

Judicial Impact Fiscal Note

Bill Number: 6642 S SB	Title: Legal financial obligations	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 # 6642 SSB-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 provide an order of priority for the distribution of payments made by, or on the behalf of, an offender.

This bill differs from 6642 SB:

The prioritization by “tiers” would be removed. Courts would be required to designate the total amount of legal financial obligations (LFO) and segregate the amounts to: restitution to victims that have not been fully compensated from other sources; restitution to insurance or other sources that has provided compensation to victims with respect to a loss; and costs, fines, and other assessments required by law.

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

RCW 9.94A.760 would be amended (Section 1(1)) to create a priority order for the distribution of legal financial obligation (LFO) assessments ordered. This prioritization would apply only to superior courts. The court would be required on either the judgment and sentence or on a subsequent order to pay, to designate the total amount of an LFO and segregate this amount among the separate assessments made for restitution to victims that have not been fully compensated from other sources; restitution to insurance or other sources with respect to a loss that has provided compensation to victims; and costs, fines, and other assessments required by law. Restitution shall be entered pursuant to the priorities set in the order setting restitution.

Section 1(2) would require that, upon receipt of each payment made by or on behalf of an offender, the payment would be distributed in the following order of priority until satisfied:

- (a) First, proportionately to restitution to victims that have not been fully compensated from other sources;
- (b) Second, proportionately to restitution to insurance or other sources with respect to a loss that has provided compensation to victims;
- (c) Third, proportionately to crime victims’ assessments; and
- (d) Fourth, proportionately to costs fines, and other assessments required by law.

Section 2 would create the effective date of this bill as July 1, 2016.

II.B - Cash Receipt Impact

Indeterminate. The Administrative Office of the Courts (AOC) does not have data that would provide a basis for estimating the revenue impact of this re-prioritization of payment distribution. There could be a revenue loss, or revenue may be deferred due to being prioritized to a different level.

II.C – Expenditures

No expenditure impact. The Administrative Office of the Courts (AOC) assumes that because the existing system allows for prioritization of LFO payments by staff at the time of creation of the LFO that information technology systems would not require modification.