

JUDICIAL IMPACT FISCAL NOTE

Bill Number: 1097 2SHB	Title: Worker Protections	Agency: 055 – Administrative Office of the Courts (AOC)
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Part I: Estimates

☐ **No Fiscal Impact**

Estimated Cash Receipts to:

	FY 2021	FY 2022	2021-23	2023-25	2025-27
Total:					

Estimated Expenditures from:

STATE	FY 2021	FY 2022	2021-23	2023-25	2025-27
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: Pam Kelly	Phone: 360-705-5318	Date: 3/11/2021
Agency Approval: Ramsey Radwan	Phone: 360-357-2406	Date:
OFM Review:	Phone:	Date:

Part II: Narrative Explanation

This bill modifies several sections in the Washington Industrial Safety and Health Act RCW 49.17 expanding worker protections and allowing an employer to file in Superior Court to contest an order restraining any condition of employment issued by the Department of Labor and Industries.

This bill would add a new section to RCW 51.04 authorizing, in the event of a state of emergency as defined in RCW 43.06.010, a safety grant program that would provide one-time grants to employers to purchase safety equipment required to meet health and safety standards related to the emergency for the purpose of resuming normal operations.

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

Section 1(3) – Would allow for an employer to contest an order restraining any condition of employment issued under subsection (1) of this section to file an application to the Superior Court of the county where condition of employment exists.

Section 2(3) – Would require that an employer notify Labor and Industries within fifteen working days from the notification of penalty assessment its wishes to appeal the assessment of penalty. If the employer fails to notify the director, the assessment of penalty shall be the final order and not subject to review by any court or agency.

Section 3(1) – Would define prohibited discrimination action that would prevent a reasonable employee from exercising their rights under this chapter.

Section 3(5) – Would allow an employee to file in Superior Court on their own behalf when the director finds there is insufficient evidence to determine that there has been a violation of the provisions of this section. The Superior Court would have jurisdiction to order all appropriate relief to the employee if the court finds in favor of the employee.

Section 3(10) – Would allow for the department and complainant to pursue remedies in Superior Court that are outside the Board of Industrial Insurance Appeals' jurisdiction.

II.B - Cash Receipt Impact

None

II.C – Expenditures

This bill would not have adverse impact on the courts. There could be a small increase in Superior Court Case filings. These impacts could be managed within existing resources.

Part III: Expenditure Detail

III.A – Expenditures by Object or Purpose

	FY 2021	FY 2022	2021-23	2023-25	2025-27
FTE – Staff Years					
A – Salaries & Wages					
B – Employee Benefits					
C – Prof. Service Contracts					
E – Goods and Services					

G – Travel					
J – Capital Outlays					
P – Debt Service					
Total:					

III.B – Detail:

Job Classification	Salary	FY 2021	FY 2022	2021-23	2023-25	2025-27
Total FTE's						

Part IV: Capital Budget Impact

None.

Part V: New Rule Making Required

None.