

JUDICIAL IMPACT FISCAL NOTE

Bill Number: 5182 P2SSB	Title: Juvenile Record Sealing	Agency: 055 – Administrative Office of the Courts (AOC)
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Part I: Estimates

☐ **No Fiscal Impact**

Estimated Cash Receipts to:

	FY 2020	FY 2021	2019-21	2021-23	2023-25
Total:					

Estimated Expenditures from:

STATE	FY 2020	FY 2021	2019-21	2021-23	2023-25
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 address the sealing of juvenile court records. The bill would eliminate the requirement that the juvenile be present at any administrative sealing hearing. The bill would eliminate the opportunity to object to the sealing of the juvenile record which would result in the elimination of contested hearings on the issue of objection.

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

Section 1(1)(a) – Would eliminate the opportunity for individuals to object to the sealing of a juvenile court record which would eliminate the need for contested hearing on the issue of objection.

Section 1(1)(c) - Would not allow an administrative sealing of the juvenile record if the offense was a serious offense as defined in RCW 9.94A.030, a sex offense under 9A.44 or a drug offense as defined in RCW 9.94A.030.

Section 1(1)(d) - Would require the court to order the sealing of the juvenile court record if the respondent is no longer on supervision for the case being considered for sealing and completed restitution payment to the victim excluding money owed for public or private health insurance coverage.

Section 1(1)(e) – Would require the case to continue if the respondent was found to be still under supervision for the court record scheduled for sealing.

Section 1(1)(f) – Would address when the respondent is no longer under supervision of the court but has not made full restitution to the victim. This section would put time limits on the clerk of the court to contact the respondent when there is denial to seal court records.

Section 1(8) – Would allow the unsealing of a juvenile record if a person is convicted of a felony in adult court after the juvenile records have been sealed. The prosecutor may file a motion with the court with service on the defendant and defendant's counsel asking that the sealing order be vacated.

Section 2 – Would apply to all sealing hearings on or after the date of legislation is enacted.

II.B - Cash Receipt Impact

None.

II.C – Expenditures

Indeterminate, but expected to be minimal. There would be a need for court clerk education and pattern form revision. These impacts would be managed within existing resources.