



February 21, 2018

Representative Timm Ormsby
Chair, Appropriations
PO Box 40600
Olympia, WA 98504

Representative Bruce Chandler
Ranking Minority Member, Appropriations
PO Box 40600
Olympia, WA 98504

Representative June Robinson
Vice Chair, Appropriations
PO Box 40600
Olympia, WA 98504

Representative Drew MacEwen
Assistant Ranking Minority Member, Appropriations
PO Box 40600
Olympia, WA 98504

Representative Drew Stokesbary
Assistant Ranking Minority Member, Appropriations
PO Box 40600
Olympia, WA 98504

Dear House Budget Leaders:

Thank you for providing the opportunity to comment on the proposed Senate supplemental operating budget proposal. Rather than trying to describe in two minutes at a hearing the variety and complexity of issues counties deal with in the state budget, I am sending a letter to highlight key issues. Unlike special interest groups that may be concerned about one or two pages of the budget, counties have programs and services that span the entire state budget. We have done our best to understand and respond accurately to the 500+ page proposal in the short time provided between budget release and hearing. There may be additional items that rise to our attention in the next several days.

There is much to be grateful for in your budget. Thank you for including a study comparing the constitutional and statutory responsibilities with county resources. We believe this will provide an important foundation for next year's biennial budget conversation. We also appreciate the significant investment you make in the state's behavioral health system (including the BHO/ASO crisis service/non-medicaid reserve), and in responding to the opioid crisis, which will have a positive impact on the state's criminal justice system operated by counties. Funding for watershed restoration and enhancement is also important to counties as they continue to implement the state's planning responsibilities.

Requests

There are a number of items we would like to see included in the final budget, and request that you work with the Senate and Governor to ensure they are added.

Funding for Trial Court Indigent Defense: The United States Supreme Court requires the State of Washington to provide counsel for indigent defendants. The state has passed on about 96% of the trial court costs to counties. At the same time that your budget provides additional resources to pay for vendor rate increases in its portion of indigent defense costs, you don't provide any additional county funding for this State mandate. We request that you rectify this in the final budget.

Ballot Box Implementation: Last year the Legislature passed and the Governor signed SSB 5472, which mandated that each county increase the number of ballot drop boxes provided to the public. Several counties have

subsequently made claims to the Office of Financial Management for reimbursement under RCW 43.135.060. We request that you fund these specific reimbursements, and set aside additional resources for the remaining counties who will be making claims in 2018.

Group B Water System Funding: We are seeking \$700,000 this biennium for the Department of Health to continue a local pilot program for the review and approval of smaller water systems. Without this funding, several local programs will likely end, meaning the state would then take over the review and approval process.

State Toxicology Lab: Your budget provides no additional funding for the state toxicology lab. We believe there is the need for an additional \$2.4 million. County law enforcement and prosecutors rely on the state lab as they enforce the state's criminal justice system. Current backlogs at the lab are slowing these efforts.

Mitigation of the Fiscal Impact of HB 1783 – Legal Financial Obligations: The Senate budget provides \$5 million dollars to mitigate the impact that HB 1783 will have on county and city courts. While we believe it is unnecessary to earmark these dollars for trial court indigent defense costs, we appreciate the appropriation of resources and ask you to include this in the final budget.

Mitigation for the Impact of Other Legislative Decisions:

The Senate budget recognizes that enactment of legislation on wrongful death (SB 6015), occupational disease presumptions (SB 6213), and providing a cost of living adjustment for PERS 1 retirees (SB 6340) will have a fiscal impact on government agencies. Resources are provided for most state agencies, but counties are notably left out. If these measures are enacted this year, it is critically important that counties receive funding to offset the new costs these measures will drive.

While the state's revenue forecast grew 15% this last biennium, many counties have only recently seen revenues hit 2008 levels. Still burdened with an untenable structural deficit between cost and revenue increases, counties, even in a robust and recovering economy, are making cuts, using reserves, and diverting road funds for general expenses. These solutions are not sustainable.

We need the Legislature to take action in the short term by mitigating the cost of its decisions, and in the longer term by helping restructure the county cost and revenue structure. Please start with these additions.

As always, please let me know if you have any questions.

Sincerely,



Eric Johnson
Executive Director

Cc: Senator Christine Rolfes
Senator John Braun
Drew Shirk, Executive Director for Legislative Affairs, Office of Governor Jay Inslee
David Schumacher, Director, Office of Financial Management
Josh Weiss, Director of Policy and Legislative Affairs, WSAC