

Judicial Impact Fiscal Note

Bill Number: 5673 E SB	Title: Synthetic cannabinoids	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:

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 \$					

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: 03/19/2015
Agency Preparation: Renee Lewis	Phone: 360-704-4142	Date: 03/20/2015
Agency Approval: Ramsey Radwan	Phone: 360-357-2406	Date: 03/20/2015
OFM Review:	Phone:	Date:

Request # ESB 5673-1

Part II: Narrative Explanation

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

RCW 69.50.430 would be amended to state that in addition to any other civil or criminal penalty, every person who violates or causes another to violate RCW 69.50.401 by distributing, dispensing, manufacturing, displaying for sale, offering for sale, attempting to sell, or selling to a purchaser any product that contains any amount of any synthetic cannabinoid, cathinone or methcathinone shall be fined not less than ten thousand dollars and not more than five hundred thousand dollars. If the purchaser is under the age of eighteen, the minimum penalty shall be twenty-five thousand dollars if the person is at least two years older than the minor. Unless the court finds the person to be indigent, this additional fine shall not be suspended or deferred by the court.

A new section would be added to RCW 19.68 that would direct the WSP to pilot a program that uses technologies and protocols to instantly identify the above mentioned drugs and other illicit drugs. The portion that could affect the courts is found in (3)(c). It reads: A description of the status of courts' acceptance of the technologies and protocols selected for the pilot program for the presumptive identification of synthetic drugs and other illicit drugs.

II. B - Cash Receipts Impact

RCW 69.50.430 would be amended to state that in addition to any other civil or criminal penalty, every person who violates or causes another to violate RCW 69.50.401 by distributing, dispensing, manufacturing, displaying for sale, offering for sale, attempting to sell, or selling to a purchaser any product that contains any amount of any synthetic cannabinoid, cathinone or methcathinone shall be fined not less than ten thousand dollars and not more than five hundred thousand dollars. If the purchaser is under the age of eighteen, the minimum penalty shall be twenty-five thousand dollars if the person is at least two years older than the minor. Unless the court finds the person to be indigent, this additional fine shall not be suspended or deferred by the court.

There is no data to determine how much would be assessed or paid. It is assumed the amount would be less than \$50,000.

II. C - Expenditures

Based on input from the courts, there would not be very much time added to the hearings if a determination of indigency is needed.

It is assumed that for the section that would require court acceptance of new technologies that WSP would track various court rulings around the state and does not require the courts to do anything other than make its ruling.

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