

Multiple Agency Fiscal Note Summary

Bill Number: 2147 S HB	Title: Agriculture pests & diseases
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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
Office of State Treasurer	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Total \$	0	0	0	0	0	0	0	0	0

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

Estimated Operating Expenditures

Agency Name	2023-25				2025-27				2027-29			
	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total
Office of State Treasurer	.0	0	0	0	.0	0	0	0	.0	0	0	0
Office of Financial Management	.0	0	0	0	.0	0	0	0	.0	0	0	0
Department of Health	.0	0	0	0	.0	0	0	0	.0	0	0	0
Department of Ecology	.0	0	0	0	.0	0	0	0	.0	0	0	0
Department of Agriculture	Non-zero but indeterminate cost and/or savings. Please see discussion.											
Total \$	0.0	0	0	0	0.0	0	0	0	0.0	0	0	0

Agency Name	2023-25			2025-27			2027-29		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Local Gov. Courts									
Loc School dist-SPI									
Local Gov. Other	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Local Gov. Total									

Estimated Capital Budget Expenditures

Agency Name	2023-25			2025-27			2027-29		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Office of State Treasurer	.0	0	0	.0	0	0	.0	0	0
Office of Financial Management	.0	0	0	.0	0	0	.0	0	0
Department of Health	.0	0	0	.0	0	0	.0	0	0
Department of Ecology	.0	0	0	.0	0	0	.0	0	0
Department of Agriculture	.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									
Loc School dist-SPI									
Local Gov. Other	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Local Gov. Total									

Estimated Capital Budget Breakout

Prepared by: Matthew Hunter, OFM	Phone: (360) 529-7078	Date Published: Final 2/15/2024
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Individual State Agency Fiscal Note

Bill Number: 2147 S HB	Title: Agriculture pests & diseases	Agency: 090-Office of State Treasurer
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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:

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: Dan Jones	Phone: 360-786-7118	Date: 02/12/2024
Agency Preparation: Mandy Kaplan	Phone: (360) 902-8977	Date: 02/13/2024
Agency Approval: Dan Mason	Phone: (360) 902-8990	Date: 02/13/2024
OFM Review: Amy Hatfield	Phone: (360) 280-7584	Date: 02/13/2024

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.

SHB 2147 creates the agricultural pest and disease response account, coupled with general fund as the recipient of the earnings from investments under RCW 43.84.092(4).

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.

The projected cash flows are currently unavailable; therefore, estimated earnings from investments are indeterminable.

There may be an impact on the debt service limitation calculation. Changes to the earnings credited to the general fund impacts, by an equal amount, general state revenues.

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: 2147 S HB	Title: Agriculture pests & diseases	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: Dan Jones	Phone: 360-786-7118	Date: 02/12/2024
Agency Preparation: Kathy Cody	Phone: (360) 480-7237	Date: 02/14/2024
Agency Approval: Jamie Langford	Phone: 360-902-0422	Date: 02/14/2024
OFM Review: Val Terre	Phone: (360) 280-3973	Date: 02/14/2024

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.

SHB 2147

Section 2 - creates the Agricultural Pest and Disease Response Account within the state treasury to be used for activities necessary to respond to emerging agricultural pest and disease threats. By October 1st following any fiscal year in which expenditures are made from the account, the Department of Agriculture must provide OFM with a close-out summary of expenditures authorized for that fiscal year. Receiving this information will not have a fiscal impact on 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

Bill Number: 2147 S HB	Title: Agriculture pests & diseases	Agency: 303-Department of Health
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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: Dan Jones	Phone: 360-786-7118	Date: 02/12/2024
Agency Preparation: Katie Osete	Phone: 3602363000	Date: 02/13/2024
Agency Approval: Amy Burkel	Phone: 3602363000	Date: 02/13/2024
OFM Review: Breann Boggs	Phone: (360) 485-5716	Date: 02/14/2024

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 2147 has no fiscal impact for the Department of Health (DOH).

The bill does not directly impose fiscal responsibilities on the DOH. The bill focuses on improving Washington's agricultural pest and disease response through the creation of a specialized fund within the state treasury. This fund, aimed at combating emerging threats to agriculture, public health, and the environment, will be financed through legislative appropriations and other lawful sources.

Section 3: This section was amended to clarify that the Department of Agriculture may appoint a committee to advise the Governor through the director during an emergency declaration related to agricultural pests and disease. DOH is not specifically identified in the bill and the bill amendments do not impose new impacts to DOH. Emergency response measures and governance for the use of these funds are outlined in the bill. While it addresses public health concerns indirectly through pest and disease control, the bill's financial implications are centered on agricultural aspects and do not directly involve DOH budget.

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.

None

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

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: 2147 S HB	Title: Agriculture pests & diseases	Agency: 461-Department of Ecology
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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: Dan Jones	Phone: 360-786-7118	Date: 02/12/2024
Agency Preparation: Ligeia Heagy	Phone: 564-233-8279	Date: 02/12/2024
Agency Approval: Erik Fairchild	Phone: 360-407-7005	Date: 02/12/2024
OFM Review: Lisa Borkowski	Phone: (360) 742-2239	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.

Compared to HB 2147, SHB 2147 has the following changes:

The previous sections 3 and 6 are removed, and sections have been renumbered accordingly.

These changes do not change the fiscal impact to Ecology.

Under current law, RCW 17.24.171, if the Governor declares an emergency due to infestation of plant pests or plant diseases that seriously endanger the agricultural or horticultural industries of the state or that seriously threaten life, health, economic wellbeing, or the environment, the Director of the Department of Agriculture may appoint a committee to advise the Governor. Depending on the situation, Ecology may be invited to participate.

This bill would create the agricultural pest and disease response account and clarify the entities that would be invited to participate on the committee.

Section 3 would amend RCW 17.24.171 to clarify the entities that Department of Agriculture would invite to participate on the committee to advise the Governor during an emergency declaration related to agricultural pest and disease.

Ecology is not specifically identified in the bill and the bill amendments do not impose new impacts to Ecology. Under Section 3, Ecology would potentially be invited to participate in an emergency committee, similar to current law; Ecology can be invited to the committee if the emergency declared had Ecology purview. If pesticide treatments that result in discharges to waters of the state are necessary to achieve adequate control of pests, Ecology would work with the Department of Agriculture staff to ensure they have the proper National Pollutant Discharge Elimination System (NPDES) permit coverage. Issuing permit coverage is an existing responsibility for Water Quality permit staff and therefore, Ecology assumes 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: 2147 S HB	Title: Agriculture pests & diseases	Agency: 495-Department of Agriculture
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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: Dan Jones	Phone: 360-786-7118	Date: 02/12/2024
Agency Preparation: Amber Itle	Phone: (360) 961-4129	Date: 02/15/2024
Agency Approval: Nicholas Johnson	Phone: (360) 902-2055	Date: 02/15/2024
OFM Review: Matthew Hunter	Phone: (360) 529-7078	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.

Compared to HB 2147, SHB 2147 sections 3 and 6 was removed in current bill. This would not change Washington Department of Agriculture's (WSDA's) fiscal impact as documented for HB 2147.

Under current law, WSDA monitors and responds to agricultural pest and disease outbreaks in Washington State. The proposed legislation would create a dedicated funding source to address emerging agricultural pest and disease issues.

Section 2 would create the Agricultural Pest and Disease Response Account, an appropriated account dedicated for the purpose of funding emerging agricultural pest and disease response activities. Following a declaration of emergency or issuance of a quarantine order, expenditures from the account would be authorized for response activities. Section 2 (3) would require WSDA to provide the Office of Financial Management (OFM) a close-out cost summary of expenditures by October 1st following the fiscal year in which response expenditures were made.

Section 3 would require invitations to participate on the committee authorized in this section to include federally-recognized Tribes.

Section 5 would change the minimum interval for reporting emergency measures to the Governor from ten to sixty days.

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.

Section 2 would create an Agricultural Pest and Disease Response Account, and section 3 would provide that funds could only be transferred to the Agricultural Pest and Disease Response Account upon the issuance of a declaration of emergency or quarantine order, and transfers could only occur once every fiscal year. Upon issuance of emergency or quarantine order, the State Treasurer would transfer funds from the General Fund to the Agricultural Pest and Disease Response Account, in amount up to \$2,000,000, as determined by OFM. Because the transfer authorized in section 3 would be performed by the Treasurer, Washington State Department of Agriculture would not have a cash receipts 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.

Section 2 would create the Agricultural Pest and Disease Response Account (Response Account), an appropriated account dedicated for the purpose of funding emerging agricultural pest and disease response activities. Following a declaration of emergency or issuance of a quarantine order, expenditures from the account would be authorized for response activities.

Washington State Department of Agriculture (WSDA) assumes spending authority would be provided in the Response Account by OFM after a declaration of emergency or issuance of quarantine order.

Because the funding would be used for emergency response activities, specific response measures and associated costs cannot be estimated. All costs and expenditures would be indeterminate, due to the uncertain nature and timing of an emergency response event or quarantine order.

Section 2 (3) would require annual reporting to OFM in October following the fiscal year during which expenditures were made in the Response Account, section 3 would require invitations to participate on the committee authorized in this section

to include federally-recognized Tribes, and section 4 would change the minimum interval for reporting emergency measures to the Governor from ten to sixty days. WSDA assumes fiscal impacts for sections 2 (3), section 3, and section 4 would be minimal, and would utilize current law spending authority and resources.

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.

LOCAL GOVERNMENT FISCAL NOTE

Department of Commerce

Bill Number: 2147 S HB

Title: Agriculture pests & diseases

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

Legislation Impacts:

Cities: Cities are eligible for agricultural pest and disease response financial assistance if a qualifying activity occurs during an emergency declaration or quarantine. One or more representatives from cities may be a part of the Department of Agriculture's advisory committee that pertains to emergency pest and disease management.

Counties: Same as above.

Special Districts: Same as above for agricultural pest districts.

Specific jurisdictions only:

Variance occurs due to:

Part II: Estimates

No fiscal impacts.

Expenditures represent one-time costs:

Legislation provides local option:

Key variables cannot be estimated with certainty at this time: Frequency, duration, or magnitude of agricultural pest and disease response.

Estimated revenue impacts to:

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

Estimated expenditure impacts to:

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

Part III: Preparation and Approval

Fiscal Note Analyst: Jordan Laramie	Phone: 360-725-5044	Date: 02/14/2024
Leg. Committee Contact: Dan Jones	Phone: 360-786-7118	Date: 02/12/2024
Agency Approval: Allan Johnson	Phone: 360-725-5033	Date: 02/14/2024
OFM Review: Matthew Hunter	Phone: (360) 529-7078	Date: 02/14/2024

Part IV: Analysis

A. SUMMARY OF BILL

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

This fiscal note reflects language in the substitute version of HB 2147. The amendments made to this proposed legislation would not change the fiscal impact of the prior version of this act.

CHANGES BETWEEN THIS VERSION AND PREVIOUS BILL VERSION:

Removes Sec 3 from the prior bill which specified that upon a declaration of emergency or a quarantine order, the state treasurer would transfer funds from the general fund into the Agricultural Pest and Disease Account. The legislature is responsible for appropriating funding for the specific purposes of this act.

Removes Sec. 6 from the prior bill which was a null and void clause.

SUMMARY OF CURRENT BILL:

Under this proposed substitute act, local governments would have enhanced financial assistance resources that would be used to respond to agricultural pest and disease emergencies. As a condition of an agricultural pest and disease state of emergency declared by the governor, local government representative may be eligible for financial assistance to mitigate the impact of the pest and disease emergency on agricultural operations.

To inform the governor of potential issues that may arise due to a agricultural pest of disease emergency, local government representatives may be called upon to participate in committee to advise the director of the Department of Agriculture.

Sec. 2 establishes the Agricultural Pest and Disease Response Account in the state treasury. This account would receive funds from various sources for the purposes of funding activities to respond to emerging agricultural pest and disease threats. The expenditures from this account, which would require appropriation from the legislature, are to be used only for the activities necessary to protect the state's food and agricultural economy, public health, and the environment, in response to declared emergencies or quarantine orders.

Sec. 3 amends existing law to enhance the director of the Department of Agriculture's authority in case of imminent danger from plant pests or diseases. This includes the power to request the governor to order emergency measures, appoint a committee for advising and reviewing necessary measures, implement emergencies measures including aerial pesticide application, and enter into agreements to control or eradicate plant pests or diseases. The director is required to continually evaluate emergency measures and advise the governor on emergency decisions.

The bill takes effect 90 days after adjournment of the session in which the bill is passed. However, the bill is null and void unless funded in the budget.

BACKGROUND:

According to the State Enhanced Hazard Mitigation Plan, animal and crop disease outbreaks occur frequently. The severity of each outbreak varies depending on virulence. For example, in 2016, the Washington State Department of Agriculture (WSDA) sprayed an organic pesticide on 10,500 acres to prevent further spread of the Asian Gypsy Moth from infecting state and national forests. In 2015 and 2016, WSDA euthanized hundreds of backyard poultry to prevent the spread of highly pathogenic avian influenza that was introduced via wild birds. More recently, an ongoing outbreak of H5N1 HPAI that began in early 2022 has been the longest and deadliest outbreak of HPAI among birds in the U.S. This outbreak has impacted both backyard and commercial flocks within Washington, with over a million birds euthanized in the state to-date. (Emergency Management Division)

B. SUMMARY OF EXPENDITURE IMPACTS

Expenditure impacts of the legislation on local governments with the expenditure provisions identified by section number and when appropriate, the detail of expenditures. Delineated between city, county and special district impacts.

CHANGES IN EXPENDITURE IMPACTS BETWEEN THIS VERSION AND PREVIOUS BILL VERSION:

The amendments to this act would not change the expenditure impact of the prior fiscal note.

SUMMARY OF CURRENT BILL VERSION:

This legislation would have minor, but indeterminate expenditure impact on cities, towns, counties, and special districts, such as agricultural pest districts that are impacted by a declared state of emergency. Impacted local governments may have to determine eligibility requirements and seek assistance through the Department of Agriculture for financial assistance due to specific pests and/or diseases that affect agriculture, public health, or the environment. There may be costs to apply for assistance, such as staff time to prepare forms, applications, or other documentation that prove eligibility

The specific kinds of effected local governments as well as the number of counties, cities, towns, or special districts would depend on factors such as the type of pest or disease causes the emergency or quarantine order and the location of the emergency. These factors would vary by the type of pest or disease that causes the declared disaster.

Financial Assistance:

Section 2 of this proposed substitute act establishes the Agricultural Pest and Disease Response Account in the state treasury. Local governments are among the entities that could receive funding from this account for an event that occurs within the boundary of their unit of local government during a declared emergency or quarantine orders.

It is not currently known if monies from the account would be directly appropriated to local governments to be used only for the activities necessary to protect the state's food and agricultural economy, public health, and the environment, in response to declared emergencies or quarantine orders. If there is an application process associated with disbursement of funds from the account, there may be de minimis to more substantive costs related to applying for and receiving funding.

Participation in the Department of Agriculture Advisory Committee

Sec. 3 modifies the procedure for selecting emergency advisory committee members that would support the director of the Department of Agriculture and the governor.

Local governments are among the entities that could be appointed to the advisory committee. Volunteers from towns, cities, counties, or special districts that are impacted by declared emergency or quarantine order would be doing so within the existing capacity of their position. These meetings, the frequency of which cannot be determined in advance, would likely carry de minimis costs, unless travel was essential to their involvement.

C. SUMMARY OF REVENUE IMPACTS

Revenue impacts of the legislation on local governments, with the revenue provisions identified by section number, and when appropriate, the detail of revenue sources. Delineated between city, county and special district impacts.

CHANGES IN REVENUE IMPACTS BETWEEN THIS VERSION AND PREVIOUS BILL VERSION:

The amendments to this act would not change the expenditure impact of the prior fiscal note.

SUMMARY OF CURRENT BILL VERSION:

This proposed substitute legislation would have an indeterminate revenue impact on cities, towns, counties, and special districts, such as agricultural pest districts that would depend on appropriation by the legislature to fund the Agricultural Pest and Disease Response Account established by Sec. 2 of this act. The amount of funding that the legislature would appropriate for the specific purposes of this act is not currently known. There is no stated maximum amount that any one entity may receive.

The types and number of effected local governments would depend on several factors including but not limited to, the type of pest and/or disease that causes the emergency or quarantine order, what type of emergency measures are required, and the location of the emergency.

SOURCES:

Department of Agriculture, Emergency Management

House Bill Analysis, HB 2147 (2024)

Municipal Research and Services Center, Agricultural Pest Districts

Washington State Department of Agriculture, Emergency Management

Emergency Management Division, Washington State Enhanced Hazard Mitigation Plan (2023)