

Judicial Impact Fiscal Note

Bill Number: 6160 S SB PL	Title: Motor vehicle air bags	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.

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Request # 6160 SSB P-1

Part II: Narrative Explanation

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

Please see attached Judicial Impact Note (JIN).

II. B - Cash Receipts Impact

II. C - Expenditures

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					
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					
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					
Total \$					

Part IV: Capital Budget Impact

Part II: Narrative Explanation

This bill would:

- Make it a class C felony to manufacture, import, sell, install, or reinstall counterfeit air bags, nonfunctional air bags, or other replacement air bag devices not meeting federal safety standards.
- Make it a class C felony to sell, install, or reinstall a device causing a vehicle's diagnostic system to inaccurately indicate that a functional air bag is installed when a counterfeit or nonfunctional air bag or no air bag is installed.
- Make it a class C felony to fail to comply with statutory requirements pertaining to the installation of air bags.

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

RCW 46.37.650 Section 2(1)(a) would be amended to say that it is unlawful for a person, with criminal negligence, to manufacture, import, sell, offer to sell, install, or reinstall a motor vehicle air bag that is either counterfeit, nonfunctional, or otherwise does not meet all applicable federal safety standards for an air bag.

RCW 46.37.650 Section 2(1)(b) would be amended to say a person found guilty of Section 2(1)(a) is guilty of a class C felony if the criminal negligence caused bodily injury as defined in RCW 9A.04.110 or death to another person.

RCW 46.37.650 Section 2(1)(c) would be amended to say a person in violation of this section would be guilty of a class C felony, regardless if the criminal negligence caused harm to another.

RCW 46.37.660 Section 3 would be amended to say a person is guilty of a class C felony if he or she sells, installs, or re-installs in any motor vehicle any device that causes the vehicle's diagnostic system to inaccurately indicate the vehicle is equipped with a functional air bag when an counterfeit air bag, a non-functional air bag, or no air bag is installed. A person in violation of this section would be guilty of a class C felony if the violation cause bodily injury as defined in RCW 9A.04.110 or death to another person. A person in violation of this subsection is guilty of a class C felony, regardless if the violation caused harm to another.

II.B - Cash Receipt Impact

Indeterminate, less than \$50,000 per year.

Filing and conviction data for RCW 46.37.650 and RCW 46.37.660 was reviewed for the period 2010 – 2014. There were no violations during this period noted in the Judicial Information System (JIS) data. While there may be future violations, impact is expected to be minimal

II.C – Expenditures

No expenditure impact.

The law table would require updates to define violations and establish penalties. This would be done during routine law table maintenance.