# Individual State Agency Fiscal Note

| Bill Number: 2442 HB | Title: Online services/minors | Agency: 100-Office of Attorney General |
|---|---|---|

## Part I: Estimates

☐ **No Fiscal Impact**

**Estimated Cash Receipts to:**

NONE

**Estimated Operating Expenditures from:**

| | FY 2020 | FY 2021 | 2019-21 | 2021-23 | 2023-25 |
|---|---|---|---|---|---|
| FTE Staff Years | 0.0 | 0.3 | 0.2 | 0.3 | 0.3 |
| **Account** | | | | | |
| General Fund-State 001-1 | 0 | 45,000 | 45,000 | 90,000 | 90,000 |
| **Total $** | 0 | 45,000 | 45,000 | 90,000 | 90,000 |

**Estimated Capital Budget Impact:**

NONE

*The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.*

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.

☐ Requires new rule making, complete Part V.

| | | | |
|---|---|---|---|
| Legislative Contact: | Yelena Baker | Phone: 360-786-7301 | Date: 01/16/2020 |
| Agency Preparation: | Cam Comfort | Phone: (360) 664-9429 | Date: 01/20/2020 |
| Agency Approval: | Dianna Wilks | Phone: 360-709-6463 | Date: 01/20/2020 |
| OFM Review: | Gwen Stamey | Phone: (360) 902-9810 | Date: 01/20/2020 |

## Part II: Narrative Explanation

**II. A - Brief Description Of What The Measure Does That Has Fiscal Impact**

*Briefly describe by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency.*

Section 5 is a new section finding the practices covered by this chapter to be matters vitally affecting the public interest for purposes of RCW 19.86, the consumer protection act, and authorizing a civil penalty in any action brought by the Attorney General to enforce this chapter.

**II. B - Cash receipts Impact**

*Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates. Distinguish between one time and ongoing functions.*

AGO Consumer Protection activities are funded with General Fund-State dollars. No cash receipt impact. There is no client agency to bill for legal services.

**II. C - Expenditures**

*Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provisions of the legislation that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.*

Assumptions for the AGO Consumer Protection Division (CPR) Legal Services:

1. This bill is assumed effective 90 days after the end of the 2020 legislative session.

2. AGO CPR activities are funded with General Fund-State dollars. CPR enforces the Consumer Protection Act with respect to conduct that is made unlawful under RCW 19.86.020, which broadly prohibits unfair or deceptive acts or practices in trade or commerce. CPR focus is on representations and failures to disclose terms and conditions.

3. CPR assumes 2 investigations per FY that result in enforcement action.

4. All enforcement actions are assumed resolved without trial.

5. CPR assumes some websites are outside Washington State's jurisdiction which will limit number of viable enforcement cases.

6. The AGO assumes no challenges to this statute.

7. Court Costs: CPR assumes $1,200 per FY for deposition costs.

8. Total workload impact: Beginning in FY 2021, 0.10 Assistant Attorney General-Seattle (AAG), 0.05 Legal Assistant-Seattle (LA), 0.05 Investigator-Seattle (INV) and 0.10 Paralegal-Seattle (PL) at a cost of $45,000 per FY (this includes court costs of $1,200).

Note: Agency administration support FTEs are included in the tables below, using a Management Analyst 5 as a representative classification.

# Part III: Expenditure Detail

**III. A - Operating Budget Expenditures**

| Account | Account Title | Type | FY 2020 | FY 2021 | 2019-21 | 2021-23 | 2023-25 |
|---|---|---|---|---|---|---|---|
| 001-1 | General Fund | State | 0 | 45,000 | 45,000 | 90,000 | 90,000 |
| | | **Total $** | 0 | 45,000 | 45,000 | 90,000 | 90,000 |

**III. B - Expenditures by Object Or Purpose**

| | FY 2020 | FY 2021 | 2019-21 | 2021-23 | 2023-25 |
|---|---|---|---|---|---|
| FTE Staff Years | | 0.3 | 0.2 | 0.3 | 0.3 |
| A-Salaries and Wages | | 28,000 | 28,000 | 56,000 | 56,000 |
| B-Employee Benefits | | 10,000 | 10,000 | 20,000 | 20,000 |
| E-Goods and Other Services | | 7,000 | 7,000 | 14,000 | 14,000 |
| **Total $** | 0 | 45,000 | 45,000 | 90,000 | 90,000 |

**III. C - Operating FTE Detail:** *List FTEs by classification and corresponding annual compensation. Totals need to agree with total FTEs in Part I and Part IIIA*

| Job Classification | Salary | FY 2020 | FY 2021 | 2019-21 | 2021-23 | 2023-25 |
|---|---|---|---|---|---|---|
| Assistant Attorney General-Seattle | 110,256 | | 0.1 | 0.1 | 0.1 | 0.1 |
| Legal Assistant 3 (Seattle) | 64,944 | | 0.1 | 0.0 | 0.1 | 0.1 |
| Paralegal 2-Seattle | 70,608 | | 0.1 | 0.1 | 0.1 | 0.1 |
| Senior Investigator-Seattle | 92,652 | | 0.1 | 0.0 | 0.1 | 0.1 |
| **Total FTEs** | | | 0.3 | 0.2 | 0.3 | 0.3 |

**III. D - Expenditures By Program (optional)**

| Program | FY 2020 | FY 2021 | 2019-21 | 2021-23 | 2023-25 |
|---|---|---|---|---|---|
| Consumer Protection Division (CPR) | | 45,000 | 45,000 | 90,000 | 90,000 |
| **Total $** | | 45,000 | 45,000 | 90,000 | 90,000 |

# Part IV: Capital Budget Impact

**IV. A - Capital Budget Expenditures**

NONE

**IV. B - Expenditures by Object Or Purpose**

NONE

**IV. C - Capital Budget Breakout**

*Identify acquisition and construction costs not reflected elsewhere on the fiscal note and describe potential financing methods*

NONE

# Part V: New Rule Making Required