

# JUDICIAL IMPACT FISCAL NOTE

<b>Bill Number:</b> 5172 SSB	<b>Title:</b> Overtime Claims Retroactivity	<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 2022	FY 2023	2021-23	2023-25	2025-27
<b>Total:</b>					

### Estimated Expenditures from:

STATE	FY 2022	FY 2023	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:
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Agency Approval: Ramsey Radwan	Phone: 360-357-2406	Date:
OFM Review:	Phone:	Date:

## **Part II: Narrative Explanation**

This bill would prohibit a retroactive award in payments if it would result in a substantially inequitable result in causes of action for overtime pay.

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

Section 2 – Would provide that in any cause of action filed in court on or after October 11, 2017 and before June 20, 2024 seeking overtime pay under the provisions of RCW 49.46.130 the employer and any other person alleged to be liable for overtime pay shall have an affirmative defense to any claim or cause of action for recovery of wages, damages, statutory penalties, or civil penalties, actual damages, and attorney's fees and costs based solely upon the employers failure to pay an employee overtime pay.

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

None.

### **II.C – Expenditures**

Judicial education would be required. This would be managed within existing resources.