

JUDICIAL IMPACT FISCAL NOTE

Bill Number: 5272 SSB	Title: Trafficking Victims / Vacating	Agency: 055 – Admin Office of the Courts (AOC)
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

	FY 2016	FY 2017	2015-17	2017-19	2019-21
Total:					

Estimated Expenditures from:

STATE	FY 2016	FY 2017	2015-17	2017-19	2019-21
FTE – Staff Years					
Account					
General Fund – State (001-1)					
State Subtotal					
COUNTY					
County FTE Staff Years					
Account					
Local - Counties					
Counties Subtotal					
CITY					
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.

Legislative Contact:	Phone:	Date:
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Agency Approval: Ramsey Radwan	Phone: 360-357-2406	Date:
OFM Review:	Phone:	Date:

Part II: Narrative Explanation

This bill would amend RCW 9.96.070 to provide a limitation on the current exclusion contained in the allowance of vacation for prostitution-related offenses when a person has been a victim of trafficking. The bill would clarify that a signed affidavit is required for a motion to vacate such offenses, and allow the offender seeking vacation to avoid the exclusion for other criminal convictions if the person can show by a preponderance of the evidence that the offense was due to being a victim of trafficking.

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

Section 1(3)(b) – Would amend RCW 9.96.060 to provide that the limitation on the current exclusion contained in the allowance of vacation for prostitution-related offenses does not apply to a person who has been a victim of trafficking.

Section 2(1), 2(2), 2(3), and 2(4) – Would require that in order to vacate a record of conviction for a prostitution offense (convictions under RCW 9.96.060) as a result of being a victim of trafficking, the applicant must prove by a preponderance of the evidence through a signed affidavit submitted with the motion to vacate.

Section 2(5) – Would require that any motion for vacation of a conviction under RCW 9.96.060(3) must be supported by the sworn testimony of the applicant at a hearing before the court.

No fiscal impact.

This bill could require more court or hearing time, as the court would be required to review evidence to determine if the evidence met the standards as contained within a proceeding already occurring. Impact is expected to be minimal.