

# JUDICIAL IMPACT FISCAL NOTE

<b>Bill Number:</b> 6139 SB	<b>Title:</b> Public Records/Leg. and Courts	<b>Agency:</b> 055 – Admin Office of the Courts (AOC)
--------------------------------	---	--

## 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:
Agency Preparation: Renée Lewis	Phone: 360-704-4012	Date: 2/1/2018
Agency Approval: Ramsey Radwan	Phone: 360-357-2406	Date:
OFM Review:	Phone:	Date:

## **Part II: Narrative Explanation**

This bill would require the clerk of the Supreme Court to advise each division of the courts of the necessity to keep public records and to appoint public records officers for each division of the courts for requests made to the judiciary. The bill would also require the state archivist to work with the clerk to provide information and instructions on the best method for keeping judicial records.

The secretary of the senate and the chief clerk of the house of representatives would be the appointed public records officers for requests made to the senate or house.

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

RCW 40.14.140 would be amended to state that it shall be the duty of the clerk of the Supreme Court to advise each division of the courts concerning the necessity to keep public records. The state archivist or his or her representative shall work with the clerk to provide information and instructions on the best method for keeping judicial records.

RCW 42.56.010 would be amended to state that the requirements on the judiciary of the bill will be for records created after the effective date of this section.

RCW 42.56.580 would be amended to state that the clerk of the Supreme Court shall appoint public records officers for each division of the courts for requests made to the judiciary.

General Court Rule 31.1 (GR 31.1) became effective January 1, 2016. GR 31.1 governs access to and distribution of judicial branch administrative records. An administrative record is a record that is created by or maintained by a court or judicial agency and related to the management, supervision, or administration of the court or judicial agency. Access to case records (those related to in-court proceedings) is governed separately by General Court Rule 31.

The administrative office of the courts (AOC) is governed by General Court Rule 31.1 (GR 31.1), which governs access to judicial branch administrative records. AOC staff are responsible for responding to administrative records requests for the Supreme Court, the Court of Appeals and the AOC.

There will be no impact to the AOC.

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

No cash receipt impact.

### **II.C – Expenditures**