

Judicial Impact Fiscal Note

Bill Number: 5605 SB	Title: Domestic violence assault	Agency: 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					
Total \$					

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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Request # 5605 SB-1

Part II: Narrative Explanation

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

This bill would allow officer discretion in arresting persons between 16 and 18 years old accused of domestic violence .

Section 1(2)(c) would increase the age from sixteen to eighteen years old or older for mandatory arrest for domestic violence assault .

Section 1(3) would authorize a police officer, under certain circumstances, to arrest a person who is sixteen or seventeen years old and within the preceding four hours has assaulted a family or household member .

II. B - Cash Receipts Impact

II. C - Expenditures

Increasing the age to eighteen years old for mandatory arrest and authorizing officer discretion in arresting 16 and 17 year olds for domestic violence assault, could result in fewer referrals to the juvenile department, which could ultimately result in fewer case filings . (Case filings are based on prosecutor discretion.) Judicial Information System data shows that in 2012 and 2013 there were 2,152 referrals created for Assault 4 where a juvenile was 16 or 17 on the violation date . Out of those referrals, there were 553 cases filed.

Considering law enforcement discretion under the provisions of this bill and prosecutor discretion in case filings, it is impossible to estimate the impact the changes in this bill would have on the courts statewide . However, for purposes of this judicial impact note, it is assumed that any judicial workload savings would be greater than zero but less than \$50,000 annually.

The \$50,000 expenditure level represents approximately 84 hours (0.07 FTE) of superior court judicial officer time annually cumulative for all superior courts in the state with associated support staff and operational costs .

Part III: Expenditure Detail

Part IV: Capital Budget Impact