

# JUDICIAL IMPACT FISCAL NOTE

<b>Bill Number:</b> 6037 ESSB	<b>Title:</b> Uniform Parentage Act	<b>Agency:</b> 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
<b>Total:</b>					

### Estimated Expenditures from:

STATE	FY 2018	FY 2019	2017-19	2019-21	2021-23
FTE – Staff Years					
<b>Account</b>					
General Fund – State (001-1)					
State Subtotal					
<b>COUNTY</b>					
County FTE Staff Years					
<b>Account</b>					
Local - Counties					
Counties Subtotal					
<b>CITY</b>					
City FTE Staff Years					
<b>Account</b>					
Local – Cities					
Cities Subtotal					
Local Subtotal					
<b>Total Estimated Expenditures:</b>					

*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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OFM Review:	Phone:	Date:

## **Part II: Narrative Explanation**

This bill would revise provisions regarding establishing and challenging parentage related to the Uniform Parentage Act.

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

Section 509 - Would codify *de facto*<sup>1</sup> parentage cases.

Section 713 - Would provide that a genetic surrogacy agreement "must be validated by the superior court." A proceeding to validate it would be required to be held before the assisted reproduction. The bill would provide that if a party wanted to terminate the agreement, notice must be provided to the court, which shall vacate the validation order. Sanctions would apply for failure to notify the court.

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

None.

### **II.C – Expenditures**

Indeterminate, but could exceed \$50,000 per year.

*De facto* parentage has been in case law for many years, and those persons who need to establish *de facto* parentage have had that common-law remedy. It is unknown how many additional *de facto* parentage cases will be filed as a result of this bill. It is unlikely that there would be numerous filings, but any additional hearing could be long, similar to other contested residential placement hearings.

In addition, definition changes and procedural changes would require revision of family law forms. New cause codes and petition docket codes would also be required.

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<sup>1</sup> A *de facto* parent is a person found by the court to have assumed the role of parent. Normally, this is defined by the performance of such role on a day-to-day basis, and continuing for a substantial period.