Judicial Impact Fiscal Note

Bill Number:	5099 S SB	Title:	Sexually violent predators	Agency:	055-Admin Office of the Courts

Part I: Estimates

☒ **No Fiscal Impact**

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 # 5099 SSB-2

Part II: Narrative Explanation

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

The difference between the substitute bill and the original bill is that a "person's county of origin" would be changed to "person's county of commitment". There is still no expected impact to the courts.

The original bill read:

RCW 71.09.096 would be amended to add Section 5(a) 27(5)(a) which states prior to authorizing release to a less restrictive alternative, the court shall consider whether it is appropriate to release the person to the person's county of origin. To ensure equitable distribution of releases, and prevent the disproportionate grouping of persons subject to less restrictive orders in any one county, or in any one jurisdiction or community within a county, the legislature finds it is appropriate for releases to a less restrictive alternative to occur in the person's county of origin, unless the court determines that the person's return to his or her county of origin would be inappropriate considering any court-issued protection orders, victim safety concerns, the availability of appropriate treatment or facilities that would adequately protect the community, negative influences on the person, or the location of family or other persons or organizations offering support to the person. When the department or court assists in developing a placement under this section which is outside of the county of origin, and there are two or more options for placement, it shall endeavor to develop the placement in a manner that does not have a disproportionate effect on a single county. (b) If the committed person is not conditionally released to his or her county of origin, the department shall provide the law and justice council of the county in which the person is conditionally released with notice and a written explanation. (c) For purposes of this section, the person's county of origin means the county of the court which ordered the person's commitment. (d) This subsection (5) does not apply to releases to a secure community transition facility under RCW 71.09.250.14.

Because there are already hearings for conditional release to a less restrictive alternative, this bill would only potentially add a new element to the hearing. Therefore, there is no expected impact to the courts.

II. B - Cash Receipts Impact

II. C - Expenditures

Part III: Expenditure Detail

Part IV: Capital Budget Impact