

JUDICIAL IMPACT FISCAL NOTE

Bill Number: SSB 5299	Title: Impaired Driving	Agency: 055 – Administrative Office of the Courts (AOC)
---------------------------------	-----------------------------------	--

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:
Agency Preparation: Sam Knutson	Phone: 360-704-5528	Date: 2/5/2020
Agency Approval: Ramsey Radwan	Phone: 360-357-2406	Date:
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 SB 5299:

Would change the “look back period” if there are three or more prior impaired driving offenses from ten to fifteen years (was twenty-five years in the previous version), and increases the penalty from a gross misdemeanor to a felony offense for any person who has three or more prior driving under the influence (DUI) or physical control (PC) offenses within that time.

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.