

Judicial Impact Fiscal Note

Bill Number: 5631 S SB AMH PS H2401.2	Title: Domestic violence victims	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
Domestic Violence Prevention Account-State 07W-1	286,169	381,558	667,727	763,116	763,116
Counties					
Cities					
Total \$	286,169	381,558	667,727	763,116	763,116

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.

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OFM Review:	Phone:	Date:

Request # SSB 5631 A-2

Part II: Narrative Explanation

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

The amended substitute bill would amend RCW 36.18.016 (2)(b) to add an additional fee of twenty four dollars. The entire amount would be deposited in the domestic violence prevention account.

RCW 10.99.080 would be amended to say that courts may impose a penalty of an additional fifteen dollars on any person convicted of a crime involving domestic violence with the entire amount to be deposited in the domestic violence prevention account.

RCW 26.50.110 would be amended to impose a penalty of fifteen dollars, in addition to any penalty or fine imposed, for a violation of a domestic violence protection order issued under this chapter. Revenue from the fifteen dollar fine must be deposited in the domestic violence prevention account.

Substitute bill:

The Substitute bill would amend RCW 36.18.016 (2)(b) by adding an additional fee of fifteen dollars. The entire amount would be deposited in the domestic violence prevention account.

II. B - Cash Receipts Impact

In the substitute bill amendment, RCW 36.18.016 (2)(b) would be amended to add an additional fee of twenty four dollars. The entire amount would be deposited in the domestic violence prevention account. The additional fee would be collected at the time of filing. The filing fees for dissolution, legal separation or declaration concerning the validity of marriage and surcharge are sometimes either waived or reduced. The average number of filings over a three year period based on data from the JIS system that would be eligible for the additional fee is 15,432. This represents the number of filings where some portion of the fee or surcharge was paid. Therefore, the potential revenue is \$370,368 ($15,432 \times \$24 = \$370,368$). The first year of collection is calculated at 75% to allow for implementation of the new fee. ($\$370,368 \times 75\% = \$277,776$).

RCW 10.99.080 would be amended to say that courts may impose a penalty of an additional fifteen dollars on any person convicted of a crime involving domestic violence with the entire amount to be deposited in the domestic violence prevention account. This is a penalty that would be added to another penalty. The average number of cases with a domestic violence conviction over the last three years is 1,638 for superior court 2,496 for district and municipal courts for a total of 4,134 cases that could be charge the additional fee. The average amount ordered over the last three years was \$431,134 (under the \$100 penalty) and the average paid was \$78,612. The rate of payment is 17.85%. Using 4,134 as the number of cases that could be charged \$15, the potential ordered amount would be \$62,005. Using the percentage of 17.85%, the potential revenue to actually collect would be \$11,068. The first year of collection is calculated at 75% to allow for implementation of the new fee. ($\$11,068 \times 75\% = \$8,301$).

RCW 26.50.110 would be amended to impose a penalty of fifteen dollars, in addition to any penalty or fine imposed, for a violation of a domestic violence protection order issued under this chapter. Revenue from the fifteen dollar fine must be deposited in the domestic violence prevention account. This is a penalty that would be added to another penalty. The average number of cases with a domestic violence conviction over the last three years is 27 cases that could be charge the additional fee. The average amount ordered over the last three years was \$12,907 (under the \$100 penalty) and the average paid was \$3,952. The rate of payment is 30.62%. Using 27 as the number of cases that could be charged \$15, the potential ordered amount would be \$400. Using the percentage of 30.62%, the potential revenue to actually collect would be \$122. The first year of collection is calculated at 75% to allow for implementation of the new fee. ($\$122 \times 75\% = \92).

II. C - Expenditures

The only cost associated with the passage of the bill is for new codes to track the additional revenue. It is estimated to take 90 hours. The cost would be under \$5,000 and would be absorbed within the workload.

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					
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 5631 S SB AMH PS H2401.2	Title Domestic violence victims	Agency 055 Admin Office of the Courts
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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
Dissolution Fee	07W	277,776	370,368	370,368	370,368	370,368	370,368	370,368	370,368	370,368	370,368	3,611,088
Total		277,776	370,368	370,368	370,368	370,368	370,368	370,368	370,368	370,368	370,368	3,611,088
Biennial Totals		648,144	740,736		740,736		740,736		740,736		3,611,088	

Narrative Explanation (Required for Indeterminate Cash Receipts)

In the engrossed bill, RCW 36.18.016 (2)(b) would be amended to add an additional fee of fourteen dollars. The entire amount would be deposited in the domestic violence prevention account. The additional fee would be collected at the time of filing. The filing fees for dissolution, legal separation or declaration concerning the validity of marriage and surcharge are sometimes either waived or reduced. The average filings over a three year period based on data from the JIS system that would be eligible for the additional fee would be 15,432. This represents the number of filings where some portion of the fee or surcharge was paid. Therefore, the potential revenue is \$370,368 (15,432 X \$24 = \$370,368). The first year of collection is calculated at 75% to allow for implementation of the new fee. (\$370,368 X 75% = \$277,776).

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