

# JUDICIAL IMPACT FISCAL NOTE

<b>Bill Number:</b> 6280 ESSB	<b>Title:</b> Concerning the use of Facial Recognition Technology	<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 set forth requirements for governmental agency use of facial recognition technology.

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

Section 9(3) – Would provide that in January of each year, any judge who has issued a warrant for ongoing surveillance, or an extension thereof, as described in Section 12(1) of this act, that expired in the preceding year, or who has denied approval of such a warrant during that year shall report to the Administrative Office of the Courts:

- (a) The fact that a warrant or extension was applied for;
- (b) The fact that the warrant or extension was granted as applied for, was modified, or was denied;
- (c) The period of ongoing surveillance authorized by the warrant and the number and duration of any extensions of the warrant;
- (d) The identity of the applying investigative or law enforcement officer and agency making the application and the person authorizing the application; and
- (e) The nature of the public spaces where the surveillance was conducted.

Section 12(1)(a) – Would provide that state and local government agencies may not use facial recognition services for ongoing surveillance unless it is for law enforcement purposes and there is a search warrant or exigent circumstances relating to a person's physical safety.

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

None.

### **II.C – Expenditures**

Indeterminate, but expected to be minimal. Courts would be required to provide a report to the Administrative Office of the Courts (AOC) per the requirements of Section 9. It is assumed the AOC would be required to create a report/form and create and maintain a procedure for reporting.