

# Judicial Impact Fiscal Note

<b>Bill Number:</b> 1877 HB	<b>Title:</b> Behavioral health/tribes	<b>Agency:</b> 055-Administrative Office of the Courts
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## Part I: Estimates

**No Fiscal Impact**

**Estimated Cash Receipts to:**

NONE

**Estimated Expenditures from:**

**Non-zero but indeterminate cost and/or savings. Please see discussion.**

**Estimated Capital Budget Impact:**

NONE

*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 for 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.

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OFM Review:	Phone:	Date:

192,487.00

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## Part II: Narrative Explanation

### II. A - Brief Description Of What The Measure Does That Has Fiscal Impact on the Courts

The bill would add sections and amend multiple sections of statute to ensure that, at any stage of a proceeding brought under the Involuntary Treatment Act, when the respondent is a tribal member, that the tribe is thoroughly notified and involved in the proceedings.

Section 1(3) would require the Administrative Office of the Courts (AOC) to develop and update model forms as needed for use by designated crisis responders by December 1, 2024. Superior courts must allow designated crisis responders to use those forms after January 1, 2025.

Section 9 and 10 would add the petitioner as a potential party to notify the tribe and Indian health care provider if proceedings under RCW 71.05.148 are initiated no later than 24 hours after respondent or their guardian is served. The bill would mandate that copies of all documents filed must be provided by the clerk to the petitioner or to the behavioral health administrative services organization to provide to the tribe and Indian health care provider.

Sections 23, 24, 26, 27 would add that the tribe and Indian health care provider must be notified of any decision to enforce, modify, or revoke a less restrictive alternative treatment order or conditional release order for a respondent who is a tribal member prior to any action being taken. Clerks must provide copies of any court orders necessary to provide the notice.

### II. B - Cash Receipts Impact

None

### II. C - Expenditures

The bill would have minimal or no impact to the Administrative Office of the Courts and indeterminate, but likely minimal impact to the courts.

The Administrative Office of the Courts would have to update forms and publications which would be a minimal impact.

The impact to courts for clerks being required to provide documents is indeterminate and likely minimal. AOC does not have data to determine the Involuntary Treatment Act caseload that involves tribal members. There are six different cause codes used in superior court for mental illness case types. The total number of filings per year for all those cause codes average approximately 15,000 cases per year. While that is a substantial number of cases in total, there is no way to know how many of those cases would involve tribal members.

## Part III: Expenditure Detail

### III. A - Expenditure By Object or Purpose (State)

Non-zero but indeterminate cost and/or savings. Please see discussion.

### III. B - Expenditure By Object or Purpose (County)

Non-zero but indeterminate cost and/or savings. Please see discussion.

### III. C - Expenditure By Object or Purpose (City)

Non-zero but indeterminate cost and/or savings. Please see discussion.

### III. D - FTE Detail

NONE

### III. E - Expenditures By Program (optional)

NONE

192,487.00

Form FN (Rev 1/00)

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## **Part IV: Capital Budget Impact**

### **IV. A - Capital Budget Expenditures**

NONE

### **IV. B1 - Expenditures by Object Or Purpose (State)**

NONE

### **IV. B2 - Expenditures by Object Or Purpose (County)**

NONE

### **IV. B3 - Expenditures by Object Or Purpose (City)**

NONE

### **IV. C - Capital Budget Breakout**

*Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.*

NONE

None