

Multiple Agency Fiscal Note Summary

| | |
|--|-------------------------------|
| Bill Number: 6146 S SB 6146-S AMH CSJR H3316.1 | Title: Tribal warrants |
|--|-------------------------------|

Estimated Cash Receipts

NONE

| Agency Name | 2023-25 | | 2025-27 | | 2027-29 | |
|---------------------|---------------------------|-------|-----------|-------|-----------|-------|
| | GF- State | Total | GF- State | Total | GF- State | Total |
| Local Gov. Courts | No fiscal impact | | | | | |
| Loc School dist-SPI | | | | | | |
| Local Gov. Other | Fiscal note not available | | | | | |
| Local Gov. Total | | | | | | |

Estimated Operating Expenditures

| Agency Name | 2023-25 | | | | 2025-27 | | | | 2027-29 | | | |
|--|---------------------------|----------|-------------|----------|------------|----------|-------------|----------|------------|----------|-------------|----------|
| | FTEs | GF-State | NGF-Outlook | Total | FTEs | GF-State | NGF-Outlook | Total | FTEs | GF-State | NGF-Outlook | Total |
| Administrative Office of the Courts | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 |
| Office of Attorney General | Fiscal note not available | | | | | | | | | | | |
| State Lottery | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 |
| Washington State Gambling Commission | Fiscal note not available | | | | | | | | | | | |
| Office of Insurance Commissioner | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 |
| Liquor and Cannabis Board | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 |
| Utilities and Transportation Commission | Fiscal note not available | | | | | | | | | | | |
| Washington State Patrol | Fiscal note not available | | | | | | | | | | | |
| Criminal Justice Training Commission | Fiscal note not available | | | | | | | | | | | |
| Department of Social and Health Services | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 |
| Department of Corrections | Fiscal note not available | | | | | | | | | | | |
| University of Washington | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 |
| Washington State University | Fiscal note not available | | | | | | | | | | | |
| Eastern Washington University | Fiscal note not available | | | | | | | | | | | |
| Central Washington University | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 |
| The Evergreen State College | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 |
| Western Washington University | Fiscal note not available | | | | | | | | | | | |
| State Parks and Recreation Commission | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 |
| Department of Fish and Wildlife | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 | .0 | 0 | 0 | 0 |
| Department of Natural Resources | 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 | No fiscal impact | | | | | | | | |
| Loc School dist-SPI | | | | | | | | | |
| Local Gov. Other | Fiscal note not available | | | | | | | | |
| Local Gov. Total | | | | | | | | | |

Estimated Capital Budget Expenditures

| Agency Name | 2023-25 | | | 2025-27 | | | 2027-29 | | |
|--|---------------------------|----------|----------|------------|----------|----------|------------|----------|----------|
| | FTEs | Bonds | Total | FTEs | Bonds | Total | FTEs | Bonds | Total |
| Administrative Office of the Courts | .0 | 0 | 0 | .0 | 0 | 0 | .0 | 0 | 0 |
| Office of Attorney General | Fiscal note not available | | | | | | | | |
| State Lottery | .0 | 0 | 0 | .0 | 0 | 0 | .0 | 0 | 0 |
| Washington State Gambling Commission | Fiscal note not available | | | | | | | | |
| Office of Insurance Commissioner | .0 | 0 | 0 | .0 | 0 | 0 | .0 | 0 | 0 |
| Liquor and Cannabis Board | .0 | 0 | 0 | .0 | 0 | 0 | .0 | 0 | 0 |
| Utilities and Transportation Commission | Fiscal note not available | | | | | | | | |
| Washington State Patrol | Fiscal note not available | | | | | | | | |
| Criminal Justice Training Commission | Fiscal note not available | | | | | | | | |
| Department of Social and Health Services | .0 | 0 | 0 | .0 | 0 | 0 | .0 | 0 | 0 |
| Department of Corrections | Fiscal note not available | | | | | | | | |
| University of Washington | .0 | 0 | 0 | .0 | 0 | 0 | .0 | 0 | 0 |
| Washington State University | Fiscal note not available | | | | | | | | |
| Eastern Washington University | Fiscal note not available | | | | | | | | |
| Central Washington University | .0 | 0 | 0 | .0 | 0 | 0 | .0 | 0 | 0 |
| The Evergreen State College | .0 | 0 | 0 | .0 | 0 | 0 | .0 | 0 | 0 |
| Western Washington University | Fiscal note not available | | | | | | | | |
| State Parks and Recreation Commission | .0 | 0 | 0 | .0 | 0 | 0 | .0 | 0 | 0 |
| Department of Fish and Wildlife | .0 | 0 | 0 | .0 | 0 | 0 | .0 | 0 | 0 |
| Department of Natural Resources | 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 | No fiscal impact | | | | | | | | |
| Loc School dist-SPI | | | | | | | | | |
| Local Gov. Other | Fiscal note not available | | | | | | | | |
| Local Gov. Total | | | | | | | | | |

Estimated Capital Budget Breakout

| | | |
|------------------------------------|---------------------------------|---|
| Prepared by: Val Terre, OFM | Phone: (360) 280-3073 | Date Published: Preliminary 2/25/2024 |
|------------------------------------|---------------------------------|---|

Judicial Impact Fiscal Note

| | | |
|---|-------------------------------|---|
| Bill Number: 6146 S SB 6146-S AMH CSJR H3316.1 | Title: Tribal warrants | Agency: 055-Administrative Office of the Courts |
|---|-------------------------------|---|

Part I: Estimates

☒ **No Fiscal Impact**

Estimated Cash Receipts to:

NONE

Estimated Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

The revenue and expenditure estimates on this page represent the most likely fiscal impact. Responsibility for expenditures may be subject to the provisions of RCW 43.135.060.

Check applicable boxes and follow corresponding instructions:

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

| | | |
|------------------------------------|-----------------------|------------------|
| Legislative Contact: Michelle Rusk | Phone: 360-786-7153 | Date: 02/21/2024 |
| Agency Preparation: Angie Wirkkala | Phone: 360-704-5528 | Date: 02/23/2024 |
| Agency Approval: Chris Stanley | Phone: 360-357-2406 | Date: 02/23/2024 |
| OFM Review: Gaius Horton | Phone: (360) 819-3112 | Date: 02/23/2024 |

195,410.00

Request # 239-1

Part II: Narrative Explanation

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

The proposed amendment to the substitute would have the same no or minimal impact to the Administrative Office of the Courts or the courts as previous versions of the bill.

The bill would add a new chapter to Title 10 RCW relating to the extradition of tribal fugitives from the state to tribes.

II. B - Cash Receipts Impact

None

II. C - Expenditures

This bill would have no fiscal impact on the Administrative Office of the Courts (AOC) or the courts.

Court impact is indeterminate, but likely minimal. There is no measurable data for identifying current tribal warrants.

Part III: Expenditure Detail

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

NONE

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

NONE

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

NONE

III. D - FTE Detail

NONE

III. E - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B1 - Expenditures by Object Or Purpose (State)

NONE

IV. B2 - Expenditures by Object Or Purpose (County)

NONE

IV. B3 - Expenditures by Object Or Purpose (City)

NONE

IV. C - Capital Budget Breakout

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

NONE

195,410.00

Request # 239-1

None

195,410.00

Form FN (Rev 1/00)

Request # 239-1

Bill # 6146 S SB 6146-S AMH CSJR H3316.1

Individual State Agency Fiscal Note

| | | |
|---|-------------------------------|----------------------------------|
| Bill Number: 6146 S SB 6146-S AMH CSJR H3316.1 | Title: Tribal warrants | Agency: 116-State Lottery |
|---|-------------------------------|----------------------------------|

Part I: Estimates

☒ **No Fiscal Impact**

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

| | | |
|---|------------------------------|-------------------------|
| Legislative Contact: Michelle Rusk | Phone: 360-786-7153 | Date: 02/21/2024 |
| Agency Preparation: John Iyall | Phone: 360-810-2870 | Date: 02/23/2024 |
| Agency Approval: Josh Johnston | Phone: 360-810-2878 | Date: 02/23/2024 |
| OFM Review: Cheri Keller | Phone: (360) 584-2207 | Date: 02/24/2024 |

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.

There is no fiscal impact. Pursuant to RCW 67.70.330, Washington’s lottery is a limited authority law enforcement agency as defined in RCW 10.93.020(5). However, the definition of “peace officer” in the bill applies only to general authority peace officers as defined in RCW 10.93.020(4) and is inapplicable to Lottery employees. In addition, Lottery employees are not authorized by the agency to arrest or detain suspects.

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: 6146 S SB 6146-S AMH CSJR H3316.1 | Title: Tribal warrants | Agency: 160-Office of Insurance Commissioner |
|---|-------------------------------|--|

Part I: Estimates

☒ **No Fiscal Impact**

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

| | | |
|---|------------------------------|-------------------------|
| Legislative Contact: Michelle Rusk | Phone: 360-786-7153 | Date: 02/21/2024 |
| Agency Preparation: Michael Walker | Phone: 360-725-7036 | Date: 02/23/2024 |
| Agency Approval: Joyce Brake | Phone: 360-725-7041 | Date: 02/23/2024 |
| OFM Review: Jason Brown | Phone: (360) 742-7277 | Date: 02/23/2024 |

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 2(3) defines “Peace officer” to have the same meaning as in RCW 10.93.020(4), which means "General authority Washington peace officer".

Sections 4 through 14 create a process for state law enforcement officers and places of detention to deliver fugitives to requesting Indian tribes and for state law enforcement officers to enforce tribal arrest warrants.

The Office of the Insurance Commissioner (OIC) is a limited authority law enforcement agency that staffs limited authority peace officers who do not meet the definition of a “General authority Washington peace officer” in RCW 10.93.020(4). Therefore, no fiscal impact.

II. B - Cash receipts Impact

Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.

II. C - Expenditures

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

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

NONE

III. B - Expenditures by Object Or Purpose

NONE

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

NONE

III. D - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

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

NONE

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

NONE

Part V: New Rule Making Required

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

Individual State Agency Fiscal Note

| | | |
|---|-------------------------------|---|
| Bill Number: 6146 S SB 6146-S AMH CSJR H3316.1 | Title: Tribal warrants | Agency: 195-Liquor and Cannabis Board |
|---|-------------------------------|---|

Part I: Estimates

☒ **No Fiscal Impact**

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

| | | |
|---|------------------------------|-------------------------|
| Legislative Contact: Michelle Rusk | Phone: 360-786-7153 | Date: 02/21/2024 |
| Agency Preparation: Colin O'Neill | Phone: (360) 664-4552 | Date: 02/22/2024 |
| Agency Approval: Aaron Hanson | Phone: 360-664-1701 | Date: 02/22/2024 |
| OFM Review: Val Terre | Phone: (360) 280-3073 | Date: 02/22/2024 |

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: The legislature declares the purpose of this act is to expand cross jurisdictional cooperation so that fugitives from tribal courts cannot evade justice by remaining off reservation in Washington's counties and cities, while ensuring that defendants receive the fullest due process protections.

CHANGES MADE BY THE STRKING AMENDMENT TO THE SUBSTITUTE SENATE BILL:

EFFECT:

- Requires the Office of the Governor to convene an implementation work group to develop processes and recommendations, as needed, to implement the act, which must hold its first meeting by July 1, 2024, and report to the Legislature and Governor's office by December 1, 2024.
- Modifies the act's effective date to July 1, 2025, except that the implementation work group goes into effect May 1, 2024, and expires December 31, 2024.
- Provides specified immunities for law enforcement officers and their legal advisors, prosecuting attorneys, and the Attorney General's Office.
- States that a tribal warrant is not required to be given prioritization above other warrants.
- Modifies the definition of "certified tribe" and the process for evidencing certification with the Attorney General's Office.

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: 6146 S SB 6146-S AMH CSJR H3316.1 | Title: Tribal warrants | Agency: 300-Department of Social and Health Services |
|---|-------------------------------|---|

Part I: Estimates

☒ **No Fiscal Impact**

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

| | | |
|---|------------------------------|-------------------------|
| Legislative Contact: Michelle Rusk | Phone: 360-786-7153 | Date: 02/21/2024 |
| Agency Preparation: Cassi Postma | Phone: 3609999999 | Date: 02/22/2024 |
| Agency Approval: Dan Winkley | Phone: 360-902-8236 | Date: 02/22/2024 |
| OFM Review: Arnel Blancas | Phone: (360) 000-0000 | Date: 02/22/2024 |

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.

There is no fiscal impact to Department of Social and Health Services (DSHS). This bill creates a process for state law enforcement officers and places of detention to deliver fugitives to requesting tribes and creates a process for state law enforcement officers to enforce tribal arrest warrants. DSHS does not have peace officers or arrest capabilities and therefore the provisions of this bill do not apply.

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: 6146 S SB 6146-S AMH CSJR H3316.1 | Title: Tribal warrants | Agency: 360-University of Washington |
|---|-------------------------------|---|

Part I: Estimates

☒ **No Fiscal Impact**

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

| | | |
|---|------------------------------|-------------------------|
| Legislative Contact: Michelle Rusk | Phone: 360-786-7153 | Date: 02/21/2024 |
| Agency Preparation: Michael Lantz | Phone: 2065437466 | Date: 02/23/2024 |
| Agency Approval: Michael Lantz | Phone: 2065437466 | Date: 02/23/2024 |
| OFM Review: Ramona Nabors | Phone: (360) 742-8948 | Date: 02/23/2024 |

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 amendment to Substitute Senate Bill 6146 (6146-S AMH CSJR H3316.1) concerns the authority of Washington’s 29 federally recognized Indian tribes to issue criminal arrest warrants. It sets procedures for both “certified” and “non-certified” tribes and specifies how non-tribal government entities must respond to warrants issued by tribes. Compared with the substitute, the amendment:

- Requires the Office of the Governor to convene an implementation work group to develop processes and recommendations, as needed, to implement the act, which must hold its first meeting by July 1, 2024, and report to the Legislature and Governor's office by December 1, 2024.
- Modifies the act's effective date to July 1, 2025, except that the implementation work group goes into effect May 1, 2024, and expires December 31, 2024.
- Provides specified immunities for law enforcement officers and their legal advisors, prosecuting attorneys, and the Attorney General's Office.
- States that a tribal warrant is not required to be given prioritization over other warrants.
- Modifies the definition of "certified tribe" and the process for evidencing certification with the Attorney General's Office.

Any fiscal impact to the University of Washington Police Department (UWPD) from the amendment are expected to be minimal. UWPD estimates that approximately 10 hours of work time will be needed to make required policy revisions and to train commissioned personnel. These costs can be absorbed using existing resources.

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: 6146 S SB 6146-S AMH CSJR H3316.1 | Title: Tribal warrants | Agency: 375-Central Washington University |
|---|-------------------------------|---|

Part I: Estimates

☒ **No Fiscal Impact**

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

| | | |
|---|------------------------------|-------------------------|
| Legislative Contact: Michelle Rusk | Phone: 360-786-7153 | Date: 02/21/2024 |
| Agency Preparation: Alexa Orcutt | Phone: 5099632955 | Date: 02/23/2024 |
| Agency Approval: Lisa Plesha | Phone: (509) 963-1233 | Date: 02/23/2024 |
| OFM Review: Ramona Nabors | Phone: (360) 742-8948 | Date: 02/23/2024 |

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.

Summary of changes from 6146 SSB to 6146 SSB 6146-S AMH CSJR:

6146 S SB AMH CSJR H3316.1 modifies the definition of “certified tribe” and the certification process, in addition to inserting more sections. It states a tribal arrest warrant under this act isn’t required to be given prioritization above other warrants. Also, provides specified immunities for law enforcement officers and their legal advisors.

The proposed legislation would require the Office of the Governor to implement a workgroup.

CWU does not estimate any fiscal impact based on the language of this proposed bill.

Summary of changes from 6146 to 6146 SSB:

6146 SSB is the proposed substitute for 6146 SB. 6146 SSB removes paragraph two from section 1 and in section 2(2) removes verbiage and inserts “and has otherwise posted confirmation to the tribal government's public website documenting the tribe has met the requirements of the tribal law and order act as certified by the AGO”. 6146 SSB adds a new section to note the AGO will verify the certification of the tribe, resulting in the other sections moving down in number and adjustment to section references. 6146 SB section 8(2) and 10(1) are expanded in 6146 SSB.

Please see the original summary of 6146 SB below:

Section 1, 3-11: Intent of the legislature to create uniform processes and communications by which the state may consistently reciprocate with tribes the return of those who violate tribal law and are seeking to avoid tribal justice systems by leaving tribal jurisdiction. Also, describes protections for individuals alleged to have violated criminal laws. Complying with warrants and judicial processes.

Section 2: Defines: (1) Noncertified tribe” (2) “Certified tribe” (3) "Peace officer" (4) "Place of detention" (5) "Tribal court judge" (6) "Tribal fugitive" or "fugitive" (7) "Tribal police officer".

Section 12: New: Chapter may be known as “tribal warrants act”.

Section 13: New: Sections 1-12 of this act constitute a new chapter in Title 10 RCW.

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: 6146 S SB 6146-S AMH CSJR H3316.1 | Title: Tribal warrants | Agency: 376-The Evergreen State College |
|---|-------------------------------|---|

Part I: Estimates

☒ **No Fiscal Impact**

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

| | | |
|---|------------------------------|-------------------------|
| Legislative Contact: Michelle Rusk | Phone: 360-786-7153 | Date: 02/21/2024 |
| Agency Preparation: Daniel Ralph | Phone: 360-867-6500 | Date: 02/22/2024 |
| Agency Approval: Lisa Dawn-Fisher | Phone: 564-233-1577 | Date: 02/22/2024 |
| OFM Review: Ramona Nabors | Phone: (360) 742-8948 | Date: 02/22/2024 |

Part II: Narrative Explanation

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

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

S SB 6146S relates to expanding cross jurisdictional cooperation so that fugitives from tribal courts cannot evade justice by remaining off reservation in Washington cities and counties.

Section 11(1) states that a Washington state peace officer who arrests a person pursuant to the arrest warrant of a certified tribe, if no other grounds for detention exist under state law, shall, as soon as practical after detaining the person, and in accordance with standard practices, contact the tribal law enforcement agency that issued the warrant to establish the warrant's validity.

Section 13 states that a tribal arrest warrant under this act does not have to be prioritized over other warrants.

Section 14(1) states that a police officer may not be held liable for making an arrest under this act if the officer acted in good faith and without malice.

Section 18 states that this act, with the exception of the creation of a work group by the Governor’s Office, will take effect on July 1, 2025.

The revisions to S SB 6146 do not change the college’s assessment that this is a no fiscal impact bill for The Evergreen State College.

S SB 6146 relates to tribal warrants.

Section 11 states that a police officer who arrests a person on a tribal warrant, if no other grounds for detention exist, will contact the tribal law enforcement agency to establish the validity of the warrant.

The revisions to S SB 6146 do not change the college’s assessment that this is a no fiscal impact bill for The Evergreen State College.

SB 6242

SB 6146 relates to expanding cross jurisdictional cooperation so that fugitives from tribal courts cannot evade justice by remaining off reservation in Washington Cities and Counties.

Section 1 states that the intention of the bill is expand cross-jurisdictional cooperation so that fugitives from tribal courts cannot evade justice by staying off reservation, while ensuring that defendants receive the fullest possible due process protection.

Section 2 defines “noncertified tribe,” certified tribe,” “peace officer,” “place of detention,” “tribal court judge,” tribal fugitive,” and “tribal police officer.”

Section 9(1) states that a peace officer may arrest a person subject to a tribal arrest warrant. The person must be brought to an appropriate place of detention and then to the nearest available superior court judge without unnecessary delay.

Section 10(1) states that an arrest warrant issued by the court of a certified tribe shall be enforced by the peace officers of

the state as if it were the arrest warrant of the state.

This bill creates no new expenses for the Evergreen State College since the procedures to be followed are the same as that for other individuals with arrest warrants.

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: 6146 S SB 6146-S AMH CSJR H3316.1 | Title: Tribal warrants | Agency: 465-State Parks and Recreation Commission |
|---|-------------------------------|---|

Part I: Estimates

☒ **No Fiscal Impact**

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

| | | |
|---|------------------------------|-------------------------|
| Legislative Contact: Michelle Rusk | Phone: 360-786-7153 | Date: 02/21/2024 |
| Agency Preparation: Robert Ingram | Phone: (360) 902-8615 | Date: 02/21/2024 |
| Agency Approval: Frank Gillis | Phone: (360) 902-8538 | Date: 02/21/2024 |
| OFM Review: Matthew Hunter | Phone: (360) 529-7078 | 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.

Since State Parks does not operate any detention facilities, this second substitute bill would have no fiscal impact on the agency.

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.

Since State Parks does not operate any detention facilities, this second substitute bill would have no fiscal impact on the agency.

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: 6146 S SB 6146-S AMH CSJR H3316.1 | Title: Tribal warrants | Agency: 477-Department of Fish and Wildlife |
|---|-------------------------------|---|

Part I: Estimates

☒ **No Fiscal Impact**

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

| | | |
|---|------------------------------|-------------------------|
| Legislative Contact: Michelle Rusk | Phone: 360-786-7153 | Date: 02/21/2024 |
| Agency Preparation: David Hoeveler | Phone: (360) 970-1638 | Date: 02/23/2024 |
| Agency Approval: David Hoeveler | Phone: (360) 970-1638 | Date: 02/23/2024 |
| OFM Review: Matthew Hunter | Phone: (360) 529-7078 | Date: 02/23/2024 |

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.

Differences between 6146-SB and 6146-SSB:

New Section 3 has added a requirement for the Office of the Attorney General (AGO) to verify the certification of a tribe.

New Description:

Section 1 creates a uniform process by which the state may consistently reciprocate with tribes the return of those individuals who violate tribal law and seek to avoid tribal justice systems by leaving tribal jurisdiction and reaffirms the right to due process.

Section 3 the AGO will verify that the tribe meets the requirement of the tribal law and order act of 2010.

Section 10 allows an officer to arrest and detain a person subject to tribal warrants.

Section 12 requires WA peace officers to contact tribal law enforcement if detaining person with tribal warrant.

WDFW Enforcement Officers will need to be briefed on the general procedures for effecting an arrest of a subject based on a tribal arrest warrant in an off-reservation situation along with processes for transferring the individual in custody to the appropriate detention facility. Updating this procedure will not have a 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.