

Judicial Impact Fiscal Note

Bill Number: 2039 HB	Title: Environmental and land use appeals process	Agency: 055-Administrative Office of the Courts
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Expenditures from:

NONE

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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Agency Preparation: Chris Conn	Phone: 360-704-5512	Date: 01/08/2024
Agency Approval:	Phone:	Date:
OFM Review:	Phone:	Date:

188,988.00

Request # 2039-1-1

Part II: Narrative Explanation

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

This bill amends the Administrative Procedure Act (APA) to permit final environmental Board adjudications to be reviewed directly by Court of Appeals (COA).

Section 1. Amends RCW 34.05.518 (Direct review by Court of Appeals) to allow a final decision of the environmental board in an adjudicative proceeding to be directly reviewed by the court of appeals upon certification by the superior court, rather than the environmental board. Transfer of cases does not require filing of a motion for discretionary review by the Court of Appeals.

Section 2. Amends RCW 36.70C.150 (Transferring Judicial Review to Court of Appeals) to change criteria to: serves the interest of justice, not cause substantial prejudice to any party, including unrepresented parties, and that judicial review can occur based on existing record. Agreement of the parties is not required. It also removes the section expiration date of June 30, 2026.

II. B - Cash Receipts Impact

None.

II. C - Expenditures

This bill is assumed to have no fiscal impact as courts can absorb the workload.

Part III: Expenditure Detail

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

NONE

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

NONE

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

NONE

III. D - FTE Detail

NONE

III. E - Expenditures By Program (optional)

NONE

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

188,988.00

Form FN (Rev 1/00)

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IV. C - Capital Budget Breakout

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

NONE

None.