

Judicial Impact Fiscal Note

Bill Number: 1128 HB	Title: DNA sample/ranked felonies	Agency: 055-Admin Office of the Courts
-----------------------------	--	---

Part I: Estimates

☐ No Fiscal Impact

Estimated Cash Receipts to:

Account	FY 2016	FY 2017	2015-17	2017-19	2019-21
Washington Auto Theft Prevention Authority Account-State 11K-1	(375,000)	(375,000)	(750,000)	(750,000)	(750,000)
DNA Data Base Account-State 515-1	375,000	375,000	750,000	750,000	750,000
Counties					
Cities					
Total \$					

Estimated Expenditures from:

COUNTY	FY 2016	FY 2017	2015-17	2017-19	2019-21
County FTE Staff Years					
Account					
Local - Counties					
Counties Subtotal \$					
CITY	FY 2016	FY 2017	2015-17	2017-19	2019-21
City FTE Staff Years					
Account					
Local - Cities					
Cities Subtotal \$					
Local Subtotal \$					
Total Estimated Expenditures \$					

This bill was identified as a proposal governed by the requirements of RCW 43.135.031 (Initiative 960). Therefore, this fiscal analysis includes a projection showing the ten-year cost to tax or fee payers of the proposed taxes or fees.

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.

Contact	Phone:	Date: 01/13/2015
Agency Preparation: Renee Lewis	Phone: 360-704-4142	Date: 01/20/2015
Agency Approval: Ramsey Radwan	Phone: 360-357-2406	Date: 01/20/2015
OFM Review:	Phone:	Date:

Request # 1128 HB-2

Part II: Narrative Explanation

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

Section 5 amends RCW 43.43.754. A gross misdemeanor violation of an order (as described in RCW 26.50.110) would be included in the criteria that require collection of a DNA sample. The court would require an adult arrested for or charged with a ranked felony and other crimes to submit to collection of a DNA sample. A judicial finding of probable cause would be required prior to analysis of the DNA sample.

Section 8 amends RCW 46.63.110. Distribution of monies received for traffic infraction penalties would be changed. The fee distributed to the auto theft prevention authority account would be reduced to \$9.50 from \$10 per infraction, and 50¢ per infraction would be distributed to the state DNA database account.

Section 9 amends RCW 43.43.690. This section would not allow the court to suspend or defer payment of the crime lab analysis fee of \$100 per offense for which a person was convicted.

II. B - Cash Receipts Impact

Section 8. The fee distributed to the auto theft prevention authority account would be reduced to \$9.50 from \$10, and 50¢ would be distributed to the state DNA database account.

In FY 2013, there was approximately \$7,500,000 distributed to the auto theft prevention authority account from traffic infractions. Based on current revenue collection projections, we are assuming that approximately \$375,000 would be distributed to the DNA database account annually, rather than the auto theft prevention authority account.

Section 9. The \$100 crime lab analysis fee assessed at conviction would not be allowed to be suspended or deferred. We cannot predict potential additional revenue as we do not know how many of these fees have been suspended or waived in the past. In addition, collection rates on LFOs are low, and it should be noted that payment of the restitution portion of an offender's legal financial obligations takes priority over other fees and costs.

II. C - Expenditures

Section 5. Based on information received, we are assuming no significant increase in time at the first appearance hearing for defendants summoned into court to meet the requirements of this section.

Section 8 of the bill would require modifications to the Judicial Information System (JIS) to change distribution of the monies received for traffic infraction penalties. These modifications are estimated to take 85 hours of AOC staff time which equates to a one-time cost of \$4,505. It is important to note that the passage of several bills requiring JIS modifications would have a cumulative impact and could exceed current resources.

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					
Personal Service Contracts					
Goods and Services					
Travel					
Capital Outlays					
Inter Agency/Fund Transfers					
Grants, Benefits & Client Services					
Debt Service					
Interagency Reimbursements					
Intra-Agency Reimbursements					
Total \$					

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

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

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

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

Part IV: Capital Budget Impact



Ten-Year Analysis

Bill Number 1128 HB	Title DNA sample/ranked felonies	Agency 055 Admin Office of the Courts
-------------------------------	--	---

This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

Estimates

☐ **No Cash Receipts**
☐ **Indeterminate Cash Receipts**

Estimated Cash Receipts

Name of Tax or Fee	Acct Code	Fiscal Year 2016	Fiscal Year 2017	Fiscal Year 2018	Fiscal Year 2019	Fiscal Year 2020	Fiscal Year 2021	Fiscal Year 2022	Fiscal Year 2023	Fiscal Year 2024	Fiscal Year 2025	2016-25 TOTAL
RCW 46.63.110	515	375,000	375,000	375,000	375,000	375,000	375,000	375,000	375,000	375,000	375,000	3,750,000
Total		375,000	375,000	375,000	375,000	375,000	375,000	375,000	375,000	375,000	375,000	3,750,000
Biennial Totals		750,000		750,000		750,000		750,000		750,000		3,750,000

Agency Preparation: Renee Lewis	Phone: 360-704-4142	Date: 1/20/2015 4:45:12 pm
Agency Approval: Ramsey Radwan	Phone: 360-357-2406	Date: 1/20/2015 4:45:12 pm
OFM Review:	Phone:	Date: