

Judicial Impact Fiscal Note

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| Bill Number: 5336 SB PL | Title: Ballot return boxes/crimes | 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:

| COUNTY | FY 2018 | FY 2019 | 2017-19 | 2019-21 | 2021-23 |
|---------------------------------|---------|---------|---------|---------|---------|
| County FTE Staff Years | | | | | |
| Account | | | | | |
| Local - Counties | | | | | |
| Counties Subtotal \$ | | | | | |
| CITY | FY 2018 | FY 2019 | 2017-19 | 2019-21 | 2021-23 |
| 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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|---------------------------------|---------------------|------------------|
| Contact | Phone: | Date: 04/19/2017 |
| Agency Preparation: Renee Lewis | Phone: 360-704-4012 | Date: 04/21/2017 |
| Agency Approval: Ramsey Radwan | Phone: 360-357-2406 | Date: 04/21/2017 |
| OFM Review: | Phone: | Date: |

Request # SB PL 5336-1

Part II: Narrative Explanation

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

The amendment adds clarifying language to the original bill. The amendment does not change the judicial impact.

Original bill:

RCW 9A.48.070 would be amended to say that a person is guilty of malicious mischief in the first degree if he or she knowingly and maliciously causes an interruption or impairment of service rendered to the public, by physically damaging, destroying, or removing without permission an official ballot deposit box or ballot drop box or damaging, destroying, removing without permission or tampering with the contents thereof.

9A.48.080 would be amended to say that a person is guilty of malicious mischief in the second degree if he or she creates a substantial risk of interruption or impairment of service rendered to the public, by physically damaging, destroying, or removing without permission an official ballot deposit box or ballot drop box or damaging, destroying, removing without permission or tampering with the contents thereof.

RCW 29A.84.54 would be amended to say that any person who, without lawful authority, removes a ballot from a voting center or ballot drop location is guilty of a class C felony. This changes from a gross misdemeanor.

II. B - Cash Receipts Impact

II. C - Expenditures

During 2015 and 2016, there have not been any cases for RCW 29A.84.54 regarding removal of a ballot from a voting center or ballot drop location. The proposed amendments to RCW 9A.48.070 and 9A.48.070 would add voting/ballot boxes to the list of other items. The proposed amendments include 1(a) damage to property exceeding five thousand dollars, 1(b) interruption of service rendered to the public by tampering with emergency equipment, a public utility or mode of public transportation, power or communication and 1(c) impairment of the safety, efficiency or operation of an aircraft by tampering with the aircraft, equipment, fuel, lubricant or parts.

An analysis of data for 2015 and 2016 shows that there were no cases for 1(c), an average of 50 cases for 1(b) and an average of 339 cases for 1(a). For the impact to the courts to exceed \$50,000, there would need to be at least 60 cases heard.

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 | | | | | |
| Salaries and Wages | | | | | |
| Employee Benefits | | | | | |
| 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 \$ | | | | | |

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

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

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 \$ | | | | | |

Part IV: Capital Budget Impact