

# Multiple Agency Fiscal Note Summary

<b>Bill Number:</b> 1147 S HB	<b>Title:</b> Civic engage./state custody
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## Estimated Cash Receipts

Agency Name	2025-27			2027-29			2029-31		
	GF-State	NGF-Outlook	Total	GF-State	NGF-Outlook	Total	GF-State	NGF-Outlook	Total
Department of Social and Health Services	Non-zero but indeterminate cost and/or savings. Please see discussion.								
<b>Total \$</b>	0	0	0	0	0	0	0	0	0

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	No fiscal impact					
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 the Secretary of State	.0	0	0	0	.0	0	0	0	.0	0	0	0
Department of Social and Health Services	Non-zero but indeterminate cost and/or savings. Please see discussion.											
Department of Children, Youth, and Families	Fiscal note not available											
Department of Corrections	Fiscal note not available											
<b>Total \$</b>	0.0	0	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	No fiscal impact								
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 the Secretary of State	.0	0	0	.0	0	0	.0	0	0
Department of Social and Health Services	.0	0	0	.0	0	0	.0	0	0
Department of Children, Youth, and Families	Fiscal note not available								
Department of Corrections	Fiscal note not available								
<b>Total \$</b>	<b>0.0</b>	<b>0</b>	<b>0</b>	<b>0.0</b>	<b>0</b>	<b>0</b>	<b>0.0</b>	<b>0</b>	<b>0</b>

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	No fiscal impact								
Local Gov. Total									

## Estimated Capital Budget Breakout

<b>Prepared by:</b> Danya Clevenger, OFM	<b>Phone:</b> (360) 688-6413	<b>Date Published:</b> Preliminary 2/21/2025
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# Individual State Agency Fiscal Note

<b>Bill Number:</b> 1147 S HB	<b>Title:</b> Civic engage./state custody	<b>Agency:</b> 085-Office of the Secretary of State
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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: Connor Schiff	Phone: 360-786-7093	Date: 02/12/2025
Agency Preparation: Bonnie Luntzel	Phone: 360-704-5262	Date: 02/13/2025
Agency Approval: Tim Gallivan	Phone: (360) 763-2044	Date: 02/13/2025
OFM Review: Marie Davis	Phone: (360) 890-1163	Date: 02/15/2025

## 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.*

No change from the previous fiscal note. Differences in this bill version do not change the fiscal impact for OSOS.

The Office of the Secretary of State (OSOS) has reviewed this bill and determined it will not increase or decrease the current workloads, therefore, no fiscal impact to OSOS.

### 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

<b>Bill Number:</b> 1147 S HB	<b>Title:</b> Civic engage./state custody	<b>Agency:</b> 300-Department of Social and Health Services
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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: Connor Schiff	Phone: 360-786-7093	Date: 02/12/2025
Agency Preparation: Sara Corbin	Phone: 360-902-8194	Date: 02/18/2025
Agency Approval: Dan Winkley	Phone: 360-902-8236	Date: 02/18/2025
OFM Review: Arnel Blancas	Phone: (360) 000-0000	Date: 02/18/2025

## 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.*

SHB 1147 adds a new chapter to RCW 72 relating to supporting civic engagement for incarcerated and institutionalized individuals in state custody to promote inclusion and rehabilitation.

New Section 2. Provides the definition of civic engagement and political advocacy organizations.

New Section 3. Individuals living at Residential Habilitation Centers (RHC), and individuals receiving treatment in a facility listed in RCW 72.23.175 have a right to civic engagement; exercise the right to form, organize, meet, and communicate with political advocacy organizations or groups, community members, organizations, institutions, and elected officials and their staff. DSHS must grant access to classrooms and utility rooms or designated program areas in the institutions for group meetings; provide access to participate in teleconference and videoconference meetings with community groups, working groups, legislative bodies, organizations, institutions, panels, or forums.

New Section 4. Any violation of section 3. must first be addressed through the available administrative remedies.

New Section 5. Allows individuals or groups to submit a petition to the Office of Equity if they feel an agency is unduly infringing on their right to civic engagement. Requires the Department of Social and Health Services (DSHS) to promptly facilitate all actions necessary for an individual or group to petition the Office of Equity; and DSHS to report to the civic engagement coordinator whether a petition has been resolved 30 days after receiving a response on the original petition, and DSHS work with the Office of Equity to communicate with the individuals or groups.

New Section 7. Sections 1 through 6 and 8 of this act constitute a new chapter in Title 72 RCW.

New Section 8. This act takes effect January 1, 2026.

### 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.*

For facilities that earn Federal funding, a portion of the costs incurred to implement this legislation will be funded with federal Title XIX.

### 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.*

HB 1147 will have an indeterminate fiscal impact to the Department of Social and Health Services (DSHS), Behavioral Health Administration (BHA), and Special Commitment Center (SCC).

New Section 3. Includes individuals living at residential habilitation centers (RHC), and individuals receiving treatment under RCW 72.23.175 have a right to civic engagement. All state and local agencies shall ensure that individuals can fully exercise their rights of civic engagement, which includes and not limited to the following rights:

To form political organizations/groups in the state institutions to work with community members/organizations/elected officials/officials staff; communicate and meet with community members/organizations/institutions/holders of government office and their staff; access classrooms/utility rooms or designated program areas in the institutions for group meetings; fully participate in teleconference meetings with the community members, organizations, institutions, holders of government

office, and their staff; and be free from punishment or retaliation for participation and exercising their rights.

For the purposes of this fiscal note all patients and residents of eligible voting age and those of non-eligible voting age that may act as a stakeholder for a political organization/group are subject to this legislation.

RCW 72.23.175 1(a) State hospitals licensed under chapter 72.23 RCW; (b) The special commitment center and secure community transition facilities licensed under RCW 71.09.250 and 71.09.290; or (c) Residential treatment facilities that provide mental health services operated by DSHS.

BHA capacity to serve patients: Western State Hospital (WSH) 745 beds located in Lakewood, Eastern State Hospital (ESH) 375 beds in Medical Lake, Child Study & Treatment Center (CSTC) 65 beds in Lakewood, Olympic Heritage Behavioral Health (OHBH) 72 beds in Tukwila, Maple Lane Behavioral Health Treatment Center (BHTC) 76 beds in Centralia, and Steilacoom BHTC 30 beds in Lakewood. With additional BHA beds capacity expansion scheduled for the 2025-27 biennia.

SCC capacity to serve residents: Total Confinement (TC) 228 beds and Pierce County Secure Community Treatment Facility (SCRT) 24 beds on McNeil Island near Steilacoom, King County SCTF 12 beds in Seattle, and approximately 40 residents in a community contracted or non-contracted Less Restrictive Alternative (LRA) placement.

#### Total Clients Served FY 2024 by Facility

BHTCs	386
CSTC	119
ESH	722
OHBH	110
SCC	207
WSH	1,752
Total	3,296

Source: BHA By the Numbers Fiscal Year 2024

BHA and SCC facilities do currently facilitate voter registration and voting, and do not restrict calls or mail absent documented clinical direction by a treatment provider. The Developmental Disabilities Administration (DDA) already has a large focus on community engagement (a DDA service) for institutional clients, and civic engagement costs are a part of current workload. No fiscal impact to DDA, as passage of this legislation aligns with current operations.

#### Indeterminate Staffing Costs

New Section 3. Impacts of implementing this section would require additional staffing resources at BHA and SCC facilities for the following workload increases to ensure civic engagement for all patients/residents:

#### Staffing Resources per Facility:

1.0 Security Guard 2 (SC2) to ensure safety and security risks are mitigated for outside groups entering BHA and SCC facilities, escorting outside individual/group within the facility, and escorting patient/resident within the facility when meeting with civic engagement group and or when accessing facility meeting rooms with telecommunications resources.

1.0 Institutional Counselor 3 (IC3) to attend meetings with the patient/resident and political/community organizations, serve as a liaison and work with treatment teams to determine patient/resident availability for civic engagement meetings, coordinates and resolve scheduling conflicts related to civic engagement activities.

1.0 Administrative Assistant 2 (AA2) to schedule requests for facility meeting space and technological support, coordinate scheduling with outside individual/group for facility meetings, coordinating with IC3 and SC2 when needed to support the patient/resident civic engagement scheduling needs.

High - Estimated annual cost for these three staff scheduled during day and evening shifts, seven days a week, is 11.8 FTE and \$1,217,000 total funds.

Low - Estimated annual cost for these three staff scheduled during day shifts with shift relief, seven days a week, is 5.9 FTE and \$609,000 total funds.

For the purposes of this fiscal note, all civic engagement by residents/patients will be conducted within BHA and SCC facilities, and that no transportation or engagement outside the facilities will occur.

BHA policies would be needed and/or revised to ensure appropriate assessments of patients is completed to confirm safe and healthy participation in civic engagement events, and that such opportunities would only be available for patients with a court order for longer than a 90-day evaluation or competency restoration period.

#### Indeterminate Equipment Costs

All BHA and SCC facilities must provide technological support (phone, speaker phone or workstation with teleconference capabilities) to meet patient/resident needs for both in person and virtual civic engagements. Facilities may require dedicated resources to ensure patient/resident civic engagement, cost for illustrated purposes:

- Additional leased personal computer (PC) to provide teleconference and videoconference opportunities, annual cost per PC \$500.
- Microsoft Teams Rooms (MTR) devices, annual cost per listening device \$400.
- Conference or meeting booths estimated cost per booth \$25,000.

Information Technology staff time to maintain and support MTR and Conference POD may be required.

New Section 4. Indeterminate fiscal impact, if DSHS violates the law and any DSHS policies regarding civic engagement, judicial intervention is possible if DSHS does not address the violations at the administrative level.

New Section 5. Indeterminate fiscal impact due to the unknown frequency and volume of petitions for which BHA and SCC would need to assist individuals in completing for submittal to the Office of Equity, and workload impacts to report to the civic engagement coordinator within 30 days regarding resolved petitions.

## 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

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:** 1147 S HB

**Title:** Civic engage./state custody

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

### Legislation Impacts:

- Cities:
- Counties:
- 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:

### Estimated revenue impacts to:

None

### Estimated expenditure impacts to:

None

## Part III: Preparation and Approval

Fiscal Note Analyst: James Vogl	Phone: 360-480-9429	Date: 02/17/2025
Leg. Committee Contact: Connor Schiff	Phone: 360-786-7093	Date: 02/12/2025
Agency Approval: Alice Zillah	Phone: 360-725-5035	Date: 02/17/2025
OFM Review: Danya Clevenger	Phone: (360) 688-6413	Date: 02/21/2025

## **Part IV: Analysis**

### **A. SUMMARY OF BILL**

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

This fiscal note analyzes the local government impact of SHB 1147, comparing it to HB 1147.

#### **CHANGES BETWEEN THIS BILL VERSION AND PREVIOUS BILL VERSION:**

The substitute bill would change the definition of civic engagement, the requirements for the exercise of civic engagement for people confined to or living in certain state facilities, and the remedies available to such people whose right to exercise civic engagement has been infringed upon.

Additionally, the substitute bill would also specify that nothing in the proposed legislation would be construed to apply to local agencies or facilities, and institutions which are operated by local agencies.

#### **SUMMARY OF CURRENT BILL:**

Section 2 of the proposed legislation would create a new section defining "civic engagement" and "political advocacy organizations."

Section 3 would add a new section specifying the requirements for the exercise of civic engagement for people confined to or living in certain state facilities.

Section 4 would add a new section specifying that an individual's right to civic engagement under section 2 shall not be substantially burdened.

Section 5 would add a new section specifying the remedies available to people whose right to exercise civic engagement under section 2 has been infringed upon.

Section 6 would add a new section specifying that nothing in the proposed legislation would be construed to apply to local agencies or facilities, and institutions which are operated by local agencies.

Section 7 would add a new section specifying that sections 1 through 6 and 8 of the proposed legislation would constitute a new chapter in Title 72 RCW.

Section 8 specifies that the proposed legislation would take effect January 1, 2026.

### **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.*

#### **CHANGE IN EXPENDITURE IMPACT BETWEEN THIS BILL VERSION AND PREVIOUS BILL VERSION:**

The original bill version could have had an indeterminate but likely significant impact on local government expenditures, since the bill's provisions with regards to people confined in certain facilities exercising civic engagement rights and the legal remedies available if such rights were infringed upon could have been construed to apply to local agencies.

Section 6 of the substitute bill, however, specifies that nothing in the proposed legislation shall be construed to apply to local agencies or facilities, and institutions which are operated by local agencies, so the substitute bill would have no impact on local government expenditures.

#### **EXPENDITURE IMPACT OF CURRENT BILL:**

The proposed legislation would have no impact on local government expenditures.

## **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 proposed legislation would have no impact on local government revenues.

### **SOURCES:**

Local government fiscal note for HB 1146, 2025

Washington Association of Sheriffs and Police Chiefs

Washington State Association of Counties