7237	Date: 01/29/2024
Agency Approval: Jamie Langford	Phone: 360-902-0422	Date: 01/29/2024
OFM Review: Val Terre	Phone: (360) 280-3973	Date: 01/29/2024

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 changes included in the substitute version did not change OFM's fiscal impact assumptions from the previous version.

S SB 5810:

Section 1 (11) amends the definition of "Language access provider". Section 2 (2) amends the language exempting some collective bargaining requirements between the governor and language access providers.

The removal of the term "appointments" in these sections would require bargaining changes in the State – WFSE Interpreters United Local 1671 Collective Bargaining Agreement pertaining to services not considered appointments, sometimes referred to as on-demand interpreting services, which are not covered in the current CBA (except for Facility DSHS and DCYF Block Appointments, in-person DCYF or DSHS appointments scheduled on-site for a specific time period). If on-demand interpreting services are covered, OFM and the covered agencies would need to bargain provisions around those services.

The work connected with the resulting collective bargaining of on-demand interpreting provisions can be done within existing resources. Therefore, there is no fiscal impact to OFM.

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

Revised

Bill Number: 5810 S SB	Title: Interpreter bargaining units	Agency: 107-Washington State Health Care Authority
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

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

Estimated Operating Expenditures from:

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

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

Legislative Contact: Jarrett Sacks	Phone: 360-786-7448	Date: 01/25/2024
Agency Preparation: Michael Grund	Phone: 360-725-1949	Date: 02/14/2024
Agency Approval: Megan Atkinson	Phone: 360-725-1222	Date: 02/14/2024
OFM Review: Jason Brown	Phone: (360) 742-7277	Date: 02/15/2024

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.

Please 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.

Please see attached.

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.

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.

HCA Fiscal Note

Bill Number: **5810 SSB**

HCA Request #: **24-104**

Title: **Interpreter Bargaining Units**

Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

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

Estimated Operating Expenditures from:

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

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

HCA Fiscal Note

Bill Number: **5810 SSB**

HCA Request #: **24-104**

Title: **Interpreter Bargaining Units**

Part II: Narrative Explanation

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

Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.

This bill relates to clarifying the collective bargaining unit for interpreters providing language access services to certain state agencies. The Washington State Health Care Authority (HCA) assumes this bill will have an indeterminate fiscal impact.

The bill amends RCW 41.56.510 Section 1(2)(a)(i): A statewide unit for language access providers who provide spoken language interpreter services for Department of Social Health Services (DSHS) appointments, the Department of Children, Youth, and Families (DCYF) appointments, or Medicaid enrollee appointments.

The bill removes the word "appointments". This would significantly expand the Language Access Provider's (LAP) bargaining unit to include any and all interpreters providing any kind of interpretation services for DSHS, DCYF, and HCA. This would cause significant operational disruptions, workload increases, and fiscal impacts.

‘*****’

The substitute bill additionally amends RCW 41.56.030 Definitions. For LAPs, the word “appointments” is removed, and an effective date is changed from 2019 to 2023. The new definition is:

(11)(a) "Language access provider" means any independent contractor who provides spoken language interpreter services, whether paid by a broker, language access agency, or the respective department:

- (i) For DSHS, DCYF, or Medicaid enrollees, who provided these services on or after January 1, 2011;
- (ii) For Department of Labor and Industries authorized medical and vocational providers who provided these services on or after January 1, 2019; or
- (iii) For state agencies who provided these services on or after January 1, 2023.

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. Distinguish between one time and ongoing functions.

Indeterminate.

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. Distinguish between one time and ongoing functions.

Indeterminate.

As currently written, RCW 41.56.510, clearly states that the bargaining unit includes individuals who provide interpreter services for "appointments". These appointments actually do not occur at HCA at all, but rather across Washington state with health care providers who serve Medicaid (Apple Health) clients. If "appointment" is removed from the RCW, the bargaining unit would be expanded and possibly include current HCA employees,

HCA Fiscal Note

Bill Number: **5810 SSB**

HCA Request #: **24-104**

Title: **Interpreter Bargaining Units**

who also provide interpretation services for Medicaid clients outside of an "appointment" settings. Additionally, some of the impacted individuals may already be included in another bargaining unit.

This bill would cause the HCA Interpreter Services Program (ISP) a significant increase in workload. Removing the word "appointments" from this existing RCW would expand the scope of the work covered under the bargaining unit. Currently, the scope is restricted to Medicaid appointments which are considered pre-scheduled Medicaid healthcare appointments. This is the existing and past practice. Operationally, only Medicaid enrolled providers access the ISP to request interpreters.

Removing the word "appointments" expands the scope of the work to all Medicaid related interactions needing an interpreter and may change the current and past practice of limiting the scope of work to only pre-scheduled appointments. Operationally, this would mean that on-demand services would be included in the scope of the bargaining unit work, as well as HCA business activities such as the call centers who interact with Medicaid enrollees and who may utilize interpreters in that customer service interaction. This would completely change the landscape of how these services are delivered.

This also opens the interpreters' work up to be on-demand. There is no established way for HCA to track or pay or understand what constitutes an on-demand interpreter job. HCA would need to participate in a complete re-writing of the Collective Bargaining Agreement (CBA) since the current CBA is based on pre-schedule Medicaid appointments.

There is a finite pool of interpreters and increasing the bargaining unit work will decrease the availability of interpreters to perform that work. If interpreters are not available to perform the work, then the clients needing language access services would be negatively impacted. The clients may be expected to communicate without an interpreter or go unserved without their healthcare appointments.

The same pool of interpreters is used by HCA, DSHS, DCYF, and the statewide contracts made available by the Department of Enterprise Services (DES). If the additional Medicaid related work is added to the bargaining unit, then these other agencies would experience a reduction in available interpreters.

Reducing the availability of the interpreter pool negatively impacts HCA and other agency clients. The current CBA does not provide terms and conditions for handling non-appointment Medicaid related interactions or for on demand services. Therefore, HCA would be at risk for demands to bargain and non-compliance with the CBA. The CBA would need to be rewritten.

The current and past practice is for all Medicaid related work to be facilitated through a coordinating entity. The current program within HCA and the coordinating entity contract is not structured to facilitate requests outside of Medicaid providers. The time and financial impact to update the program and coordinating entity contract and software will be significant.

Part III: Expenditure Detail

III. A - Operating Budget Expenditure

NONE

HCA Fiscal Note

Bill Number: **5810 SSB**

HCA Request #: **24-104**

Title: **Interpreter Bargaining Units**

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.

NONE

HBE Fiscal Note

Bill Number: 5810 SSB

HBE Request #: 24-19-01

Part II: Narrative Explanation

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

This bill extends collective bargaining authority to interpreters providing language access services to certain state agencies; amending RCW 41.56.030 and 41.56.510.

Section 1 (11) (a) (i) removes the word "appointments" and moves the date cutoff date of 2012. The language now reads: For the department of social and health services, the department of children, youth, and families, or Medicaid enrollees who provided these services on or after January 1, 2011.

Section 2 (2) (i) is amended to remove the word "appointments", stating A statewide unit for language access providers who provide spoken language interpreter services for the Department of Social and Health Services, the Department of Children, Youth, and Families, or Medicaid enrollees.

II. B - Cash Receipts Impact

No fiscal impact.

II. C - Expenditures

Indeterminate. As currently written, RCW 41.56.510, states that the bargaining unit includes individuals who provide interpreter services for "appointments". The deletion of the word "appointments" from Sections 1 and 2 removes the restriction of language access providers engaging in collective bargaining solely for appointments at the affected agencies ((Department of Social and Health Services (DSHS), the Department of Children Youth and Families (DCYF), and Medicaid enrollees)). The assumption is the bill would have the effect of making the statewide collective bargaining unit available for all language access providers who provide spoken language interpretation services, not only for those who are/were engaged for "appointments" only.

The bargaining unit could also be expanded to include some of the Exchange's procured contracts like our lead organizations and community partners who provide interpretation services for Medicaid clients outside of an "appointment" setting.

The Exchange's procured call center contract may need to be renegotiated or reprocured. Currently, the Exchange's call center supports eligibility and enrollment activities for over two million Medicaid enrollees On-demand services could be included in the scope of work for enrollees who may utilize interpreters in that customer service interaction.

The Exchange also utilizes a contracted interpretive services language line, whose staff may also be subject to collective bargaining. If this caused the Exchange to shift to the same pool of interpreters currently made available by the Department of Enterprise Services (DES) and currently supporting HCA, DSHS, DCYF, and other statewide contracts. This could impact the availability of interpreters to serve clients.

Part IV: Capital Budget Impact

None.

HBE Fiscal Note

Bill Number: 5810 SSB

HBE Request #: 24-19-01

Part V: New Rule Making Required

None.

Individual State Agency Fiscal Note

Bill Number: 5810 S SB	Title: Interpreter bargaining units	Agency: 235-Department of Labor and Industries
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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: Jarrett Sacks	Phone: 360-786-7448	Date: 01/25/2024
Agency Preparation: Rachel Reed	Phone: 360-902-4552	Date: 01/30/2024
Agency Approval: Trent Howard	Phone: 360-902-6698	Date: 01/30/2024
OFM Review: Anna Minor	Phone: (360) 790-2951	Date: 01/30/2024

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 extends collective bargaining authority to interpreters providing language access services to certain state agencies; amending RCW 41.56.030 and 41.56.510.

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.

This bill does not make any changes to the collective bargaining provision in RCW 41.56.510 (2)(a)(ii) relating to interpreter services for injured workers or crime victims receiving benefits from the Department of Labor and Industries (L&I). The proposed bill does not have fiscal impact for L&I.

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: 5810 S SB	Title: Interpreter bargaining units	Agency: 275-Public Employment Relations 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

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- 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: Jarrett Sacks	Phone: 360-786-7448	Date: 01/25/2024
Agency Preparation: Dario de la Rosa	Phone: 360-570-7328	Date: 02/02/2024
Agency Approval: Dario de la Rosa	Phone: 360-570-7328	Date: 02/02/2024
OFM Review: Val Terre	Phone: (360) 280-3973	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.

Substitute Senate Bill 5810 amends the definition of "Language access provider" by modifying the eligibility dates for voting purposes. The amendments also expand the university of eligible services by eliminating the requirement that interpreter services at the Department of Social and Health Services are only for "appointments". The Public Employment Relations Commission (PERC) may be called upon to provide mediation, representation, and unfair labor practice services associated with the SSB 5810 changes. PERC anticipates that it can absorb these additional duties without additional funding.

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: 5810 S SB	Title: Interpreter bargaining units	Agency: 300-Department of Social and Health Services
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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
General Fund-Federal 001-2		159,000	159,000	322,000	322,000
Total \$		159,000	159,000	322,000	322,000

Estimated Operating Expenditures from:

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years	0.0	5.0	2.5	5.0	5.0
Account					
General Fund-State 001-1	0	562,000	562,000	1,138,000	1,138,000
General Fund-Federal 001-2	0	159,000	159,000	322,000	322,000
Total \$	0	721,000	721,000	1,460,000	1,460,000

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:

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- Capital budget impact, complete Part IV.
- Requires new rule making, complete Part V.

Legislative Contact: Jarrett Sacks	Phone: 360-786-7448	Date: 01/25/2024
Agency Preparation: Teresa Elliott	Phone: 360-902-8177	Date: 01/31/2024
Agency Approval: Dan Winkley	Phone: 360-902-8236	Date: 01/31/2024
OFM Review: Jason Brown	Phone: (360) 742-7277	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.

This bill clarifies the collective bargaining unit for language access providers (LAPs) who provide spoken language interpreter services to certain state agencies, including the Department of Social and Health Services (DSHS), by removing the term “appointments.”

The deletion of the word “appointments” from Sec. (1) (i) and Sec. (2) (i) removes the restriction of language access providers engaging in collective bargaining solely for appointments at the affected agencies (DSHS, the Department of Children Youth and Families (DCYF), and Medicaid enrollees). This will have the effect of making the statewide collective bargaining unit available for all language access providers who provide spoken language interpretation services, not just those who are/were engaged for “appointments” only.

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.

It is assumed that the provisions of this bill would be eligible for federal funding based on the DSHS cost allocation plan for Program 110.

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.

DSHS assumes this bill will increase touch times in limited English proficiency (LEP) transactions. With the potential impact to all DSHS divisions and offices, there would be a need for 6 additional FTE’s across DSHS to procure new contracts, manage the contracts, data analysis and reporting, quality assurance and compliance, labor relations for Collective Bargaining Agreement (CBA) requirements and contracts accounts processing. The following are positions needed:

1.0 FTE Language Access Contracts Manager (WMS3): This position is responsible for managing Language Access Program by establishing new and maintaining existing Language Access Service Contracts for DSHS and ensuring compliance with the Language Access Providers (LAP) CBA. Contracting duties include drafting contracts, task orders, work requests and interagency agreements; preparing bidding documents and conducting bidding processes; ensuring accuracy of documents and compliance with all legal, insurance, collective bargaining agreement and bonding requirements prior to contract execution.

1.0 FTE Language Access Contracts Coordinator (WMS2): This position supports the Language Access Program and is responsible for preparing reports, maintaining the contract record and filing system, collecting relevant data, and working with project managers to administer active contracts.

1.0 FTE Language Access Program Accounts Specialist (FA3): This position performs professional level financial review and analysis of accounting and fiscal data for the Language Access Program. The position analyzes, executes, monitors, and corrects payments and distributions of agency-wide Common Cost expenditure, control expenditures, provide needed services, and assure conformance with the laws and public policies; analyzes complex financial and statistical data, and complex financial reports.

1.0 FTE Language Access Program Fiscal Data Analyst (FA4): This position is responsible for developing and maintaining DSHS’ administrative and social service budgets monitoring and reporting function for the Language Access Program. This position is responsible for monitoring expenditures against allotments related to forecasted and non-forecasted elements.

1.0 FTE Language Access Program Labor Relations Specialist (WMS2): The position serves as professional level expert responsible for language access labor relations consultation, CBA interpretation, and guidance in support of agency program areas. This position is responsible for the language access CBA grievance case management, Union-Management Committee (UMC) coordination, union requests for information (RFI) response, and labor negotiation participation. The Labor Relations Specialist independently provides consultation on professional and technical matters of language access labor relations, ensuring timely, accurate, and consistent flow of information and engagement regarding labor relation matters.

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	562,000	562,000	1,138,000	1,138,000
001-2	General Fund	Federal	0	159,000	159,000	322,000	322,000
Total \$			0	721,000	721,000	1,460,000	1,460,000

III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years		5.0	2.5	5.0	5.0
A-Salaries and Wages		474,000	474,000	1,016,000	1,016,000
B-Employee Benefits		160,000	160,000	332,000	332,000
C-Professional Service Contracts					
E-Goods and Other Services		32,000	32,000	64,000	64,000
G-Travel		1,000	1,000	2,000	2,000
J-Capital Outlays		30,000	30,000		
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service		2,000	2,000	4,000	4,000
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements		22,000	22,000	42,000	42,000
9-					
Total \$	0	721,000	721,000	1,460,000	1,460,000

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
Fiscal Analyst 3			1.0	0.5	1.0	1.0
Fiscal Analyst 4			1.0	0.5	1.0	1.0
Labor Relations Specialist (WMS2)			1.0	0.5	1.0	1.0
Language Access Contracts Coordinator (WMS2)			1.0	0.5	1.0	1.0
Language Access Contracts Manager (WMS3)			1.0	0.5	1.0	1.0
Total FTEs			5.0	2.5	5.0	5.0

III. D - Expenditures By Program (optional)

Program	FY 2024	FY 2025	2023-25	2025-27	2027-29
Administrative & Supporting Services (110)		721,000	721,000	1,460,000	1,460,000
Total \$		721,000	721,000	1,460,000	1,460,000

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

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

NONE

IV. D - Capital FTE Detail: *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part IVB.*

NONE

Part V: New Rule Making Required

Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.

Individual State Agency Fiscal Note

Bill Number: 5810 S SB	Title: Interpreter bargaining units	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.

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OFM Review: Carly Kujath	Phone: (360) 790-7909	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.

Comparison of SSB 5810 to SB 5810:

Defines "adult family home provider", bargaining representative", "child care subsidy", "collective bargaining", "commission", "executive director", "family child care provider", "fish and wildlife officer", "individual provider", "institution of higher education", "language access provider", "public employee", "public employer", and "uniformed personnel".

Section 1(2)(a)(i) removes the term "appointments" to clarify that only represented language access providers (interpreters) will provide language interpreter services.

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.

Total costs are INDETERMINATE. The provisions of this bill would require bargaining changes in the State - Washington Federation of State Employee Interpreters United Local 1671 Collective Bargaining Agreement (CBA) pertaining to services not considered appointments, which are not covered in the current CBA. Costs are not estimable until bargaining is complete.

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.