

JUDICIAL IMPACT FISCAL NOTE

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| Bill Number: 5441 SB | Title: Involuntary Treatment Procedures | Agency: 055 – Administrative Office of the Courts (AOC) |
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Part I: Estimates

☐ **No Fiscal Impact**

Estimated Cash Receipts to:

| | FY 2018 | FY 2019 | 2017-19 | 2019-21 | 2021-23 |
|---------------|---------|---------|---------|---------|---------|
| | | | | | |
| | | | | | |
| Total: | | | | | |

Estimated Expenditures from:

| STATE | FY 2018 | FY 2019 | 2017-19 | 2019-21 | 2021-23 |
|--------------------------------------|---------|---------|---------|---------|---------|
| 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.

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|---------------------------------|---------------------|----------------|
| Legislative Contact: | Phone: | Date: |
| Agency Preparation: Sam Knutson | Phone: 360-704-5528 | Date: 2/1/2018 |
| Agency Approval: Ramsey Radwan | Phone: 360-357-2406 | Date: |
| OFM Review: | Phone: | Date: |

Part II: Narrative Explanation

This bill would prohibit a person from possessing a firearm for six months following detention for seventy-two hours under the Involuntary Treatment Act, on the basis that the person presents a likelihood of serious harm. The bill would provide that the suspension of firearm rights will be automatically lifted after six months and any confiscated firearms or concealed pistol license must be returned to the individual at that time. The bill would establish a procedure for the person to petition for restoration of their firearm rights before the end of the six-month period.

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

Section 1(1) – Would amend RCW 71.05 to provide that a person who has been detained at a facility for seventy-two hour evaluation and treatment on the grounds that the person presents a likelihood of serious harm may not have in their possession or control any firearm for a period of six months after the date the person is detained.

Section 1(2)(c) – Would provide that after the six-month suspension, the person's right to control or possess any firearm or concealed pistol license shall be automatically restored, absent further restrictions imposed by other laws.

Section 1(2)(d) – Would provide that upon discharge, the person may petition the superior court to have their right to possess a firearm restored before the six-month suspension period has elapsed by following the procedures provided in RCW 9.41.047(3).

II.B - Cash Receipt Impact

None.

II.C – Expenditures

Indeterminate. There is no data available to estimate the number of hearings that may result from this bill. However, impact is expected to be minimal.