

Judicial Impact Fiscal Note

Bill Number: 1543 HB	Title: Sex. assault/parental rights	Agency: 055-Administrative Office of the Courts
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

Account	FY 2018	FY 2019	2017-19	2019-21	2021-23
Counties					
Cities					
Total \$					

Estimated Expenditures from:

STATE	FY 2018	FY 2019	2017-19	2019-21	2021-23
State FTE Staff Years	.1	.1	.1		
Account					
General Fund-State 001-1	10,655	10,655	21,310	21,310	21,310
State Subtotal \$	10,655	10,655	21,310	21,310	21,310
COUNTY	FY 2018	FY 2019	2017-19	2019-21	2021-23
County FTE Staff Years	.5	.5	.5		
Account					
Local - Counties	45,038	45,038	90,076	90,076	90,076
Counties Subtotal \$	45,038	45,038	90,076	90,076	90,076
CITY	FY 2018	FY 2019	2017-19	2019-21	2021-23
City FTE Staff Years					
Account					
Local - Cities					
Cities Subtotal \$					
Local Subtotal \$	45,038	45,038	90,076	90,076	90,076
Total Estimated Expenditures \$	55,693	55,693	111,386	111,386	111,386

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 # HB 1543-2

Part II: Narrative Explanation

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

A new section would be added to RCW 26.26 that would establish a process whereby a survivor who becomes pregnant as a result of a sexual assault and who elects to raise the child can seek the court's assistance in avoiding continued forced interactions with the rapist and the consequent inability to fully heal from the assault.

Another new section would be added to RCW 26.26 that would require the court to hold a fact-finding hearing on an allegation that a pregnancy resulted from a sexual assault. The court may order genetic testing prior to the fact-finding hearing to determine whether the alleged perpetrator is biologically related to the child. If a court finds that a person committed a sexual assault that resulted in a pregnancy, the court order must hold that the person is not a parent of the child, if such an order is requested by the child's legal parent or guardian.

II. B - Cash Receipts Impact

II. C - Expenditures

Section 1 of this bill refers to studies that estimate that there are between 25,000 and 32,000 rape-related pregnancies in the United States annually. There is no data available that shows the number of rape-related pregnancies in Washington. Therefore, it is difficult to estimate the number of parentage case filings that might include the allegation that the pregnancy resulted from sexual assault and the number of fact-finding hearings that could be required.

Section 2 would require that a fact-finding hearing on an allegation that a pregnancy resulted from a sexual assault in parentage case filings. The court may also order genetic testing prior to a fact-finding hearing. Judicial input estimates that this fact-finding hearing could range from one day to five days.

However, for purposes of this judicial impact note, it is likely that the fiscal impact of this legislation would be greater than \$50,000 per year.

Assuming an average fact-finding hearing length of two days, just seven fact-finding hearings per year would result in the need for .09 judicial officer and .49 of associated staff, with the equivalent cost of \$45,038 to the counties and \$10,655 to the state. (Judicial fiscal impact is calculated on a statewide basis using standard assumptions for the courts.)

This bill would also require modifications to the Judicial Information System to add new hearing and docket codes. Based on similar modifications done in the past, this is estimated to take a minimum of 124 hours. This work will be completed using existing resources.

Part III: Expenditure Detail

III. A - Expenditure By Object or Purpose (State)

<i>State</i>	FY 2018	FY 2019	2017-19	2019-21	2021-23
FTE Staff Years	.1	.1	.1		
Salaries and Wages	7,056	7,056	14,112	14,112	14,112
Employee Benefits	3,599	3,599	7,198	7,198	7,198
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 \$	10,655	10,655	21,310	21,310	21,310

III. B - Expenditure By Object or Purpose (County)

<i>County</i>	FY 2018	FY 2019	2017-19	2019-21	2021-23
FTE Staff Years	.5	.5	.5		
Salaries and Benefits	33,707	33,707	67,414	67,414	67,414
Capital					
Other	11,331	11,331	22,662	22,662	22,662
Total \$	45,038	45,038	90,076	90,076	90,076

III. C - Expenditure By Object or Purpose (City)

<i>City</i>	FY 2018	FY 2019	2017-19	2019-21	2021-23
FTE Staff Years					
Salaries and Benefits					
Capital					
Other					
Total \$					

III. D - FTE Detail

<i>Job Classification</i>	Salary	FY 2018	FY 2019	2017-19	2019-21	2021-23
Clerk and Admin Staff		0.5	0.5	0.5		
JIS System Support						
Superior Court Judge		0.1	0.1	0.1		
Total FTE's		0.6	0.6	0.6		0.0

Part IV: Capital Budget Impact