

# JUDICIAL IMPACT FISCAL NOTE

<b>Bill Number:</b> 1499 HB	<b>Title:</b> Substance Use Disorder Health	<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 2021	FY 2022	2021-23	2023-25	2025-27
<b>Total:</b>					

### Estimated Expenditures from:

STATE	FY 2021	FY 2022	2021-23	2023-25	2025-27
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:
Agency Preparation: Pam Kelly	Phone: 360-705-5318	Date: 2/12/2021
Agency Approval: Ramsey Radwan	Phone: 360-357-2406	Date:
OFM Review:	Phone:	Date:

## Part II: Narrative Explanation

This bill would decriminalize possession of personal use amounts of a controlled substances, shifting from a criminal justice model to a treatment based model for drug offenders with substance use disorders.

This bill would add new vacation statutes for certain drug offenses, including misdemeanors, allowing for vacation regardless of whether the individual completed any applicable sentencing conditions.

This bill would require the Health Care Authority to create a substance use recovery services plan and form a committee to make recommendations for this plan. The director would be required to adopt rules establishing maximum personal use amounts of controlled substances known to be used by individuals for recreational use.

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

Section 5(1) – Would require the Health Care Authority to establish a maximum personal use amount of controlled substances known to be used by individuals for recreational use.

Section 9 – Would modify RCW 69.50.401 (possession of forty grams or less of marijuana) exempting those who possess less than the applicable personal use amount from prosecution.

Section 10 – Would exempt those in possession of drug paraphernalia when the paraphernalia is used to prepare, test, analyze, pack, etc. amounts of a controlled substance other than marijuana.

Section 14 – Would allow for notwithstanding RCW 9.94A.640 any person convicted of a controlled substance under RCW's 69.50, 69.50.4011 and 69.50.4013 before December 1, 2022 to apply to the sentencing court to have a vacation of the applicant's record of conviction regardless of whether they completed any applicable sentencing conditions.

Section 16 – Would allow for notwithstanding RCW 9.96.060 any person convicted of a controlled substance under RCW's 69.50.4013, 69.50.4014, 69.50.412(1), and 69.41.030 before December 1, 2022 to apply to the sentencing court to have a vacation of the applicant's record of conviction regardless of whether they completed any applicable sentencing conditions.

### II.B - Cash Receipt Impact

None

### II.C – Expenditures

This bill would require changes to court forms and the Courts of Limited Jurisdiction master answer and law tables. These updates would 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					
<b>Total:</b>					

### III.B – Detail:

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

### Part IV: Capital Budget Impact

None.

### Part V: New Rule Making Required

None.