

# JUDICIAL IMPACT FISCAL NOTE

<b>Bill Number:</b> 2SSB 5299	<b>Title:</b> Impaired Driving	<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 2020	FY 2021	2019-21	2021-23	2023-25
<b>Total:</b>					

### Estimated Expenditures from:

STATE	FY 2020	FY 2021	2019-21	2021-23	2023-25
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 change the “look back period” for prior offenses from ten years to fifteen years when a person has three or more prior convictions for driving under the influence or physical control of a motor vehicle while under the influence.

### **This bill differs from SSB 5299:**

Section 5(2) changes the effective date from June 30, 2020 to June 30, 2021, requiring the Washington Association of Sheriffs and Police Chiefs (WASPC) to review current laws and regulations regarding the sentencing structure for impaired driving offenses in an effort to reduce fatalities from individuals driving under the influence.

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

Section 1(6)(a) – Would provide that it is a Class B felony if a person is convicted of driving under the influence and has three or more prior offenses for driving under the influence within fifteen years.

Section 3(6)(a) – Would provide that it is a Class C felony if a person is convicted of physical control of a motor vehicle while under the influence and has three or more prior offenses for physical control of a motor vehicle while under the influence within fifteen years.

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

None.

## **II.C – Expenditures**

Indeterminate, but expected to be minimal.

The change of these charges from gross misdemeanors to Class B and Class C felonies respectively may create more filings in superior courts. There is no data available to estimate this impact.

The law tables, DUI Sentencing Grid, and DUI Sentencing Attachment would need to be updated. Minor forms revisions would be required. These impacts would be managed within existing resources.