

# Judicial Impact Fiscal Note

<b>Bill Number:</b> 1874 HB	<b>Title:</b> Blood alcohol level/vehicles	<b>Agency:</b> 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					
<b>Total \$</b>					

### 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.

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OFM Review:	Phone:	Date:

Request # 1874 HB-1

## **Part II: Narrative Explanation**

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

RCW 46.61.502, RCW 38.38.760, RCW 46.20.308, RCW 46.20.3101, RCW 46.25.090, RCW 46.61.504, RCW 46.61.5055, RCW 46.61.506 and RCW 79A.60.040 would be amended to lower the blood alcohol legal limit from 0.08 to 0.05.

### **II. B - Cash Receipts Impact**

### **II. C - Expenditures**

For informational purposes, a single DUI case can have multiple hearings. Because court impact is based on the number of hearings, the judicial impact will be based on the potential number of additional hearings.

In 2015 and 2016, an average of 8,040 DUI related hearings occurred in Superior Court, 283,667 in District Court and 71,469 in Municipal Court. Based on input from judges and clerks, they assume that many cases that were either just under 0.08 or at 0.08 may have been pled down to Negligent Driving. If the legal limit is lowered, the assumption is that many of those would remain charged as DUI and would need additional hearings. For purposes of the potential judicial impact, an assumption is made that there could be 2% - 5% more hearings. The potential impact to the courts could be:

Superior Court - the potential for an additional 161 - 402 hearings.

Potential cost to the county: \$84,000 - \$210,000

Potential cost to the state: \$20,000 - \$50,000

Additional Judicial FTE: 0.16 - 0.40

Additional Superior FTE: 0.39 - 0.99

Additional Clerk FTE: 0.52 - 1.30

District Court - the potential for an additional 5,673 - 14,183 hearings.

Potential cost to the county: \$1,765,000 - \$4,413,000

Additional Judicial FTE: 2.44 - 6.10

Additional District Court FTE: 20.18 - 50.44

Municipal Court - the potential for an additional 1,429 - 3,573 hearings.

Potential cost to the county: \$194,765 - \$487,000

Additional Judicial FTE: 0.21 - 0.54

Additional District Court FTE: 2.08 - 5.20

The judicial impact is statewide, however, there would be major impact to local courts.

## **Part III: Expenditure Detail**

## **Part IV: Capital Budget Impact**