

Judicial Impact Fiscal Note

Bill Number: 1639 HB	Title: Govt surveillance technology	Agency: 055-Admin Office of the Courts
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Part I: Estimates

☐ No Fiscal Impact

Estimated Cash Receipts to:

Non-zero but indeterminate cost. Please see discussion.

Estimated Expenditures from:

Non-zero but indeterminate cost. Please see discussion.

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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OFM Review:	Phone:	Date:

Request # 1639 HB-1

Part II: Narrative Explanation

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

This bill would add to chapter 9.73 RCW [Privacy, violating right of].

Sections with potential court impact:

Section 2 would create a new section containing relevant definitions.

Section 3 would create a new section prohibiting government agencies from using extraordinary sensing devices from extraordinary vantage points.

Section 8 would create a new section permitting criminal or regulatory law enforcement agencies to use extraordinary sensing devices from extraordinary vantage points pursuant to a warrant.

Section 9 would create a new section permitting criminal or regulatory law enforcement agencies to use extraordinary sensing devices from extraordinary vantage points in case of emergency.

Sections 12 would create a cause of action for real damages.

II. B - Cash Receipts Impact

There are no revenues to the courts expected from the bill.

II. C - Expenditures

There is no available data upon which to base reasonable estimates of impact to the courts. There may be an increase in warrant requests for superior courts and courts of limited jurisdiction (district and municipal). Generally, warrant issuance takes about 10 to 15 minutes of judicial time. These warrants may replace warrants issued for existing technologies, if so there may be little increase in warrant activity.

Each additional warrant would require judicial officer time and support staff time to hear the probable cause and process the warrant request.

For illustrative purposes it is estimated that there would need to be more than 300 new warrant requests resulting from the bill to exceed \$50,000 in annual court impact.

Part III: Expenditure Detail

Part IV: Capital Budget Impact