

# Judicial Impact Fiscal Note

<b>Bill Number:</b> 1015 HB	<b>Title:</b> Driving-related convictions	<b>Agency:</b> 055-Admin Office of the Courts
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## Part I: Estimates

☐ No Fiscal Impact

### Estimated Cash Receipts to:

Account	FY 2016	FY 2017	2015-17	2017-19	2019-21
Counties					
Cities					
<b>Total \$</b>					

### Estimated Expenditures from:

COUNTY	FY 2016	FY 2017	2015-17	2017-19	2019-21
County FTE Staff Years					
Account					
Local - Counties	1,496,104	1,522,505	3,018,609	1,548,906	1,548,906
Counties Subtotal \$	1,496,104	1,522,505	3,018,609	1,548,906	1,548,906
CITY	FY 2016	FY 2017	2015-17	2017-19	2019-21
City FTE Staff Years					
Account					
Local - Cities					
Cities Subtotal \$					
Local Subtotal \$	1,496,104	1,522,505	3,018,609	1,548,906	1,548,906
Total Estimated Expenditures \$	1,496,104	1,522,505	3,018,609	1,548,906	1,548,906

*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 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.

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Request # 1015 HB-1

## Part II: Narrative Explanation

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

A new section would be added to RCW 9.96 that would allow a person to apply to the sentencing court under RCW 9.96.060 for a vacation of the person's record of conviction for a violation of RCW 46.61.502, 46.61.504, 9.94.020 and 46.61.5055 if more than ten years have elapsed since the person completed the terms of the original conditions of the sentence, including any financial obligations; if a court ordered the person to enter dependency treatment and they successfully completed the treatment and if the person meets all other condition under 9.96.060(2).

### II. B - Cash Receipts Impact

No cash receipt impact is expected.

### II. C - Expenditures

Fiscal impact is calculated on a statewide basis. Even though this may result in the need for a fraction of an additional judge FTE statewide when the impact of a particular bill is minimal, the goal is to provide an estimate of projected costs for a given piece of proposed legislation.

There is a finite amount of superior, district and municipal court judicial officer time available to hear cases throughout the state. Whenever additional caseload creates a need for additional judicial officers, the system absorbs that need. The system accommodates such changes partially by delaying criminal cases and partly by lengthening the backlog for civil trials. Small increases in FTE needs may be absorbed by the system, but there is a cumulative effect from multiple bills in a session or over a series of years that can result in a shortage of judges and commissioners relative to the judicial need expressed in caseload.

Available data in the judicial information system indicates that there are between 75,000 and 100,000 people who may qualify for the vacation. Based on information from the courts of limited jurisdiction, each of these hearings would take about 10 minutes. For the purposes of this judicial impact statement, 85,000 potential cases is the number used for calculations for the courts of limited jurisdiction. It is also assumed that 20% of vacate requests would occur each year during the first two years. If 20% of those eligible requested a hearing, that would be approximately 17,000 hearings per year. In addition, based on information from the judicial information system, there could be another 3,000 cases eligible for vacation each year. The assumption is that 10% of these people will request a vacation hearing for another 300 hearings per year. This amount has been added to year two of the first biennium and then to the remaining biennia. This would require an increase of 2.073 judicial officers and 17.13 district court staff for fiscal year 2016 and an increase of 2.109 judicial officers and 17.44 district court staff for fiscal year 2017. The remaining fiscal years assume 10% which would be 8,500 hearings per year plus 300 new hearings for an increase of 1.073 judicial officer and 8.87 district court staff. The calculations do not include any capital costs.

## Part III: Expenditure Detail

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

<i>State</i>	FY 2016	FY 2017	2015-17	2017-19	2019-21
FTE Staff Years					
Salaries and Wages					
Employee Benefits					
Professional Service Contracts					
Goods and Other Services					
Travel					
Capital Outlays					
Inter Agency/Fund Transfers					
Grants, Benefits & Client Services					
Debt Service					
Interagency Reimbursements					
Intra-Agency Reimbursements					
<b>Total \$</b>					

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

<b><i>County</i></b>	<b>FY 2016</b>	<b>FY 2017</b>	<b>2015-17</b>	<b>2017-19</b>	<b>2019-21</b>
FTE Staff Years					
Salaries and Benefits	1,330,790	1,354,274	2,685,064	1,377,758	1,377,758
Capital					
Other	165,314	168,231	333,545	171,148	171,148
<b>Total \$</b>	<b>1,496,104</b>	<b>1,522,505</b>	<b>3,018,609</b>	<b>1,548,906</b>	<b>1,548,906</b>

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

<b><i>City</i></b>	<b>FY 2016</b>	<b>FY 2017</b>	<b>2015-17</b>	<b>2017-19</b>	<b>2019-21</b>
FTE Staff Years					
Salaries and Benefits					
Capital					
Other					
<b>Total \$</b>					

**Part IV: Capital Budget Impact**