

Multiple Agency Fiscal Note Summary

Bill Number: 1618 E 2S HB	Title: Childhood sexual abuse/SOL
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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 Attorney General	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	Fiscal note not available					
Loc School dist-SPI						
Local Gov. Other						
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	Fiscal note not available											
Office of Attorney General	Non-zero but indeterminate cost and/or savings. Please see discussion.											
Department of Enterprise Services	.0	0	0	0	.0	0	0	0	.0	0	0	0
Department of Social and Health Services	Fiscal note not available											
Department of Children, Youth, and Families	Fiscal note not available											
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	Fiscal note not available								
Loc School dist-SPI	Non-zero but indeterminate cost and/or savings. Please see discussion.								
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
Administrative Office of the Courts	Fiscal note not available								
Office of Attorney General	.0	0	0	.0	0	0	.0	0	0
Department of Enterprise Services	.0	0	0	.0	0	0	.0	0	0
Department of Social and Health Services	Fiscal note not available								
Department of Children, Youth, and Families	Fiscal note not available								
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	Fiscal note not available								
Loc School dist-SPI	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Local Gov. Other	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Local Gov. Total									

Estimated Capital Budget Breakout

Prepared by: Val Terre, OFM	Phone: (360) 280-3073	Date Published: Preliminary 2/22/2024
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Individual State Agency Fiscal Note

Bill Number: 1618 E 2S HB	Title: Childhood sexual abuse/SOL	Agency: 100-Office of Attorney General
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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: Kevin Black	Phone: (360) 786-7747	Date: 02/15/2024
Agency Preparation: Dan Jensen	Phone: 360-664-9429	Date: 02/20/2024
Agency Approval: Dianna Wilks	Phone: 360-709-6463	Date: 02/20/2024
OFM Review: Val Terre	Phone: (360) 280-3073	Date: 02/20/2024

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 – Amends RCW 4.16.340. Establishes that there is no time limit to bring a claim or cause of action based on intentional conduct brought by a person for recovery of damages for injury suffered as a result of childhood sexual abuse when the act occurs on or after June 6, 2024.

Section 2 – New Section. Renders the act null and void if funding is not provided by June 30, 2024.

Attorney General’s Office (AGO) assumptions:

1. AGO Torts Division (TOR) has reviewed this bill and determined additional costs will be indeterminate given the prospective nature of the change to the statute of limitations. Currently there is not a way to reliably measure or predict what those future cases or impacts will be.

2. AGO Children, Youth and Families Division (CYF) has reviewed this bill and determined it will not increase or decrease the division’s workload. The enactment of this bill will not impact legal services to the Department of Children, Youth and Families (DCYF) because it primarily changes the statute of limitations for certain types of civil lawsuits. It will not require new headquarters advice or representation with new or additional cases. Therefore, no costs are included in this request.

3. AGO Transportation and Public Construction Division (TPC) has reviewed this bill and determined it will not increase or decrease the division’s workload. The enactment of this bill will not impact legal services to the Department of Enterprise Services (DES). Therefore, no costs are included in this request.

4. AGO Social & Health Services Division (SHO) has reviewed this bill and determined it will not increase or decrease the division’s workload. The enactment of this bill will not impact legal services to the Department of Social and Health Services (DSHS) because legal services for claims related to childhood sexual abuse would be handled by the TOR Division. Therefore, no costs are included in this request.

5. AGO Education Division (EDU) has reviewed this bill and determined it will not increase or decrease the division’s workload. The enactment of this bill will not impact legal services to the Office of the Superintendent (OSPI) because legal services for claims related to childhood sexual abuse would be handled by the TOR Division. Therefore, no costs are 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

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: 1618 E 2S HB	Title: Childhood sexual abuse/SOL	Agency: 179-Department of Enterprise Services
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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: Kevin Black	Phone: (360) 786-7747	Date: 02/15/2024
Agency Preparation: Michael Diaz	Phone: (360) 407-8131	Date: 02/20/2024
Agency Approval: Jessica Goodwin	Phone: (360) 819-3719	Date: 02/20/2024
OFM Review: Val Terre	Phone: (360) 280-3073	Date: 02/20/2024

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.

Subsection 1(1) amends RCW 4.16.340 and 1991 c 212 s 2 to add a cutoff date of June 6, 2024 for which recovery of damages is limited.

Subsection 1(6) is added stating that there shall be no time limit to bring claims or cause of action when the act of childhood abuse occurs after June 6, 2024.

Section 2 is a new section states that if specific funding for the purpose of this act is not provided by June 30,2024, this act is null and void.

Removing the statute of limitations for recovery of damages resulting from childhood sexual abuse after June 6, 2024, will not affect currently existing child sex abuse incidents, tort claims or lawsuits, since this change is prospective only. Any incidents which have not yet occurred, which would cause any new claims/lawsuits, will not occur for many years and are speculative.

This has no fiscal impact to the Department of Enterprise 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.

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.

LOCAL GOVERNMENT FISCAL NOTE

Department of Commerce

Bill Number: 1618 E 2S HB

Title: Childhood sexual abuse/SOL

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

Legislation Impacts:

- Cities: Possible increased costs if more people report childhood sexual abuse to police departments.
- Counties: Same as above but for sheriffs' departments. County prosecutors and public defenders could also experience increased caseloads.
- Special Districts:
- Specific jurisdictions only:
- Variance occurs due to: The number of people who may file childhood sexual abuse charges due to removing the statute of limitations for childhood sexual abuse.

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: Whether more people will come forward to file childhood sexual abuse charges due to removing the statute of limitations for childhood sexual abuse.

Estimated revenue impacts to:

None

Estimated expenditure impacts to:

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

Part III: Preparation and Approval

Fiscal Note Analyst: Kate Fernald	Phone: 564-200-3519	Date: 02/21/2024
Leg. Committee Contact: Kevin Black	Phone: (360) 786-7747	Date: 02/15/2024
Agency Approval: Alice Zillah	Phone: 360-725-5035	Date: 02/21/2024
OFM Review: Val Terre	Phone: (360) 280-3073	Date: 02/21/2024

Part IV: Analysis

A. SUMMARY OF BILL

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

Sec. 1 amends RCW 4.16.340 by eliminating the childhood sexual abuse statute of limitations.

Sec. 1 (1) clarifies that there is no time limit to commence an action based on intentional conduct brought by a person for recovery of damages for injury suffered as a result of nonsexual physical abuse committed concurrently with childhood sexual abuse by the same perpetrator; and sexual abuse that continues into adulthood if the sexual abuse is part of a pattern or a series of childhood sexual abuse by the same perpetrator.

Sec. 2 adds a new section that clarifies this act is remedial in nature and must be broadly construed as a nonexclusive remedy for victims of childhood sexual abuse.

Sec. 3 adds a new section to declare that the elimination of the childhood sexual abuse statute of limitations applies to all claims, causes of actions, and proceedings, regardless of when the claim or cause of action arose.

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.

Local law enforcement, prosecutors, and public defenders could experience increased costs due to removing the statute of limitations for childhood sexual abuse. However, it is unknown if this will change the number of childhood sexual abuse charges. Therefore, the local government cost impact is indeterminate.

C. SUMMARY OF REVENUE IMPACTS

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

The legislation would not impact local government revenue.

SOURCES:

Washington Association of Prosecuting Attorneys

Washington Association of Sheriffs and Police Chiefs

Individual State Agency Fiscal Note

Bill Number: 1618 E 2S HB	Title: Childhood sexual abuse/SOL	Agency: SDF-School District Fiscal Note - SPI
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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: Kevin Black	Phone: (360) 786-7747	Date: 02/15/2024
Agency Preparation: Tisha Kuhn	Phone: 360 725-6424	Date: 02/21/2024
Agency Approval: TJ Kelly	Phone: (360) 725-6301	Date: 02/21/2024
OFM Review: Brian Fechter	Phone: (360) 688-4225	Date: 02/21/2024

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 (Amended):

Section 1(1): Added date informing that the commencement timeline of all claims or causes of action based on intentional conduct brought by any person for recovery of damages for injury suffered as a result of childhood sexual abuse must have occurred before June 6, 2024.

Section 1(6): Informs that there is no time limit for bringing any claims or causes of action based on intentional conduct brought by any person for recovery of damages for injury suffered as a result of childhood sexual abuse when the act of childhood sexual abuse occurs on or after June 6, 2024.

Section 2 (New Section):

Null and void clause.

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.

No cash receipts impact anticipated.

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 an indeterminate expenditure impact on school districts.

This bill adds language that informs that there is no time limit for bringing any claims or causes of action based on intentional conduct brought by any person for recovery of damages for injury suffered as a result of childhood sexual abuse when the act of childhood sexual abuse occurs on or after June 6, 2024.

OSPI is unable to predict how the bill would impact current or future claims brought against school districts.

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

No capital budget impact is anticipated.

Part V: New Rule Making Required

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