

Judicial Impact Fiscal Note

Bill Number: 2895 HB	Title: Alien victims of crime	Agency: 055-Admin Office of the Courts
-----------------------------	--------------------------------------	---

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.

Legislative Contact: Kelly Leonard	Phone: 360-786-7147	Date: 01/26/2016
Agency Preparation: Sam Knutson	Phone: 3607045528	Date: 02/02/2016
Agency Approval: Ramsey Radwan	Phone: 360-357-2406	Date: 02/02/2016
OFM Review:	Phone:	Date:

Request # 2895 HB-1

Part II: Narrative Explanation

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

II. B - Cash Receipts Impact

II. C - Expenditures

Part III: Expenditure Detail

Part IV: Capital Budget Impact

Part II: Narrative Explanation

This bill would require a certifying official from a certifying entity, upon request of a victim or victim's family member, to certify victim helpfulness on a form certification, when the victim was a victim of a qualifying criminal activity and has been helpful, is being helpful, or is likely to be helpful in the detection, investigation, or prosecution of the qualifying criminal activity.

The bill would prohibit a certifying entity from disclosing the immigration status of a victim or person requesting the form certification, unless certain qualifications are met.

The bill would define "certifying entity" as any (1) state or local law enforcement agency; (2) prosecutor; (3) judge; (4) other authority that has responsibility for the detection, investigation, or prosecution of a qualifying crime or qualifying criminal activity; or (5) any agency that has criminal detection or investigative jurisdiction in their respective area of expertise, including the Department of Fish and Wildlife, the Gambling Commission, and the State Fire Marshal's Office.

The bill would define "form" as Form I-918 Supplement B "U Nonimmigrant Status Certification" of the United States citizenship and immigration services.

The bill would require a certifying entity that receives a request for a form certification to report to the legislature, on or before January 1, 2017, and annually thereafter, the number of victims that requested form certifications from the entity, the number of those certification forms that were signed, and the number that were denied.

Part II.A – Brief Description of what the Measure does that has fiscal impact on the Courts

RCW 7.68 would be amended, adding "judge" (Section 1(1)) as a "certifying entity" or "certifying official" for purposes of certifying an official form regarding victim helpfulness, when a victim was a victim of a qualifying criminal activity and has been helpful, is being helpful, or is likely to be helpful to the detection or investigation or prosecution of that qualifying criminal activity.

Section 1(2) would require the certifying official, on request of the victim or victim's family member, to certify victim helpfulness.

Section 1(4) would require the certifying official to fully complete and sign the form certification, and regarding victim helpfulness, include specific details about the nature of the crime investigated or prosecuted and a detailed description of the victim's helpfulness.

Section 1(8) would prohibit the certifying official from disclosing immigration status of a victim or person requesting the form certification.

Section 1(9) would require a certifying entity to report to the legislature, on or before January 1, 2017 and annually thereafter, the number of victims that requested form certifications from the entity, the number of those certification forms that were signed, and the number that were denied.

II.B - Cash Receipt Impact

No cash receipt impact.

II.C – Expenditures

Indeterminate, less than \$50,000 per year. The Administrative Office of the Courts (AOC) does not have data to estimate how many of these forms would be required, but believes it would be minimal.