

Multiple Agency Fiscal Note Summary

Bill Number: 5276 SB	Title: Institution reimburse. rates
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Estimated Cash Receipts

NONE

Agency Name	2025-27		2027-29		2029-31	
	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	2025-27				2027-29				2029-31			
	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total
Office of Financial Management	.0	300,000	300,000	300,000	.0	0	0	0	.0	0	0	0
Department of Children, Youth, and Families	Non-zero but indeterminate cost and/or savings. Please see discussion.											
Department of Corrections	Non-zero but indeterminate cost and/or savings. Please see discussion.											
Total \$	0.0	300,000	300,000	300,000	0.0	0	0	0	0.0	0	0	0

Agency Name	2025-27			2027-29			2029-31		
	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	2025-27			2027-29			2029-31		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Office of Financial Management	.0	0	0	.0	0	0	.0	0	0
Department of Children, Youth, and Families	.0	0	0	.0	0	0	.0	0	0
Department of Corrections	.0	0	0	.0	0	0	.0	0	0
Total \$	0.0	0	0	0.0	0	0	0.0	0	0

Agency Name	2025-27			2027-29			2029-31		
	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: Danya Clevenger, OFM	Phone: (360) 688-6413	Date Published: Final 2/11/2025
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Individual State Agency Fiscal Note

Bill Number: 5276 SB	Title: Institution reimburse. rates	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:

	FY 2026	FY 2027	2025-27	2027-29	2029-31
Account					
General Fund-State 001-1	300,000	0	300,000	0	0
Total \$	300,000	0	300,000	0	0

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

Legislative Contact: Will Trondsen	Phone: 360-786-7552	Date: 01/20/2025
Agency Preparation: Kathy Cody	Phone: (360) 480-7237	Date: 01/24/2025
Agency Approval: Jamie Langford	Phone: 360-902-0422	Date: 01/24/2025
OFM Review: Val Terre	Phone: (360) 280-3073	Date: 01/26/2025

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(2) of the bill directs the Office of Financial Management (OFM) to promulgate rules and establish reimbursement rates for law enforcement, prosecutorial, judicial, and jail facilities costs for each county where Department of Children, Youth, & Families' and Department of Corrections' institutions are located.

Section 2(2)(a) requires that reimbursement rates for law enforcement, prosecutorial, and judicial costs are based on average hourly costs in each county for the most recently closed state fiscal year.

Section 2(2)(b) requires that reimbursement rates for jail facilities costs are based on average daily bed rates in each county for the most recently closed state fiscal year.

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.

OFM can conduct rule-making activities within current resources.

To set reimbursement rates for jail facilities costs, OFM can use existing Annual Jail Statistics data collected and reported annually by the Washington Association of Sheriffs and Police Chiefs. These statistics include daily bed rates for jails in Washington counties.

For law enforcement, prosecutorial, and judicial costs, however, average hourly cost data are not currently collected at the state level. Therefore, to set reimbursement rates for these cost categories, OFM would need \$300,000* in contract funding for a consultant to develop a data collection system. The consultant work would include identifying law enforcement, prosecutorial, and judicial budget and data contacts in each county; collaboratively defining terms; identifying data sources; and developing tools for data collection and analysis. Once established, the maintenance of the data collection system for setting reimbursement rates annually can be absorbed within current staff resources.

*This estimate is based on a recent consultant project involving original data collection from local jurisdictions.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2026	FY 2027	2025-27	2027-29	2029-31
001-1	General Fund	State	300,000	0	300,000	0	0
Total \$			300,000	0	300,000	0	0

III. B - Expenditures by Object Or Purpose

	FY 2026	FY 2027	2025-27	2027-29	2029-31
FTE Staff Years					
A-Salaries and Wages					
B-Employee Benefits					
C-Professional Service Contracts	300,000		300,000		
E-Goods and Other Services					
G-Travel					
J-Capital Outlays					
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
9-					
Total \$	300,000	0	300,000	0	0

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

NONE

III. D - Expenditures By Program (optional)

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.

This bill would require OFM to engage in rulemaking to establish “rates of reimbursement for law enforcement, prosecutorial, judicial, and jail facilities costs.” Specifically, OFM would be required to establish rates based on the following parameters:

- The rates for law enforcement, prosecutorial, and judicial costs shall be based upon the average hourly cost, in each county, from the last closed state fiscal year period.
- The rate for jail facilities costs shall be based upon the average daily bed rate, in each county, from the last closed state fiscal year period.

Individual State Agency Fiscal Note

Bill Number: 5276 SB	Title: Institution reimburse. rates	Agency: 307-Department of Children, Youth, and Families
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Part I: Estimates

☐ No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

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

Estimated Capital Budget Impact:

NONE

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

Check applicable boxes and follow corresponding instructions:

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

Legislative Contact: Will Trondsen	Phone: 360-786-7552	Date: 01/20/2025
Agency Preparation: Elona Kuczynski	Phone: 3606283960	Date: 01/30/2025
Agency Approval: Crystal Lester	Phone: 360-628-3960	Date: 01/30/2025
OFM Review: Danya Clevenger	Phone: (360) 688-6413	Date: 01/31/2025

Part II: Narrative Explanation

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

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

This bill modifies reimbursement rates for services related to institutions served by Department of Children, Youth and Families (DCYF); (amending RCW 72.72.030 and 72.72.040) and creating a new section - Section 3.

Sec 1(1) and (2): The language is updated to "shall" for reimbursement costs to law enforcement, prosecutorial, judicial, and jail facilities for criminal justice costs incurred by offenders residing in DCYF institutions.

Sec 2(2): Requires The Office of Financial Management (OFM) to promulgate rules pursuant to chapter 34.05 RCW. Additionally, OFM shall establish reimbursement rates, in each county where DCYF institutions are located, for law enforcement, prosecutorial, judicial, and jail facilities.

Sec 2(2a): Establishes computation for reimbursement rates for law enforcement, prosecutorial, and judicial costs.

Sec 2(2b): Establishes computation for reimbursement rates for jail facilities costs.

Sec 3: This section requires both DCYF and Department of Corrections (DOC) to repromulgate rules to conform with this act.

II. B - Cash receipts Impact

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

NONE

II. C - Expenditures

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

The fiscal impact is indeterminate but less than \$50,000.

DCYF currently reimburses in every case, however it is not possible to predict future reimbursement expenditures, as these are dependent on the rate study and subsequent rates due to the study results, and the unknown number of possible reimbursement requests.

There is no fiscal impact to DCYF to repromulgate rules to conform with this act, this work can be absorbed with existing 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.

Individual State Agency Fiscal Note

Bill Number: 5276 SB	Title: Institution reimburse. rates	Agency: 310-Department of Corrections
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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: Will Trondsen	Phone: 360-786-7552	Date: 01/20/2025
Agency Preparation: Ryan St. Jean	Phone: (360) 725-8428	Date: 01/31/2025
Agency Approval: Wendi Gunther	Phone: 360-725-8428	Date: 01/31/2025
OFM Review: Danya Clevenger	Phone: (360) 688-6413	Date: 02/11/2025

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.

Section1(1)- Amends the requirement that DOC shall reimburse political subdivisions for criminal justice costs incurred directly as a result of crimes committed by offenders residing in an institution under the jurisdiction of the Secretary of Corrections. Directs the Office of Financial Management (OFM) to develop rules and establish rates of reimbursement, by county, where institutions are located, based on the average hourly cost in each county from the last closed fiscal year.

Section1(2) – Amends that the Secretary of Corrections shall reimburse political subdivisions for criminal justice costs incurred directly as a result of crimes committed by offenders residing in an institution as defined herein under the jurisdiction of the Secretary. Such reimbursement shall be made to the extent funds are available from the institutional impact account. Reimbursements shall be limited to law enforcement, prosecutorial, judicial, and jail facilities costs which are documented to be strictly related to the criminal activities of the offender.

Section 3 – New Section. States both the Secretary of Children, Youth and Families and the secretary of corrections shall repromulgate rules to conform with this act.

Effective date is assumed 90 days after adjournment of the session in which this bill is passed.

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.

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

This bill creates an obligation to reimburse, where now it is a permissive reimbursement. Currently, if counties bill DOC, we reimburse, but typically they do not seek reimbursement for this. The Office of Financial Management (OFM) is tasked with developing rates based on actual costs. Exact fiscal impact depends on the volume and nature of criminal acts occurring as a result of an incarcerated or supervised individuals residing in a DOC institution.

Depending on the volume and nature of the criminal acts occurring as a result of the individual residing in a DOC institution, an appropriation may be necessary. Particularly in high profile cases where the criminal act is a serious violent felony. We cannot accurately estimate expenditures that will come from this legislation, but we can provide some past data about events which might be affected. In 2024 incarcerated individuals were charged and sentenced for 16 crimes committed while in supervision/custody. The time spent at their sentencing location was 2,221 days. That was an average of approximately 160 days per individual event. It is possible that as reimbursement changes from “may” to “shall” the rate at which incarcerated individuals are charged with offenses by municipalities could increase.

The DOC will evaluate the fiscal impacts and may submit future budget requests to cover these costs should the legislation be enacted into session law.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

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

III. B - Expenditures by Object Or Purpose

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

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

NONE

III. D - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

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

NONE

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

NONE

Part V: New Rule Making Required

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

Section 2(2) states OFM will promulgate rules to implement the provisions of this bill.

Section 2(1) requires DOC to promulgate rules to implement the provisions of this bill.

LOCAL GOVERNMENT FISCAL NOTE

Department of Commerce

Bill Number: 5276 SB	Title: Institution reimburse. rates
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Part I: Jurisdiction-Location, type or status of political subdivision defines range of fiscal impacts.

Legislation Impacts:

- ☒ Cities: Could receive indeterminate reimbursement for costs that are documented to be strictly related to criminal activities of an offender.
- ☒ Counties: Same as above.
- ☐ Special 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: The reimbursement rules that the proposed legislation will require the Office of Financial Management to establish; if local governments will experience cost savings.

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: Kate Fernald	Phone: 564-200-3519	Date: 01/27/2025
Leg. Committee Contact: Will Trondsen	Phone: 360-786-7552	Date: 01/20/2025
Agency Approval: Alice Zillah	Phone: 360-725-5035	Date: 01/27/2025
OFM Review: Danya Clevenger	Phone: (360) 688-6413	Date: 01/31/2025

Part IV: Analysis

A. SUMMARY OF BILL

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

Sec. 1 would amend RCW 72.72.030 to require (rather than allow) the Department of Children, Youth and Families (DCYF) and Department of Corrections (DOC) to reimburse law enforcement, prosecutorial, judicial and jail facility costs that are documented to be strictly related to criminal activities of an offender.

Sec. 2 would amend RCW 72.72.040 to require the Office of Financial Management (OFM) to establish rules that would determine criminal activity reimbursement rates. Specifically, DCYF and DOC would be required to reimburse law enforcement, prosecutorial, judicial and jail facility costs that are documented to be strictly related to criminal activities of an offender.

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 governments could experience an indeterminate expenditure impact from SB 5276.

The Office of Financial Management has not yet established the rules that would require the Department of Children, Youth and Families (DCYF) and Department of Corrections (DOC) to reimburse law enforcement, prosecutorial, judicial and jail facility costs that are documented to be strictly related to criminal activities of an offender.

Because OFM has not yet established the reimbursement rules, it is not known if SB 5276 will result in cost savings for local governments.

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.

Local governments would experience an indeterminate revenue impact from SB 5276 because the Office of Financial Management has not yet established the rules that would require the Department of Children, Youth and Families (DCYF) and Department of Corrections (DOC) to reimburse law enforcement, prosecutorial, judicial and jail facility costs that are documented to be strictly related to criminal activities of an offender.

Note that reimbursements to law enforcement, prosecutorial, judicial and jail facilities would be received as local government revenue, but that any increase in revenue would be directly proportionate to local governments' increased costs incurred from criminal activities of an offender.

SOURCES:

Washington Association of Prosecuting Attorneys

Washington Association of Sheriffs and Police Chiefs