

Judicial Impact Fiscal Note

Bill Number: 2878 HB	Title: Child abuse penalty assessm.	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 \$					

This bill was identified as a proposal governed by the requirements of RCW 43.135.031 (Initiative 960). A fiscal analysis was prepared to show the projected ten-year cost to tax or fee payers of the proposed taxes or fees. The ten-year projection can be viewed at <http://www.ofm.wa.gov/tax/default.asp>

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.

Legislative Contact Kelly Leonard	Phone: 360-786-7147	Date: 01/22/2016
Agency Preparation: Renee Lewis	Phone: 360-704-4142	Date: 01/28/2016
Agency Approval:	Phone:	Date:
OFM Review:	Phone:	Date:

Request # 2878 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 a new section to RCW 9A.44 that would allow courts to impose a penalty assessment not to exceed one thousand dollars on any adult offender convicted of a crime involving the physical abuse or sexual abuse of children. The assessment shall be in addition to, and shall not supersede, any other penalty, restitution, fines, or costs provided by law. The revenue must be used solely for the purposes of establishing and funding children's advocacy centers or to contract with recognized community-based children's advocacy program providers.

II. B - Cash Receipts Impact

Using data from the past three years, it is estimated that the annual revenue to fund children's advocacy centers in the cities and counties would be \$24,645. The basis for this estimate was an analysis of the number of convictions, maximum penalties that could have been ordered, the amount actually ordered and the amounts paid. Please see the attached worksheet for the projections.

II. C - Expenditures

This bill would allow courts to impose an additional penalty assessment up to \$1,000 on any adult offender convicted of a crime involving the physical abuse or sexual abuse of children. Any time additional fines are allowed, there is the possibility of more trials. However, the judicial impact is expected to be minimal.

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

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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

 Partially Indeterminate Cash Receipts

 Indeterminate Cash Receipts

Estimated Cash Receipts

Name of Tax or Fee	Acct Code												
Total													

Biennial Totals

Narrative Explanation (Required for Indeterminate Cash Receipts)

Using data from the past three years, it is estimated that the annual revenue to fund children's advocacy centers in the cities and counties would be \$26,645. The basis for this estimate was an analysis of the number of convictions, maximum penalties that could have been ordered, the amount actually ordered and the amounts paid. Please see the attached worksheet for the projections.

Agency Preparation: Renee Lewis	Phone: 360-704-4142	Date: 1/28/2016 1:18:45 pm
Agency Approval:	Phone:	Date:
OFM Review:	Phone:	Date:

Potential Annual Revenue

District Court						
	Misdemeanors	Gross Misdemeanors	Class C Felony	Class B Felony	Class A Felony	Total
Average Cases	69	9	14	0	1	
Maximum that could be ordered	\$69,000	\$9,000	\$14,000	\$0	\$1,000	
Percentage ordered	67.07%	17.45%	10.60%	0.00%	0.84%	
Estimated ordered	\$46,278	\$1,571	\$1,484	\$0	\$8	
Percentage Paid	17.99%	3.44%	4.50%	0.00%	0.12%	
Potential Revenue	\$8,325	\$54	\$67	\$0	\$0	\$8,446

Municipal Court						
	Misdemeanors	Gross Misdemeanors	Class C Felony	Class B Felony	Class A Felony	Total
Average Cases	68	4	0	0	0	
Maximum that could be ordered	\$68,000	\$4,000	\$0	\$0	\$0	
Percentage ordered	75.66%	18.41%	0.00%	0.00%	0.00%	
Estimated ordered	\$51,449	\$736	\$0	\$0	\$0	
Percentage Paid	15.08%	3.79%	0.00%	0.00%	0.00%	
Potential Revenue	\$7,758	\$28	\$0	\$0	\$0	\$7,786

Superior Court						
	Misdemeanors	Gross Misdemeanors	Class C Felony	Class B Felony	Class A Felony	Total
Average Cases	0	153	371	234	410	
Maximum that could be ordered	\$0	\$153,000	\$371,000	\$234,000	\$410,000	
Percentage ordered	0.00%	19.86%	15.96%	7.62%	3.62%	
Estimated ordered	\$0	\$30,386	\$59,212	\$17,831	\$14,842	
Percentage Paid	0.00%	6.49%	3.05%	1.02%	30.00%	
Potential Revenue	\$0	\$1,972	\$1,806	\$182	\$4,453	\$8,412

Total Potential Revenue						\$24,645
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