



King County

Budget and Fiscal Management Committee

STAFF REPORT

Agenda Item:	6, 7, 8	Name:	Polly St. John Anne Noris
Proposed No.:	2012-0086 2012-0087 2012-0088	Date:	March 6, 2012

SUBJECT:

Three technical ordinances that would amend portions of King County Code, Title 4 – Revenue and Financial Regulation – are proposed for consideration:

1. **Proposed Ordinance 2012-0086** relating to taxes
2. **Proposed Ordinance 2012-0087** relating to fees
3. **Proposed Ordinance 2012-0088** relating to defining terms for Title 4A, and adding a new chapter to K.C.C. Title 4A.

These proposed ordinances would make technical corrections and would re-codify existing chapters and move them to new ones in Title 4A. The ordinances were prepared by the Clerk of the Council and the Code Reviser.

This is the first hearing for the proposals. The ordinances are not ready for action today.

SUMMARY:

Between July and September 2011, staff presented a series of four briefings that covered the major categories in Title 4, the revenue and financial regulation title of King County Code (KCC). Staff sought and received direction from the Budget and Fiscal Management Committee regarding the task of examining and rewriting the Title. Members directed staff to proceed with a clean-up of Title 4 that has not been done in thirty years.

The 2011 briefings highlighted that work on taxes, fees and funds ordinances was on-going and the rewrite would be accomplished through a series of ordinances. The Clerk of the Council has recommended that a series of ordinances be used to rewrite Title 4. This methodology will help ensure that codification of the full title can occur in measured stages and not overburden the on-going workload of the Clerk's Office.

The goal is to continue working on Title 4 revisions throughout 2012, with proposed legislation on budgeting and reporting (Chapter 4.04) ready for Council discussion and possible action by mid-June 2012. The work on Chapter 4.04 will be the most labor intensive as it includes the entire budgeting and reporting framework for operating and capital budgets.

BACKGROUND:

At the July 6, 2011 BFM Committee meeting, Council staff asked the committee for direction on whether to address only the capital changes included in the Executive transmitted proposal (Proposed Ordinance 2011-0177)¹ or to conduct a full review and re-writing of Title 4. It was noted that Title 4 has not been comprehensively reviewed in over thirty years. Further, the briefing highlighted that code changes should accurately reflect the county migration to the new financial and budgeting system, the Accountable Business Transformation (ABT) project.

The committee directed staff to proceed with a review of the entire Title 4 and to migrate to a new Title 4A. As a result, Title 4 will be migrated to a new Title 4A or, if appropriate, elsewhere in the code. This is the same process that was used to rewrite Title 19A, Land Segregation, and Title 21A, Planning and Zoning.

Title 4 covers "Revenue and Financial Regulation" and is comprised of 60 chapters. As identified by the Clerk of the Council, Title 4 includes six major subject areas:

- 1) Budgeting and reporting (e.g., 4.04 Budget and Reporting System)
- 2) Procurement (e.g., 4.16 Procurement Procedures for Public Contracts)
- 3) Property (e.g., 4.56 Real and Personal Property)
- 4) Claims (e.g., 4.12 Claims Against County)
- 5) Taxes (e.g., 4.42 Use of the Hotel-Motel Tax)
- 6) Fees (e.g., 4.140 Electric Vehicle Recharging Stations)

The Title 4 revision process will consist of reorganizing chapters and moving them to appropriate titles. In the process, substantive clean-up work will also occur. As an example, procurement procedures, bidding procedures for financial services contracts, and risk management directives are now located in Title 4, but these subjects may be better situated in Title 2 which deals with administrative direction. The full list of Title 4 chapters is attached as **Attachment 4**.

Past Council Action:

1. On July 25, 2011, the Council adopted Ordinance 17150, relating to court fees and moving fees related to the courts to the new Title 4A. The ordinance included the following in the Statement of Facts:

The council determines that a new title on revenue and financial regulation, K.C.C. Title 4A, should be created, and material related to revenue and financial matters be codified in that title, and all other material in K.C.C. Title 4 that is not appropriate to be codified K.C.C. Title 4A should be codified in the appropriate titles.

2. On November 9, 2011, the Council adopted Ordinance 17229 that made changes to certain definitions in Title 4. This ordinance made interim code

¹ Proposed Ordinance 2011-0177 was allowed to lapse due to the Council decision to complete a comprehensive review of Title 4.

changes that would add phase definitions consistent with the requirements of ABT financial system that went "live" in January 2012.

ANALYSIS:

The proposed technical correction ordinances are currently being reviewed to ensure that the three ordinances are not duplicative of each other – as an example, review of definitions is on-going to ensure that all been moved to the definitions chapter. The proposals are also being reviewed to ensure that all references between them are correct and that all applicable chapters are included for re-codification.

It is anticipated that all three proposals may require amendments. As a result, **the legislation is not ready for action at this time.** Staff will also be reviewing the proposals discussed individually below with Executive staff prior to presenting amendments.

Proposed Ordinance 2012-0086	Taxes
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This technical ordinance would move tax sections from Title 4² to Title 4A. Tax chapters proposed to be moved to the new title in this ordinance are:

- 4.28 Retail Sales or Use Tax
- 4.29 Public Transportation – Funding for Operation, Maintenance and Capital Needs
- 4.30 Sales and Use Tax for Transit Capital and Operations
- 4.31 Special Excise Tax
- 4.32 Excise Tax on Real Estate Sales
- 4.33 Sales and Use Tax for Mental Health and Chemical Dependency Services and Therapeutic Courts
- 4.34 Excise Tax for Enhanced 911
- 4.42 Use of the Hotel-Motel Tax
- 4.64 Property Tax Refunds
- 4.68 Nondelinquent Property Tax Certification

The ordinance would also make technical corrections recommended by the Clerk of the Council such as:

1. Changing references to Washington state bills that later became RCW,
2. Changing percentage numerations to text,
3. Changes in capitalization, and
4. Omitting dates that are no longer needed for reference.

An amendment will be prepared to further perfect the proposal.

² There are some taxes that occur in other titles of the KCC, such as boat taxes in Title 12.45. Those taxes will be relocated to the new Title 4A either in Proposed Ordinance 2012-0086 through amendment or in a later ordinance.

Proposed Ordinance 2012-0087**Fees**

As noted earlier in this staff report, court fees were moved to Title 4A in Ordinance 17150. This technical ordinance would move remaining county fee chapters and re-codify them in Title 4A. The fees proposed for the new title relate to:

- 4.26 Vehicle License Fees
- 4.69 Radius Batch Search Fees
- 4.80 Service Fees for use of Computer Facilities and Equipment
- 4.81 Law Library Support
- 4.88 Fees for Copies of Certain Medical Examiner Reports
- 4.90 Sewer Rates
- 4.92 Fees for Dishonored Checks
- 4.94 Noxious Weed Control Program Assessment
- 4.96 Department of Community and Human Services Fees
- 4.98 Technology Learning Center
- 4.100 Electronic Payments
- 4.104 Sheriff's Civil Unit Fees
- 4.110 Trolleywire Deactivation Fees and Costs
- 4.120 Public Health Administrative Services
- 4.140 Electric Vehicle Recharging Stations
- 4.150 Transit Program Fares

The clerk has made the same type of technical corrections in this ordinance as referenced in the taxes section above.

An amendment will be prepared to further perfect the proposal.

Proposed Ordinance 2012-0088**Definitions**

This proposal is intended to consolidate all Title 4 definitions into one chapter in the new Title 4A, as well as to make technical corrections as needed. Analysis shows that not all definitions were captured in the proposal. Staff is working with the Clerk of the Council to identify all definitions to be moved.

An amendment will be prepared to further perfect the proposal.

NEXT STEPS:

As noted in the background section of this report, ordinances will be forthcoming to address other Title 4 subject areas. Staff continues to work on proposals for the following subject areas:

- General Provisions included in state and federal law, and charter
- Contents of the Budget
- Flexible budgeting
- Reporting
- Mandatory Phased Appropriations
- Joint Advisory Group

- CIP³ Revenue Verification
- Biennial Budgeting
- Procurement
- Real Property
- Claims

There are also other miscellaneous changes that could be considered for change, such as repealing county work force requirements and instead deferring to charter and state law requirements. While such changes would have the positive result of making county code completely consistent with the charter and state law, these changes must still be analyzed for any unintended effects, including policy consequences of deleting existing provisions that the Council has adopted over time.

Timelines

Staff has developed a timeline to systematically approach the various topics in Title 4. Not all areas listed above are included in the timeline below, but will ultimately be incorporated into the body of work. The proposed timeline is presented in the table below; however the dates are subject to change based on committee activity during the coming months and discussions with the Executive regarding implementation.

Table 1. Proposed Timeline for Title 4 Revision

(Italicized items are completed bodies of work)

Date	Subject Area	Description of Work
✓ <i>Jul-Sept 2011</i>	<i>Budgeting & Reporting</i>	<i>Review of Proposed Ordinance 2011-0177 and proposed CIP changes - Briefings on rewrite presented in BFM</i>
✓ <i>7/25/11</i>	<i>Court Fees</i>	<i>Ordinance 17150 was adopted, incorporating court-related fees into the new Title 4A.</i>
✓ <i>11/9/11</i>	<i>Interim Definitions</i>	<i>Ordinance 17229 was adopted, making interim definition changes to be consistent with ABT prior to January 2012</i>
• Mar-April 2012	Definitions	<i>Proposed Ordinance 2012-0088 – Consolidation of all Title definitions into the new chapter</i>
• Mar-April 2012	Fees	<i>Proposed Ordinance 2012-0087 – Proposed changes to move county fees to Title 4A, capturing non court related fees</i>
• Mar-April 2012	Funds	<i>Proposed changes to county funds, and cleanup ordinance adopting funds and fund managers</i>
• Mar-April 2012	Taxes	<i>Proposed Ordinance 2012-0086 – Taxes (consolidate tax chapters 4.28, 4.30, 4.31, 4.32, 4.34, 4.42, 4.44, 4.48, 4.60, 4.62, 4.64, 4.68 into four chapters: Sales and Use taxes, Excise taxes, Hotel-motel tax, and Property taxes)</i>
• May-June 2012	Property, Claims, Procurement	<i>Final clean-up of remaining Title 4 chapters, moving chapters to Title 2 as appropriate</i>
• June-July 2012	Budgeting & Reporting	<i>Final work on the new Title 4A is anticipated to be completed in the summer of 2012. Ordinances could include general provisions, annual/biennial budget requirements, CIP (flexible budgeting, CIP revenue verification), and reports requirements.</i>

³ Capital Improvement Program

INVITED:

- Anne Noris, Clerk of the Council
- Bruce Ritzen, Code Reviser
- Dwight Dively, Director, Office of Performance, Strategy and Budget (PSB)
- Sid Bender, CIP Budget Manager, PSB

ATTACHMENTS:

1. Proposed Ordinance 2012-0086
2. Proposed Ordinance 2012-0087
3. Proposed Ordinance 2012-0088
4. KCC Title 4 Chapters



KING COUNTY
Signature Report

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

March 5, 2012

Ordinance

Proposed No. 2012-0086.1

Sponsors McDermott

1 AN ORDINANCE relating to excise taxes; amending
2 Ordinance 384, Sections 1, 2 and 7, and K.C.C. 4.28.010,
3 Ordinance 6596, Sections 1, 2 and 10, as amended, and
4 K.C.C. 4.28.015, Ordinance 8325, Section 1, as amended,
5 and K.C.C. 4.28.016, Ordinance 10454, Sections 1 and 2,
6 and K.C.C. 4.28.017, Ordinance 12000, Section 3, and
7 K.C.C. 4.28.018, Ordinance 12000, Section 4, and K.C.C.
8 4.28.019, Ordinance 12000, Section 5, and K.C.C.
9 4.28.020, Ordinance 12807, Section 2, and K.C.C.
10 4.28.022, Ordinance 14003, Section 2, and K.C.C.
11 4.28.025, Ordinance 384, Section 3, as amended, and
12 K.C.C. 4.28.030, Ordinance 384, Section 4, as amended,
13 and K.C.C. 4.28.040, Ordinance 12274, Section 2, and
14 K.C.C. 4.28.050, Ordinance 6596, Section 7, and K.C.C.
15 4.28.055, Ordinance 15582, Section 4, and K.C.C.
16 4.29.020, Ordinance 15756, Section 4, and K.C.C.
17 4.29.040, Metro Resolution 3776, Section 4, as amended,
18 and K.C.C. 4.30.010, Ordinance 15949, Section 3, as
19 amended, and K.C.C. 4.33.010, Ordinance 15949, Section

20 5, as amended, and K.C.C. 4.33.030, Ordinance 15949,
21 Section 6, and K.C.C. 4.33.040, Ordinance 15949, Section
22 7, and K.C.C. 4.33.050, Ordinance 12615, Section 2, and
23 K.C.C. 4.31.010, Ordinance 12807, Section 4, as amended,
24 and K.C.C. 4.31.020, Ordinance 12807, Section 5, as
25 amended, and K.C.C. 4.31.030, Ordinance 6110, Section 4,
26 as amended, and K.C.C. 4.32.020, Ordinance 6110, Section
27 5, as amended, and K.C.C. 4.32.030, Ordinance 6110,
28 Section 7, and K.C.C. 4.32.050, Ordinance 6875, Section 2,
29 as amended, and K.C.C. 4.34.020, Ordinance 11589,
30 Section 4, as amended, and K.C.C. 4.34.045, Ordinance
31 12076, Section 48, and K.C.C. 4.42.090, Ordinance 9279,
32 Section 11, and K.C.C. 4.42.110, Ordinance 12807,
33 Sections 6 and 7, and K.C.C. 4.42.122, Ordinance 12076,
34 Section 53, and K.C.C. 4.64.010, Ordinance 12076, Section
35 54, and K.C.C. 4.64.020, Ordinance 12076, Section 56, and
36 K.C.C. 4.68.010 and Ordinance 5284, Section 2, as
37 amended, and K.C.C. 4.68.020, adding new chapters to
38 K.C.C. Title 4A and recodifying K.C.C. 4.28.010, K.C.C.
39 4.28.015, K.C.C. 4.28.016, K.C.C. 4.28.017, K.C.C.
40 4.28.018, K.C.C. 4.28.019, K.C.C. 4.28.020, K.C.C.
41 4.28.022, K.C.C. 4.28.025, K.C.C. 4.28.030, K.C.C.
42 4.28.040, K.C.C. 4.28.045, K.C.C. 4.28.050, K.C.C

43 4.28.055, K.C.C. 4.28.060, K.C.C. 4.29.010, K.C.C.
44 4.29.011, K.C.C. 4.29.020, K.C.C. 4.29.030, K.C.C.
45 4.29.040, K.C.C. 4.30.010, K.C.C. 4.33.010, K.C.C.
46 4.33.020, K.C.C. 4.33.030, K.C.C. 4.33.040, K.C.C.
47 4.33.050, K.C.C. 4.33.060, K.C.C. 4.31.010, K.C.C.
48 4.31.020, K.C.C. 4.31.030, K.C.C. 4.32.010, K.C.C.
49 4.32.012, K.C.C. 4.32.020, K.C.C. 4.32.030, K.C.C.
50 4.32.040, K.C.C. 4.32.050, K.C.C. 4.34.010, K.C.C.
51 4.34.020, K.C.C. 4.34.030, K.C.C. 4.34.040, K.C.C.
52 4.34.045, K.C.C. 4.34.050, K.C.C. 4.42.020, K.C.C.
53 4.42.025, K.C.C. 4.42.090, K.C.C. 4.42.110 , K.C.C.
54 4.42.122, K.C.C. 4.64.010, K.C.C. 4.64.020, K.C.C.
55 4.68.010 and K.C.C. 4.68.020.

56 PREAMBLE: (if needed)

57 The existing code on revenue and fiscal regulation, K.C.C. Title 4, was
58 created for the most part in the 1970s and 1980s, though some provisions
59 date back to at least the 1940s. Since the creation of K.C.C. Title 4, the
60 title has been subject to many amendments each year. The cumulative
61 effect of these amendments has been to create ambiguities and conflicts
62 within the title, which make it difficult to apply the code effectively and
63 predictably. The council determines that a new title on revenue and fiscal
64 regulation, K.C.C. Title 4A, should be created, and material related to
65 revenue and fiscal matters be codified in that title, and all other material in

66 K.C.C. Title 4 that is not appropriate to be codified K.C.C. Title 4A
67 should be codified in the appropriate titles.

68 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

69 SECTION 1. There is hereby established a new chapter in K.C.C. Title 4A. The
70 new chapter shall contain K.C.C. 4.28.010, as recodified by this ordinance, K.C.C.
71 4.28.015, as recodified by this ordinance, K.C.C. 4.28.016, as recodified by this
72 ordinance, K.C.C. 4.28.017, as recodified by this ordinance, K.C.C. 4.28.018, as
73 recodified by this ordinance, K.C.C. 4.28.019, as recodified by this ordinance, K.C.C.
74 4.28.020, as recodified by this ordinance, K.C.C. 4.28.022, as recodified by this
75 ordinance, K.C.C. 4.28.025, as recodified by this ordinance, K.C.C. 4.28.030, as
76 recodified by this ordinance, K.C.C. 4.28.040, as recodified by this ordinance, K.C.C.
77 4.28.045, as recodified by this ordinance, K.C.C. 4.28.050, as recodified by this
78 ordinance, K.C.C. 4.28.055, as recodified by this ordinance, K.C.C. 4.28.060, as
79 recodified by this ordinance, K.C.C. 4.29.010, as recodified by this ordinance, K.C.C.
80 4.29.011, as recodified by this ordinance, K.C.C. 4.29.020, as recodified by this
81 ordinance, K.C.C. 4.29.030, as recodified by this ordinance, K.C.C. 4.29.040, as
82 recodified by this ordinance, K.C.C. 4.30.010, as recodified by this ordinance, K.C.C.
83 4.33.010, as recodified by this ordinance, K.C.C. 4.33.020, as recodified by this
84 ordinance, K.C.C. 4.33.030, as recodified by this ordinance, K.C.C. 4.33.040, as
85 recodified by this ordinance, K.C.C. 4.33.050, as recodified by this ordinance, and
86 K.C.C. 4.33.060, as recodified by this ordinance.

87 SECTION 2. K.C.C. 4.28.010, as amended by this ordinance, is hereby
88 recodified as a new section in the new chapter established in section 1 of this ordinance.

89 SECTION 3. Ordinance 384, Sections 1, 2 and 7, and K.C.C. 4.28.010 are each
90 hereby amended to read as follows:

91 A. There is hereby levied a sales or use tax, as the case may be, upon every
92 taxable event, as defined in RCW 82.14.020, occurring within the county ~~((of King))~~.
93 The tax shall be imposed upon and collected from those persons from whom the state
94 sales or use tax is collected ~~((pursuant to RCW))~~ in accordance with chapters 82.08 and
95 82.12 RCW.

96 B. The rate of the tax imposed by ~~((S))~~subsection A. of this section shall be one-
97 half of one percent of the selling price or value of the article used, as the case may be.

98 ~~((C. This section shall take effect April 1, 1970.))~~

99 SECTION 4. K.C.C. 4.28.015, as amended by this ordinance, is hereby
100 recodified as a new section in the new chapter established in section 1 of this ordinance.

101 SECTION 5. Ordinance 6596, Sections 1, 2 and 10, as amended, and K.C.C.
102 4.28.015 are each hereby amended to read as follows:

103 A. There is hereby levied an additional sales or use tax, as the case may be,
104 ~~((as authorized by ((laws of 1982, 1st ex. sess., chap. 49 sec. 17(2) and)) RCW~~
105 82.14.030(2)~~((+))~~), upon every taxable event, as therein provided, occurring within King
106 County. The tax shall be imposed upon and collected from those persons from whom the
107 state sales or use tax is collected pursuant to chapters 82.08 and 82.12 RCW.

108 B. The rate of the additional tax imposed by ~~((S))~~subsection A. of this section
109 shall be one-half of one percent of the selling price or value of the article used, as the
110 case may be.

111 ~~((C. This section shall take effect April 1, 1988.))~~

112 SECTION 6. K.C.C. 4.28.016, as amended by this ordinance, is hereby
113 recodified as a new section in the new chapter established in section 1 of this ordinance.

114 SECTION 7. Ordinance 8325, Section 1, as amended, and K.C.C. 4.28.016 are
115 each hereby amended to read as follows:

116 A. There is hereby levied an additional sales or use tax, as the case may be, as
117 authorized by ~~((laws of 1993, 1st special sess. chap. 21, sec. 6, and))~~ RCW 82.14.340,
118 that shall be collected from those persons who are taxable by the state pursuant to
119 chapters 82.08 and 82.12 RCW upon the occurrence of any taxable event within King
120 County. ~~((This section shall take effect January 1, 1994. The tax shall take effect upon
121 January 1, 1994.))~~ The moneys received from ~~((such))~~ the tax shall be expended
122 exclusively for criminal justice purposes and shall not be used to replace or supplant
123 existing funding pursuant to the restrictions on the use of these funds in RCW 82.14.340.

124 B. The rate of the additional tax imposed by ~~((S))~~ subsection A. of this section
125 shall be one-tenth of one percent of the selling price or value of the article used, as the
126 case may be.

127 SECTION 8. K.C.C. 4.28.017, as amended by this ordinance, is hereby
128 recodified as a new section in the new chapter established in section 1 of this ordinance.

129 SECTION 9. Ordinance 10454, Sections 1 and 2, and K.C.C. 4.28.017 are each
130 hereby amended to read as follows:

131 A. There is hereby levied a sales or use tax, as the case may be, in addition to the
132 tax authorized by RCW 82.14.030, upon retail car rentals within King County that are
133 taxable by the state under chapters 82.08 and 82.12 RCW. The rate of the tax shall be
134 one percent of the selling price in the case of a sales tax or rental value of the vehicle in

135 the case of a use tax. "Rental car" means a passenger car, as defined in RCW 46.04.382,
136 that is used solely by a rental car business for rental to others, without a driver provided
137 by the rental car business, for periods of not more than thirty consecutive days. "Rental
138 car" does not include vehicles rented or loaned to customers by automotive repair
139 business while the customer's vehicle is under repair and vehicles licensed and operated
140 as taxicabs.

141 B. Twenty-five percent of the car rental sales and use tax collections shall be
142 deposited in the ~~((Y))youth ((S))sports ((F))facilities ((G))grant ((F))fund. ((Moneys~~
143 ~~contained)) Moneys in the ((Y))youth ((S))sports ((F))facilities ((G))grant ((F))fund
144 ~~((can))~~ may only be expended for youth sports facilities. The remaining seventy-five
145 percent of the rental sales and use tax collections shall be deposited in the ((S))stadium
146 ~~((O))operating fund and ((can))~~ may only be expended for the financing of stadium
147 capital facilities. Proceeds of this tax shall not be used to subsidize any professional
148 sports team. The proceeds of this tax shall also not be used to supplant existing stadium
149 capital improvement or youth sports facilities funding sources.~~

150 SECTION 10. K.C.C. 4.28.018, as amended by this ordinance, is hereby
151 recodified as a new section in the new chapter established in section 1 of this ordinance.

152 SECTION 11. Ordinance 12000, Section 3, and K.C.C. 4.28.018 are each hereby
153 amended to read as follows:

154 A. There is hereby imposed a special baseball stadium sales and use tax to be
155 collected ~~((beginning January 1, 1996))~~ from those persons who are taxable by the state
156 under chapters 82.08 and 82.12 RCW upon the occurrence of any taxable event within
157 the county as authorized by Chapter 1, ((4))Laws of Washington 1995((-)) third ex. sess.

158 ~~((EHB 2115))~~. The rate of the tax shall equal seventeen thousandths of one percent
159 ~~((0.017%))~~ of the selling price in the case of a sales tax or value of the article used in
160 the case of a use tax.

161 B. The tax imposed under this section shall be deducted from the amount of tax
162 otherwise required to be collected or paid over to the department of revenue under
163 chapter 82.08 or 82.12 RCW.

164 C. Moneys collected under the tax imposed in this section shall only be used for
165 the purpose of principal and interest payments on bonds issued by the county to construct
166 a baseball stadium with natural grass and a retractable roof or canopy, together with
167 associated parking facilities, constructed in the city of Seattle.

168 D. No ~~((tax may be collected under this section before January 1, 1996, and no))~~
169 tax may be collected under this section unless the taxes authorized under RCW 82.14.360
170 are being collected. The tax imposed under this section shall expire as determined by
171 applicable state law.

172 SECTION 12. K.C.C. 4.28.019, as amended by this ordinance, is hereby
173 recodified as a new section in the new chapter established in section 1 of this ordinance.

174 SECTION 13. Ordinance 12000, Section 4, and K.C.C. 4.28.019 are each hereby
175 amended to read as follows:

176 A. There is hereby imposed a special baseball stadium sales and use tax upon the
177 retail sale or use in King County by restaurants, bars, and taverns of food and beverages
178 that are taxable by the state under chapters 82.08 and 82.12 RCW. The rate of the tax
179 shall equal five-tenths of one percent ~~((0.5%))~~ of the selling price in the case of a sales
180 tax, or value of the article used in the case of a use tax. The tax imposed under this

181 subsection is in addition to any other taxes authorized by law and shall not be credited
182 against my other tax imposed upon the same taxable event. As used in this section,
183 "restaurant" does not include grocery stores, mini-markets, or convenience stores.
184 Collection of the tax (~~((shall begin on January 1, 1996. Collection after June 30, 1997))~~)
185 shall be subject to the conditions (~~((set forth))~~) in subsection D. of this section.

186 B. There is hereby imposed a special baseball stadium sales and use tax upon
187 retail car rentals within the county that are taxable by the state under chapters 82.08 and
188 82.12 RCW. The tax shall equal two percent (~~((2%))~~) of the selling price in the case of a
189 sales tax, or rental value of the vehicle in the case of a use tax. The tax imposed under
190 this subsection is in addition to any other taxes authorized by law and shall not be
191 credited against any other tax imposed upon the same taxable event. Collection of the tax
192 (~~((shall begin on January 1, 1996. Collection after June 30, 1997))~~) shall be subject to the
193 conditions (~~((set forth))~~) in subsection D. of this section.

194 C. The revenue from the taxes imposed under this section shall be used for the
195 purpose of principal and interest payments on the bonds issued by the county to acquire,
196 construct, own, remodel, maintain, equip, repair(~~((;))~~) and operate a baseball stadium.
197 Revenues from the taxes authorized in this section may be used for design and other
198 preconstruction costs of the baseball stadium until bonds are issued for the baseball
199 stadium. King County shall have no obligation to issue bonds in an amount greater than
200 that which would be supported by the tax revenues provided for by Ordinance 12000 and
201 by the other revenues provided by (~~((EHB 2115))~~) Chapter 1, Laws of Washington(~~((;))~~)
202 1995 3rd ex. sess., to the extent they are committed for the term of the bonds. If the

203 revenue from these sources exceeds the amount needed for such principal and interest
204 payments in any year, the excess shall be used as directed in applicable state law.

205 D. The taxes authorized under this section shall not be collected after June 30,
206 1997, unless the county executive has certified to the department of revenue that a
207 professional major league baseball team has made a binding and legally enforceable
208 contractual commitment to:

209 1. Play at least ninety percent of its home games in the new baseball stadium for
210 a period of time not shorter than the term of the bonds issued to finance the initial
211 construction of the baseball stadium;

212 2. Contribute principal of forty-five million dollars toward the reasonably
213 necessary preconstruction costs including, but not limited to architectural, engineering,
214 environmental, and legal services, and the cost of construction of the baseball stadium, or
215 to any associated public purpose separate from bond-financed property, including without
216 limitation land acquisition, parking facilities, equipment, infrastructure or other similar
217 costs associated with the project, which contribution shall be made during a term not to
218 exceed the term of the bonds issued to finance the initial construction of the baseball
219 stadium. If all or part of the contribution is made after the date of issuance of the bonds,
220 the team shall contribute an additional amount equal to the accruing interest on the
221 deferred portion of the contribution, calculated at the interest rate on the bonds maturing
222 in the year in which the deferred contribution is made. To the extent possible,
223 contributions shall be structured in a manner that would allow for the issuance of bonds
224 to construct the stadium that are exempt from federal income taxes; and

225 3. Share a portion of the profits generated by a major league baseball team from
226 the operation of the professional franchise for a period of time equal to the term of the
227 bonds issued to finance the initial construction of the stadium, after offsetting any losses
228 incurred by a major league baseball team after the effective date of Chapter 14, ~~((1))~~ Laws
229 of Washington 1995~~((7))~~ 1st ex. sess.~~((chap. 14.))~~ Such profits and the portion to be
230 shared shall be defined by agreement between the public facilities district and a major
231 league baseball team. The shared profits shall be used to retire the bonds issued to
232 finance the initial construction of the baseball stadium. If the bonds are retired before the
233 expiration of their term, the shared profits shall be paid to the public facilities district.

234 E. The taxes imposed under this section shall expire as determined by applicable
235 state law.

236 SECTION 14. K.C.C. 4.28.020, as amended by this ordinance, is hereby
237 recodified as a new section in the new chapter established in section 1 of this ordinance.

238 SECTION 15. Ordinance 12000, Section 5, and K.C.C. 4.28.020 are each hereby
239 amended to read as follows:

240 It is the policy of King County to issue general obligation bonds for the purposes
241 of funding the construction of a baseball stadium unless the ~~((Metropolitan King County~~
242 ~~€))~~ council by ordinance determines that such a bond issue will likely result in: ~~((1))~~ the
243 county's current expense fund having to pay any portion of the baseball stadium's debt
244 service~~((7))~~; or ~~((2))~~ the reduction of King County's bond rating. Any such a pledge or
245 issuance of debt must be authorized by ordinance.

246 SECTION 16. K.C.C. 4.28.022, as amended by this ordinance, is hereby
247 recodified as a new section in the new chapter established in section 1 of this ordinance.

248 SECTION 17. Ordinance 12807, Section 2, and K.C.C. 4.28.022 are each hereby
249 amended to read as follows:

250 There is hereby imposed a special stadium and exhibition center sales and use tax
251 as authorized by (~~Referendum 48, sec. 204~~) RCW 82.14.0494 and chapter 82.14 RCW,
252 as amended, with a rate equal to 0.016 percent of the selling price in the case of a sales
253 tax or value of the article used in the case of a use tax, for collection beginning on the
254 earliest allowable date consistent with the requirements of state law. The tax imposed by
255 this section shall be in addition to all other taxes authorized by law, and shall be collected
256 from those persons who are taxable by the state pursuant to chapters 82.08 and 82.12
257 RCW upon the occurrence of any taxable event within King County. The tax imposed
258 under this section shall be deducted from the amount of tax otherwise required to be
259 collected or paid over to the Washington (~~(S)~~)state Department of Revenue under chapter
260 82.08 or 82.12 RCW. The tax imposed under this section shall be transferred and
261 deposited in accordance with (~~Referendum 48, sec. 204~~) RCW 82.14.0494(3), and shall
262 expire as provided in (~~Referendum 48, sec. 204~~) RCW 82.14.0494(5).

263 SECTION 18. K.C.C. 4.28.025, as amended by this ordinance, is hereby
264 recodified as a new section in the new chapter established in section 1 of this ordinance.

265 SECTION 19. Ordinance 14003, Section 2, and K.C.C. 4.28.025 are each hereby
266 amended to read as follows:

267 A. For the purpose of providing funding for the operation, maintenance and
268 capital needs of King County Metro public transportation, an additional sales and use tax
269 of two-tenths of one percent is hereby levied, fixed and imposed (~~(effective April 1,~~
270 ~~2001)~~) on all taxable events within King County as defined in chapter 82.08, 82.12 or

271 82.14 RCW except as provided in subsection B₂ of this section. The tax shall be imposed
272 upon and collected from those persons from whom sales tax or use tax is collected
273 pursuant to chapter 82.08 or 82.14 RCW, and shall be so collected (~~(commencing April 1,~~
274 ~~2001,)~~) at the rate of two-tenths of one percent of the selling price (~~((~~)in the case of a
275 sales tax(~~))~~), or value of the article used (~~((~~)in the case of a use tax(~~))~~). This additional
276 sales and use tax shall be in addition to all other existing sales and use taxes, including
277 the six-tenths of one percent public transportation sales and use taxes currently imposed
278 by the county pursuant to RCW 82.14.045.

279 B. The tax imposed in subsection A₂ of this section shall not apply to sales of
280 lodging by a person or entity that is subject to the tax imposed in RCW 67.40.090 and to
281 the county tax imposed under RCW 67.28.180.

282 SECTION 20. K.C.C. 4.28.030, as amended by this ordinance, is hereby
283 recodified as a new section in the new chapter established in section 1 of this ordinance.

284 SECTION 21. Ordinance 384, Section 3, as amended, and K.C.C. 4.28.030 are
285 each hereby amended to read as follows:

286 The administration and collection of the tax imposed by this chapter shall be in
287 accordance with (~~(the provisions of)~~) RCW 82.14.050.

288 SECTION 22. K.C.C. 4.28.040, as amended by this ordinance, is hereby
289 recodified as a new section in the new chapter established in section 1 of this ordinance.

290 SECTION 23. Ordinance 384, Section 4, as amended, and K.C.C. 4.28.040 are
291 each hereby amended to read as follows:

292 There shall be allowed against the tax imposed by this chapter, a credit for the full
293 amount of any city sales or use tax imposed upon the same taxable event, as defined in
294 RCW 82.14.020 and (~~RCW~~) 82.14.030 upon which a tax is imposed by this chapter.

295 SECTION 24. K.C.C. 4.28.045 is hereby recodified as a new section in the new
296 chapter established in section 1 of this ordinance.

297 SECTION 25. K.C.C. 4.28.050, as amended by this ordinance, is hereby
298 recodified as a new section in the new chapter established in section 1 of this ordinance.

299 SECTION 26. Ordinance 12274, Section 2, and K.C.C. 4.28.050 are each hereby
300 amended to read as follows:

301 The (~~(S))~~Department of (~~(R))~~Revenue of the (~~(S))~~tate of Washington is hereby
302 authorized access to tax information set forth in RCW 82.32.330, and (~~RCW~~) 84.40.340
303 and any other provision of Title 82 or 84 RCW, upon substantially the same conditions as
304 tax information is authorized to be disclosed by the department of revenue to King
305 County taxing officials pursuant to RCW 82.32.330, 84.40.340(~~(S))~~ and 42.17.310, as
306 each now exists or is hereafter amended. The county executive and the county assessor
307 are authorized to execute agreements on behalf of the King County, consistent with the
308 access herein granted. Tax information received by King County pursuant to such
309 agreements is exempt from disclosure under the Public Disclosure Act and remains
310 privileged and confidential pursuant to RCW 82.32.330.

311 SECTION 27. K.C.C. 4.28.055, as amended by this ordinance, is hereby
312 recodified as a new section in the new chapter established in section 1 of this ordinance.

313 SECTION 28. Ordinance 6596, Section 7, and K.C.C 4.28.055 are each hereby
314 amended to read as follows:

315 The county executive is hereby authorized to enter into a contract with the
316 department of revenue for the administration of this tax in accordance with ((sections))
317 K.C.C. 4.28.015, as recodified by this ordinance, 4.28.016, as recodified by this
318 ordinance, 4.28.017, as recodified by this ordinance, and 4.28.045, as recodified by this
319 ordinance.

320 SECTION 29. K.C.C. 4.28.060, K.C.C. 4.29.010 and K.C.C. 4.29.011 are each
321 hereby recodified as a new section in the new chapter established in section 1 of this
322 ordinance.

323 SECTION 30. K.C.C. 4.29.020, as amended by this ordinance, is hereby
324 recodified as a new section in the new chapter established in section 1 of this ordinance.

325 SECTION 31. Ordinance 15582, Section 4, and K.C.C. 4.29.020 are each hereby
326 amended to read as follows:

327 The proceeds from the tax imposed under K.C.C. 4.29.011, as recodified by this
328 ordinance, shall, for the initial ten-year period following voter approval of the proposition
329 in Ordinance 15582 Section 5, be used for the operation, maintenance and capital needs
330 of King County Metro public transportation in the manner described in Attachment A to
331 Ordinance 15582, titled "Improvements Funded by Transit Now." After the initial ten-
332 year period or in the event that the county, by an ordinance adopted by a supermajority of
333 at least six affirmative votes of the county council, finds that, due to either changed
334 conditions, insufficient revenue or force majeure events, any of the services and facilities
335 described in the plan are either impractical or would provide less public transportation
336 benefit than other alternatives, the county may in its discretion use the proceeds for any
337 other public transportation purpose consistent with the King County Code and King

338 County Metro transit policies and goals. For the purposes of this section, "tax proceeds"
339 means the principal amount of funds raised by the additional sales and use tax authorized
340 by this chapter and any interest earnings on the funds.

341 SECTION 32. K.C.C. 4.29.030 is hereby recodified as a new section in the new
342 chapter established in section 1 of this ordinance.

343 SECTION 33. K.C.C. 4.29.040, as amended by this ordinance, is hereby
344 recodified as a new section in the new chapter established in section 1 of this ordinance.

345 SECTION 34. Ordinance 15756, Section 4, and K.C.C. 4.29.040 are each hereby
346 amended to read as follows:

347 For those service partnerships expected to be implemented after 2007, Metro
348 Transit shall issue a call for service partnership proposals from potential public and
349 private partners. The call for proposals shall describe the minimum requirements for
350 eligible proposals as set forth in Ordinance 15582 as well as the prioritization criteria to
351 be utilized by the county in selecting among eligible service partnership proposals as set
352 forth (~~herein at~~) in K.C.C. 4.29.030, as recodified by this ordinance. A deadline will be
353 set for submission that is not less than 90 days after the call for proposals has been issued.
354 Metro Transit shall make staff available to answer questions potential service partners
355 may have in order help facilitate the development of proposals that are consistent with the
356 eligibility requirements and prioritization criteria. After the initial proposals received in
357 response to the first call for proposals have been evaluated, subsequent opportunities may
358 be provided for additional potential service partners to submit proposals up until such
359 time as all the service partnership resources have been committed.

360 The executive shall transmit proposed service partnership agreements, identifying
361 the year in which the proposed service partnership is expected to begin, for approval by
362 the ((€))council. Council approval shall not be unreasonably withheld from service
363 partnership proposals that meet the objectives, guidelines and implementation strategies
364 of the service partnership program as described in Attachment A to Ordinance 15582.

365 SECTION 35. K.C.C. 4.30.010, as amended by this ordinance, is hereby
366 recodified as a new section in the new chapter established in section 1 of this ordinance.

367 SECTION 36. Metro Resolution 3776, Section 4, as amended, and K.C.C.
368 4.30.010 are each hereby amended to read as follows:

369 The proceeds from the levy of an additional two-tenths of one percent sales and
370 use tax shall be used as follows: seventy-five percent (~~((75%))~~) thereof shall be used for
371 capital purposes and twenty-five percent (~~((25%))~~) thereof shall be used for operations.
372 The proceeds available for capital purposes shall be placed in a capital account subject
373 only to annual appropriations by the council.

374 SECTION 37. Sections 39, 42, 44 and 46 of this ordinance expire January 1,
375 2017.

376 SECTION 38. K.C.C. 4.33.010, as amended by this ordinance, is hereby
377 recodified as a new section in the new chapter established in section 1 of this ordinance.

378 SECTION 39. Ordinance 15949, Section 3, as amended, and K.C.C. 4.33.010 are
379 each hereby amended to read as follows:

380 A. It is the policy of the county that citizens and policy makers be able to
381 measure the effectiveness of the investment of these public funds. The county requires
382 appropriate oversight, accountability and reporting on the status and progress of the

383 programs supported with the sales tax funds. The programs supported with these funds
384 shall be designed to achieve the following policy goals:

- 385 1. A reduction of the number of mentally ill and chemically dependent using
386 costly interventions like jail, emergency rooms and hospitals;
- 387 2. A reduction of the number of people who recycle through the jail, returning
388 repeatedly as a result of their mental illness or chemical dependency;
- 389 3. A reduction of the incidence and severity of chemical dependency and mental
390 and emotional disorders in youth and adults;
- 391 4. Diversion of mentally ill and chemically dependent youth and adults from
392 initial or further justice system involvement; and
- 393 5. Explicit linkage with, and furthering the work of, other council directed
394 efforts including, the adult and juvenile justice operational master plans, the Plan to End
395 Homelessness, the Veterans and Human Services Levy Services Improvement Plan and
396 the county Recovery Plan.

397 B. To ensure the oversight, implementation and evaluation of the Mental Illness
398 and Drug Dependency Action Plan is consistent with the county's policy goals outlined in
399 subsection A. of this section and to ensure fulfillment of the requirements of RCW
400 82.14.460, which enables the sales tax, the office of performance, strategy and budget,
401 the departments of community and human services, public health and adult and juvenile
402 detention, superior court, district court, the prosecuting attorney, the public defender and
403 the sheriff are requested, with assistance from council staff, to develop and submit for
404 council review and approval an oversight, implementation and evaluation plan for the
405 Mental Illness and Drug Dependency Action Plan accepted by council by Motion 12598.

406 C. The oversight, implementation and evaluation plan shall have three parts:

407 1. (~~Part One: Oversight Plan.~~) Part one of the oversight, implementation and
408 evaluation plan shall be an oversight plan. (~~Part one, t~~)The oversight plan(~~(,)~~) shall
409 propose an oversight group that will be responsible for the ongoing oversight of the
410 mental illness and drug dependency action plan. The oversight group shall include
411 representation from other county, state and community agencies and entities involved in
412 the mental health, substance abuse, domestic violence and sexual assault, homeless,
413 justice, public health and hospital systems. The oversight plan shall also identify the
414 proposed role of the oversight group and how the oversight group will link and
415 coordinate with other existing county groups such as the Criminal Justice Council, the
416 Committee to End Homelessness and the veterans and human services levy oversight
417 groups. Part one of the oversight, implementation and evaluation plan shall be submitted
418 to the council by April 1, 2008, for council review and approval by motion. Twelve
419 copies of the part one oversight plan shall be filed with the clerk of the council, for
420 distribution to all councilmembers and to the lead staff the law, justice and human
421 services committee or its successor;

422 2. (~~Part Two: Implementation Plan.~~) Part two of the oversight,
423 implementation and evaluation plan is an implementation plan. (~~Part two, t~~)The
424 implementation plan(~~(,)~~) shall describe the implementation of the programs and services
425 outlined in the Mental Illness and Drug Dependency Action Plan. This description shall
426 include: a schedule of the implementation of programs and services outlined in the
427 Mental Illness and Drug Dependency Action Plan; a discussion of needed resources,
428 including staff, information and provider contracts; and milestones for implementation of

429 the programs. The implementation plan shall address how adult drug diversion court, one
430 of the county's therapeutic courts, may also utilize sales tax revenue for program
431 expansion. Additionally, because the council recognizes that there is a strong correlation
432 between sexual assault and domestic violence victimization and subsequent mental health
433 problems, substance abuse, homelessness, incarceration and usage of the emergency
434 medical system, the implementation plan shall include a proposal on how to integrate
435 programs that support specialized mental health or substance abuse counseling, therapy
436 and support groups for victims of sexual assault, victims of domestic violence and
437 children exposed to domestic violence, provided by or in collaboration with recognized
438 sexual assault and domestic violence services providers. A revised 2008 spending plan
439 and financial plan for the mental illness and drug dependency fund shall be included in
440 part two. Part two shall be developed in collaboration with the oversight group. Part two
441 of the oversight, implementation and evaluation plan shall be submitted to the council by
442 July 3, 2008, for council review and approval by motion. Twelve copies of the part two
443 implementation plan to the council shall be filed with the clerk of the council, for
444 distribution to all councilmembers and to the lead staff the law, justice and human
445 services committee or their successors; and

446 3. (~~Part Three: Evaluation Plan.~~) Part three of the oversight, implementation
447 and evaluation plan is an evaluation plan. (~~Part three, t~~)The evaluation plan(=) shall
448 describe an evaluation and reporting plan for the programs funded with the sales tax
449 revenue. Part three shall specify: process and outcome evaluation components; a
450 proposed schedule for evaluations; performance measurements and performance
451 measurement targets; and data elements that will be used for reporting and evaluations.

452 Performance measures shall include, but not be limited to: the amount of funding
453 contracted to date, the number and status of request for proposals to date, individual
454 program status and statistics such as individuals served, data on utilization of the justice
455 and emergency medical systems and resources needed to support the evaluation
456 requirements identified in this subsection C.3. Part three shall be developed in
457 collaboration with the oversight group. Part three of the oversight, implementation and
458 evaluation plan shall be submitted to the council by August 1, 2008, for council review
459 and approval by motion. Twelve copies of the part three evaluation plan to the council
460 shall be filed with the clerk of the council, for distribution to all councilmembers and to
461 the lead staff the law, justice and human services committee or their successors.

462 D.1. In addition to reviewing and approving the parts one, two and three of the
463 oversight, implementation and evaluation plan outlined in subsection C. of this section, in
464 coordination with the oversight group, the executive shall submit four quarterly progress
465 reports and an one annual summary report for the programs supported with the sales tax
466 revenue to the council. The quarterly reports shall include at a minimum:

- 467 a. performance measurement statistics;
- 468 b. program utilization statistics;
- 469 c. request for proposal and expenditure status updates;
- 470 d. progress reports on evaluation implementation;
- 471 e. geographic distribution of the sales tax expenditures across the county,
472 including collection of residential ZIP code data for individuals served by the programs
473 and strategies; and
- 474 f. updated financial plan.

475 2.a. The quarterly reports to the council are due to the council March 1, June 1,
476 September 1 and December 1 for council review for years one and two and thereafter,
477 every six months.

478 b.(1) The annual summary report to the council shall be submitted to the
479 council by April 1, for council review and acceptance by motion. The annual summary
480 report shall also include:

481 (a) a summary of quarterly report data;

482 (b) updated performance measure targets for the following year of the
483 programs;

484 (c) recommendations on either program (~~(and)~~) or process changes to the
485 funded programs, or both, based on the measurement and evaluation data;

486 (d) recommended revisions to the evaluation plan and processes; and

487 (e) recommended performance measures and performance measurement
488 targets for each mental illness and drug dependency strategy, as well as any new
489 strategies that are established. New or revised performance measures and performance
490 measurement targets for the strategies shall be identified and included in the April 1,
491 2009, annual summary report and in each annual summary report thereafter.

492 3. Twelve copies of the quarterly reports and the annual summary report to the
493 council shall be filed with the clerk of the council, for distribution to all councilmembers
494 and to the lead staff the law, justice and human services committee or its successor.

495 E. Concurrent with the executive's 2009 budget proposal, and for each
496 subsequent year that the tax exists, the executive shall submit a report on program
497 expenditures and revenue as part of the annual budget review process. The information

498 submitted with the executive's budget shall include an annual updated financial plan and
499 a detailed spending plan for the tax funding, as well as revenue information. The
500 elements of an annual spending plan, at a minimum, shall include:

- 501 1. A detailed list of funded activities along with a budget and revenue for each
502 activity;
- 503 2. A reasonable estimate of cost per unit of service of activities;
- 504 3. The anticipated number of service units to be provided for each activity or
505 item;
- 506 4. How many individuals are estimated to be served in each activity;
- 507 5. Whether the activity is to be completed by the county or by a contracted
508 provider; and
- 509 6. Full time equivalent or term-limited temporary employee impact if service is
510 provided by the county.

511 SECTION 40. K.C.C. 4.32.020 is hereby recodified as a new section in the new
512 chapter established in section 1 of this ordinance.

513 SECTION 41. K.C.C. 4.33.030, as amended by this ordinance, is hereby
514 recodified as a new section in the new chapter established in section 1 of this ordinance.

515 SECTION 42. Ordinance 15949, Section 5, as amended, and K.C.C. 4.33.030 are
516 each hereby amended to read as follows:

517 A. The moneys collected under K.C.C. 4.33.020, as recodified by this ordinance,
518 shall be used solely for the purpose of providing for the operation or delivery of new or
519 expanded chemical dependency or mental health treatment programs and services and for
520 the operation or delivery of new or expanded therapeutic court programs and services,

521 except a portion of the proceeds may be spent as authorized by RCW 82.14.460(4), as it
522 exists on October 11, 2009, and subsection B. of this section. For the purposes of this
523 section, "programs and services" includes, but is not limited to, treatment services, case
524 management, and housing that are a component of a coordinated chemical dependency or
525 mental health treatment program or service.

526 B. The proceeds of the tax authorized and imposed under K.C.C. 4.33.020, as
527 recodified by this ordinance, may not be used to supplant existing funding for these
528 purposes, except as authorized by RCW 82.14.460(4), as it exists on October 11, 2009,
529 though nothing in this section shall be interpreted to prohibit the use of moneys collected
530 under this section for the replacement of lapsed federal funding previously provided for
531 the operation or delivery of services and programs as provided in this section.

532 C. For the purposes of this section, "proceeds" means the moneys raised by the
533 additional sales and use tax authorized by this chapter and any interest thereon.

534 SECTION 43. K.C.C. 4.33.040, as amended by this ordinance, is hereby
535 recodified as a new section in the new chapter established in section 1 of this ordinance.

536 SECTION 244. Ordinance 15949, Section 6, and K.C.C. 4.33.040 are each
537 hereby amended to read as follows:

538 The tax authorized and imposed under K.C.C. 4.33.020, as recodified by this
539 ordinance, shall take effect in accordance with RCW 82.14.055 and K.C.C. 4.33.050, as
540 recodified by this ordinance.

541 SECTION 45. K.C.C. 4.33.050, as amended by this ordinance, is hereby
542 recodified as a new section in the new chapter established in section 1 of this ordinance.

543 SECTION 46. Ordinance 15949, Section 7, and K.C.C. 4.33.050 are each hereby
544 amended to read as follows:

545 A. No proceeds of the tax authorized and imposed under K.C.C. 4.33.020, as
546 recodified by this ordinance, shall be provided to any contractor providing, annually,
547 more than three million dollars in mental health treatment services through the King
548 County regional support network unless that contractor has executed a binding
549 partnership agreement covering employees performing community mental health services
550 funded by public moneys with a bona fide labor organization and that:

551 1. Such an agreement has been implemented and has been in effect for at least
552 three months; and

553 2. The labor organization and provider representatives have certified to the
554 county executive that the agreement is operative with no significant deficiencies.

555 B. In the binding partnership agreement described in subsection A. of this
556 section, providers and the labor organization shall, at a minimum, commit to:

557 1. Not use any funds received for its work on contracts with the county for the
558 provision of mental health services to assist, promote or deter union organizing. For the
559 purposes of this section, "assist, promote or deter union organizing" includes any attempt
560 by an employer to influence the decision of its employees regarding whether to support or
561 oppose a labor organization that represents or seeks to represent those employees;

562 2. Provide a current roster of employees to the county regional support network,
563 including name, job title, department, work location and most recent date of hire;

564 3. Provide access to nonwork areas of provider facilities to union
565 representatives for the purpose of allowing them to communicate with staff on nonwork
566 time;

567 4. Agree to an expedited union recognition process through a National Labor
568 Relations Board consent election agreement or a community election agreement;

569 5. Agree to an expedited collective bargaining process, if a majority of
570 employees voting in an election choose union representation, that provides for interest
571 arbitration of unresolved issues four months following certification of the bargaining
572 unit;

573 6. Agree to include in such a collective bargaining agreement binding
574 arbitration of grievances and a no-strike/no-lockout clause; and

575 7. Agree to binding arbitration of disputes concerning the interpretation and
576 implementation of the partnership agreement.

577 SECTION 47. K.C.C. 4.33.060 is hereby recodified as a new section in the new
578 chapter established in section 1 of this ordinance.

579 SECTION 48. There is hereby established a new chapter in K.C.C. Title 4A. The
580 new chapter shall contain K.C.C. 4.31.010, as recodified by this ordinance,
581 K.C.C.4.31.020, as recodified by this ordinance, K.C.C. 4.31.030, as recodified by this
582 ordinance, K.C.C. 4.32.010, as recodified by this ordinance, K.C.C. 4.32.012, as
583 recodified by this ordinance, K.C.C. 4.32.020, as recodified by this ordinance, K.C.C.
584 4.32.030, as recodified by this ordinance, K.C.C. 4.32.040, as recodified by this
585 ordinance, K.C.C. 4.32.050, as recodified by this ordinance, K.C.C. 4.34.010, as
586 recodified by this ordinance, K.C.C. 4.34.020, as recodified by this ordinance, K.C.C.

587 4.34.030, as recodified by this ordinance, K.C.C. 4.34.040, as recodified by this
588 ordinance, K.C.C. 4.34.045, as recodified by this ordinance, and K.C.C. 4.34.050, as
589 recodified by this ordinance.

590 SECTION 49. K.C.C. 4.31.010, as amended by this ordinance, is hereby
591 recodified as a new section in the new chapter established in section 48 of this ordinance.

592 SECTION 50. Ordinance 12615, Section 2, and K.C.C. 4.31.010 are each hereby
593 amended to read as follows:

594 There is hereby imposed, pursuant to RCW 36.38.010, and specifically RCW
595 36.38.010(a), a tax of not more than one cent on twenty cents or fraction thereof to be
596 paid by persons who pay an admissions charge to stadiums constructed after January 1,
597 1995, and owned by the ((PFD)) public facility district, including a tax on persons who
598 are admitted free of charge or at reduced rates to any place for which other persons pay a
599 charge or a regular higher charge for the same or similar privileges or accommodations.
600 Anyone who receives any admission charge to any place shall collect and remit the tax to
601 the treasury division of the county. The term "admissions charge" shall mean that term as
602 defined in RCW 36.38.010(2). The ((A))amount collected by the county from such a tax
603 shall be used for the purpose of paying the principal of and interest on such bonds and
604 notes as may be issued for the purpose of providing all or part of the money with which
605 to pay the cost of acquiring, designing, owning and equipping public parking facilities
606 associated with the baseball stadium, including design and other preconstruction costs
607 and costs of issuance and sale of such bonds and notes. Such taxes are pledged
608 exclusively to the payment of such bonds and notes so long as any bonds issued with

609 respect to the baseball stadium remain outstanding, and thereafter may be used for such
610 other purposes as are permitted by RCW 36.38.010.

611 SECTION 51. K.C.C. 4.31.020, as amended by this ordinance, is hereby
612 recodified as a new section in the new chapter established in section 48 of this ordinance.

613 SECTION 52. Ordinance 12807, Section 4, as amended, and K.C.C. 4.31.020 are
614 each hereby amended to read as follows:

615 A. As authorized RCW 36.38.010(5), there is hereby levied and fixed a tax of
616 three and one-tenth percent on charges for admission to events in a stadium and
617 exhibition center as defined in RCW 36.102.010(9), located in King County and owned
618 by the Washington State Public Stadium Authority. From and after the date that the state
619 treasurer certifies to the Washington State Public Stadium Authority and to the county
620 that all of the bonds issued to finance the stadium and exhibition center authorized under
621 chapter 43.99N RCW are fully repaid, redeemed or retired, the admissions tax shall be
622 levied and fixed at the rate of ten percent. For the purposes of this section, "charges for
623 admission to events" means only the actual admission charge, exclusive of taxes and
624 service charges and the value of any other benefit conferred by the admission, and
625 includes a charge made for season tickets or subscriptions, a cover charge or a charge
626 made for the use of seats and tables, reserved or otherwise, and other similar
627 accommodations. Revenues collected from the tax imposed in this section shall be
628 deposited and used in accordance with RCW 36.38.010(5). The tax under this section
629 shall be levied upon the first use of any part of the stadium and exhibition center but shall
630 not be collected at any facility already in operation as of July 17, 1997.

631 B. To maintain consistency with charitable organization admission tax
632 exemptions allowed by the city of Seattle for the Kingdome, King County will provide
633 for similar exemptions from the admissions tax imposed by this section. The admission
634 tax shall not apply to any admission charge to an event that is sponsored by a nonprofit
635 organization exempt from federal income taxation under section 501(c) (3) of the Internal
636 Revenue Code when:

- 637 1. The nonprofit tax-exempt organization publicly sponsors the event,
- 638 2. The nonprofit tax-exempt organization receives the use and benefit of the
639 admission charges collected, and
- 640 3. The primary purpose of the event is charitable fundraising based on
641 reasonable documentation.

642 C. A person who receives payment for an admission charge on which a tax is
643 levied under this section, and a person who by agreement with the Washington State
644 Public Stadium Authority is obligated to collect the tax, shall collect the tax from the
645 person making the admission payment and shall remit the tax to the state treasurer as
646 provided in this section. The tax imposed under this section shall be collected from the
647 person paying the admission charge at the time the admission charge is paid. The person
648 who by agreement with the Washington State Public Stadium Authority is obligated to
649 collect the tax, or the person collecting the tax, shall remit the tax to the state treasurer.
650 Payment shall be made in monthly remittances on or before the fifteenth day of the
651 month next succeeding the end of the monthly period in which the tax is collected or
652 received and accompanied by such reports as the state treasurer requires. Payment or
653 remittance of the tax collected may be made by check unless payment or remittance is

654 otherwise required by the state treasurer, but payment by check does not relieve the
655 person collecting the tax from liability for payment and remittance of the tax to the state
656 treasurer unless the check is in the full and correct amount and until the check is honored.
657 The person required to collect the tax under this section holds the tax in trust until the tax
658 is remitted to the state treasurer as provided in this section. If a person required to collect
659 the tax imposed by this section fails to collect the tax, or having collected the tax fails to
660 pay the tax to the state treasurer in the manner prescribed by this section, whether the
661 failure is the result of the person's own acts or the result of acts or conditions beyond the
662 person's control, the person is personally liable to the state for the amount of the tax.

663 D. A person liable for the collection and payment of the tax imposed by this
664 section shall acquire, keep and preserve for five years all unused tickets, ticket manifests,
665 books and all other records from which can be determined the amount of admission tax
666 that the person was liable to remit under this section. All of those tickets, books and
667 records shall be open for examination and audit at all reasonable times by the ((King
668 €))county finance ((department)) and business operations or the state ((€))Treasurer or the
669 state ((€))Treasurer's agent.

670 E. The applicable provisions in RCW 82.32.090 through 82.32.115, and the
671 amendments to those provisions, apply with respect to the taxes imposed under this
672 section, except that, unless otherwise indicated by the context, in those provisions the
673 term "state treasurer" is substituted for each reference made to "department," "department
674 of revenue" and "director of the department of revenue."

675 F. If a charge is made for admission under this section, a serially numbered ticket
676 shall be furnished to the person paying the charge unless written approval has been

677 obtained from the operator of the facility owned by the Washington State Public Stadium
678 Authority to use a turnstile or other counting device that accurately counts the number of
679 paid admissions. The established price, admission tax and total price at which every such
680 an admission ticket is sold shall be separately, conspicuously and indelibly printed or
681 written on the face or back of the part of the ticket, which is to be taken up by the
682 management of the place to which admission is gained.

683 G. For the purposes of this section, "person" includes a municipal or quasi-
684 municipal corporation.

685 SECTION 53. K.C.C. 4.31.030, as amended by this ordinance, is hereby
686 recodified as a new section in the new chapter established in section 48 of this ordinance.

687 SECTION 54. Ordinance 12807, Section 5, as amended, and K.C.C. 4.31.030 are
688 each hereby amended to read as follows:

689 A. As authorized RCW 36.38.040, there is hereby levied and fixed a tax at the
690 rate of one percent on any vehicle parking charges imposed at any parking facility that is
691 part of a stadium and exhibition center as defined in RCW 36.102.010(9), located in King
692 County and owned by the Washington State Public Stadium Authority. From and after
693 the date that the state treasurer certifies to the Washington State Public Stadium
694 Authority and to the county that all of the bonds issued to finance the stadium and
695 exhibition center authorized under chapter 43.99N RCW are fully repaid, redeemed or
696 retired, the parking tax shall be levied and fixed at a rate of ten percent. For the purposes
697 of this section, "vehicle parking charges" means only the actual parking charges exclusive
698 of taxes and service charges and the value of any other benefit conferred. Revenues
699 collected under this section shall be deposited and used in accordance with RCW

700 36.38.040. The tax under this section shall be levied upon the first use of any part of the
701 stadium and exhibition center but shall not be collected at any facility already in
702 operation as of July 17, 1997.

703 B. A person who receives payment for vehicle parking charges on which a tax is
704 levied under this section, and a person who by agreement with the Washington State
705 Public Stadium Authority is obligated to collect the tax, shall collect the tax from the
706 person making the vehicle parking charges and shall remit the tax to the state treasurer as
707 provided in this section. The tax imposed under this section shall be collected from the
708 person paying the vehicle parking charges at the time the vehicle parking charges are
709 paid. The person who by agreement with the Washington State Public Stadium Authority
710 is obligated to collect the tax, or the person collecting the tax from the person paying the
711 vehicle parking charges, shall remit the tax to the state treasurer. Payment shall be made
712 in monthly remittances on or before the fifteenth day of the month next succeeding the
713 end of the monthly period in which the tax is collected or received and shall be
714 accompanied by such reports as the state treasurer requires. Payment or remittance of the
715 tax collected may be made by check unless payment or remittance is otherwise required
716 by the state treasurer, but payment by check does not relieve the person collecting the tax
717 from liability for payment and remittance of the tax to the state treasurer unless the check
718 is in the full and correct amount and until the check is honored. The person required to
719 collect the tax under this section holds the tax in trust until the tax is remitted to the state
720 treasurer as provided in this section. If a person required to collect the tax imposed by
721 this section fails to collect the tax, or having collected the tax fails to pay the tax to the
722 state treasurer in the manner prescribed by this section, whether the failure is the result of

723 the person's own acts or the result of acts or conditions beyond the person's control, the
724 person is personally liable to the state for the amount of the tax.

725 C. A person liable for the collection and payment of the tax imposed by this
726 chapter shall acquire, keep and preserve for five years all records from which can be
727 determined the amount of vehicle parking tax that the person was liable to remit under
728 this section. All of those records shall be open for examination and audit at all
729 reasonable times by the ~~((King-C))~~county finance ~~((department))~~ and business operations
730 or the state ~~((t))~~Treasurer or the state ~~((t))~~Treasurer's agent.

731 D. The applicable provisions in RCW 82.32.090 through 82.32.115, and the
732 amendments to those provisions, apply with respect to the taxes imposed under this
733 section, except that, unless otherwise indicated by the context, in those provisions, "state
734 treasurer" is substituted for each reference made to "department," "department of
735 revenue" and "director of the department of revenue."

736 E. For the purposes of this section, "person" includes a municipal or quasi-
737 municipal corporation.

738 SECTION 55. K.C.C. 4.32.010 and K.C.C. 4.32.012 are each hereby recodified
739 as a new section in the new chapter established in section 48 of this ordinance.

740 SECTION 56. K.C.C. 4.32.020, as amended by this ordinance, is hereby
741 recodified as a new section in the chapter created K.C.C. Title 4A.

742 SECTION 57. Ordinance 6110, Section 4, as amended, and K.C.C. 4.32.020 are
743 each hereby amended to read as follows:

744 A. There is hereby created the real estate excise tax capital summary fund(~~(;~~
745 ~~which functions as a capital improvement project fund)).~~

746 B. The fund shall be a first tier fund as described in this chapter, and shall
747 function as a capital improvement project fund.

748 C. The department of executive services shall be the fund manager.

749 SECTION 58. K.C.C. 4.32.030, as amended by this ordinance, is hereby
750 recodified as a new section in the new chapter established in section 48 of this ordinance.

751 SECTION 59. Ordinance 6110, Section 5, as amended, and K.C.C. 4.32.030 are
752 each hereby amended to read as follows:

753 A. The proceeds of the tax imposed by K.C.C. 4.32.010 (~~of this chapter~~), as
754 recodified by this ordinance, shall be credited to the unincorporated capital improvement
755 fund and may only be used for capital needs of the unincorporated area of the county.
756 One percent of the proceeds of the tax shall be credited to the county current expense
757 fund to defray the administrative costs of collection.

758 B. The proceeds from the interest earnings from the proceeds of the tax imposed
759 by K.C.C. 4.32.010, as recodified by this ordinance, may only be used for parks and
760 recreation purposes as defined in K.C.C. 7.01.010.

761 SECTION 60. K.C.C. 4.32.040 is hereby recodified as a new section in the new
762 chapter established in section 48 of this ordinance.

763 SECTION 61. K.C.C. 4.32.050, as amended by this ordinance, is hereby
764 recodified as a new section in the new chapter established in section 48 of this ordinance.

765 SECTION 62. Ordinance 6110, Section 7, and K.C.C. 4.32.050 are each hereby
766 amended to read as follows:

767 The tax imposed by K.C.C. 4.32.010, as recodified by this ordinance, shall
768 comply with all applicable rules, regulations, laws and court decisions regarding real
769 estate excise taxes imposed by the state under (~~RCW~~) chapter 82.45 RCW.

770 SECTION 63. K.C.C. 4.34.010 is hereby recodified as a new section in the new
771 chapter established in section 48 of this ordinance.

772 SECTION 64. K.C.C. 4.34.020, as amended by this ordinance, is hereby
773 recodified as a new section in the new chapter established in section 48 of this ordinance.

774 SECTION 65. Ordinance 6875, Section 2, as amended, and K.C.C. 4.34.020 are
775 each hereby amended to read as follows:

776 A. The rate of the tax imposed by K.C.C. 4.34.010.A., as recodified by this
777 ordinance, shall be seventy cents per month per switched access line.

778 B. The rate of the tax imposed by K.C.C. 4.34.010.B., as recodified by this
779 ordinance, shall be seventy cents per month per radio access line.

780 C. The rate of the tax imposed by K.C.C. 4.34.010.C. as recodified by this
781 ordinance, shall be seventy cents per month per interconnected voice over Internet
782 protocol service line.

783 SECTION 66. K.C.C. 4.34.030 and K.C.C. 4.34.040 are each hereby recodified
784 as a new section in the new chapter established in section 48 of this ordinance.

785 SECTION 67. K.C.C. 4.34.045, as amended by this ordinance, is hereby
786 recodified as a new section in the new chapter established in section 48 of this ordinance.

787 SECTION 68. Ordinance 11589, Section 4, as amended, and K.C.C. 4.34.045 are
788 each hereby amended to read as follows:

789 This section applies only to taxes imposed by this chapter and collected by the
790 county. In the event that the tax or any portion thereof imposed by K.C.C. 4.34.010.B. as
791 recodified by this ordinance, is ordered to be refunded by final judgment of a court of
792 record, the county shall, upon presentation of a certified copy of the final judgment, pay
793 to each radio communications service company the portion of the ordered refund
794 attributable to tax collected by the company, in trust for the benefit of end users from
795 whom the tax was collected. Each company is required to promptly remit to each end
796 user who paid tax for which refund is ordered the duly allocable portion of the refund
797 held in trust. To the extent end users entitled to refund cannot be identified or located by
798 the company with exercise of due diligence within three months of the date refund is
799 received in trust by the company, the company shall return the undistributed trust funds
800 and accumulations to the county, together with the last known name and address of each
801 person entitled thereto, and the portion to which each is entitled.

802 SECTION 69. K.C.C. 4.34.050 is hereby recodified as a new section in the new
803 chapter established in section 48 of this ordinance.

804 SECTION 70. There is hereby established a new chapter in K.C.C. Title 4A. The
805 new chapter shall contain K.C.C. 4.42.020, as recodified by this ordinance, K.C.C.
806 4.42.025, as recodified by this ordinance, K.C.C. 4.42.090, as recodified by this
807 ordinance, K.C.C. 4.42.110, as recodified by this ordinance, and K.C.C. 4.42.122, as
808 recodified by this ordinance.

809 SECTION 71. K.C.C. 4.42.020 and K.C.C. 4.42.025 are each hereby recodified
810 as a new section in the new chapter established in section 70 of this ordinance.

811 SECTION 72. K.C.C. 4.42.090, as amended by this ordinance, is hereby
812 recodified as a new section in the new chapter established in section 70 of this ordinance.

813 SECTION 73. Ordinance 12076, Section 48, and K.C.C. 4.42.090 are each
814 hereby amended to read as follows:

815 There is hereby created the King County ~~((H))~~hotel-~~((M))~~motel ~~((S))~~special
816 ~~((S))~~support ~~((P))~~program.

817 A. The ~~((H))~~hotel-~~((M))~~motel ~~((S))~~special ~~((S))~~support program shall be
818 administered by the ~~((director))~~ manager of the ~~((department of))~~ finance and business
819 operations division under the direction of the executive and in accordance with guidelines
820 and policies established by the council.

821 B. ~~((From January 1, 1992 through December 31, 2000, twenty-five percent, and~~
822 ~~from January 1, 2001 t))~~Through December 31, 2012, thirty percent, of all excess hotel-
823 motel tax revenues collected by the county under ~~((the provisions of))~~ RCW
824 67.28.180(3)(a), as amended, shall be allocated to the ~~((H))~~hotel-~~((M))~~motel ~~((S))~~special
825 ~~((S))~~support ~~((P))~~program and shall be used for the following purposes and in a manner
826 reflecting the following order of priority: ~~((S))~~stadium capital improvements, acquisition
827 of open space lands, youth sports activities and tourism promotion.

828 C. For the purposes of this section, "~~((S))~~stadium capital improvements" include,
829 but are not limited to, a stadium restaurant facility operated by a private concessionaire
830 under a contract with the county; restroom facilities; artificial turf system; seating
831 facilities; parking facilities; and a scoreboard and information system adjacent to or
832 within a county-owned stadium, together with equipment, utilities, accessories and
833 appurtenances necessary thereto.

834 D. For the purposes of this section, "tourism promotion" includes activities
835 intended to attract visitors for overnight stays, arts, heritage((;)) and cultural events, and
836 recreational, professional((;)) and amateur sports events. ((Monies)) Moneys distributed
837 for tourism promotion shall be in addition to and may not be used to replace or supplant
838 any other funding by the county. Eligible applicants shall only include nonprofit
839 organizations formed for the express purpose of tourism promotion in the county. Such
840 organizations shall use monies distributed under this section to promote events in all parts
841 of the county.

842 E. There shall be written guidelines and procedures for allocating funds under
843 this section. The guidelines shall be written at the direction of the executive and shall be
844 approved by the council.

845 SECTION 74. K.C.C. 4.42.110, as amended by this ordinance, is hereby
846 recodified as a new section in the new chapter established in section 70 of this ordinance.

847 SECTION 75. Ordinance 9279, Section 11, and K.C.C. 4.42.110 are each hereby
848 amended to read as follows:

849 All programs and projects funded under this chapter shall comply with Section
850 504 of the Federal Rehabilitation Act of 1973, 29 U.S.C. Sec. 794, as amended, and abide
851 by current affirmative action laws and ordinances.

852 SECTION 76. K.C.C. 4.42.122, as amended by this ordinance, is hereby
853 recodified as a new section in the new chapter established in section 70 of this ordinance.

854 SECTION 77. Ordinance 12807, Sections 6 and 7, and K.C.C. 4.42.122 are each
855 hereby amended to read as follows:

856 A. Refinancing of Kingdome debt and dedication of hotel-motel tax revenue. It
857 is the intent of the County to issue bonds to repay or refinance all or a portion of the
858 existing bonded debt on the Kingdome, including but not limited to roof repairs, claims,
859 and related costs. Such bonds, to be approved by future ordinance, shall be limited to tax
860 general obligation bonds to which the county will also pledge the hotel-motel tax
861 authorized by chapter 67.28 RCW, as amended by Referendum 48 sec. 501. Revenues
862 received from such tax from January 1, 2013, through December 31, 2015, in excess of
863 the amount required for this purpose shall be transferred to the stadium and exhibition
864 center account pursuant to Referendum 48 sec. 501 (3)(b).

865 B. Pledge to maintain and continue taxes. The county hereby pledges to maintain
866 and continue the taxes authorized in RCW 36.38.010(5), 67.28.180((;)) and ((Referendum
867 48 sec. 302)) 36.38.040, until the bonds authorized in ((Referendum 48 sec. 210)) RCW
868 43.99N.020 are fully redeemed, both principal and interest. The county further pledges
869 and dedicates to the repayment of the bonds issued to finance a stadium and exhibition
870 center the full 2.0 percent hotel-motel tax during the years 2016 through 2020 in
871 accordance with Referendum 48 secs. 501(2)(c)(ii) and 502(3)(c) together with excess
872 revenues from such tax during the years 2013 through 2015 beyond that needed to pay
873 Kingdome debt.

874 SECTION 78. There is hereby established a new chapter in K.C.C. Title 4A. The
875 new chapter shall contain K.C.C. 4.64.010, as recodified by this ordinance, K.C.C.
876 4.64.020, as recodified by this ordinance, K.C.C. 4.68.010, as recodified by this
877 ordinance, and K.C.C. 4.68.020, as recodified by this ordinance.

878 SECTION 79. K.C.C. 4.64.010, as amended by this ordinance, is hereby
879 recodified as a new section in the new chapter established in section 78 of this ordinance.

880 SECTION 80. Ordinance 12076, Section 53, and K.C.C. 4.64.010 are each
881 hereby amended to read as follows:

882 A. The assessor shall make available to taxpayers who are entitled to a tax refund
883 by a final order of the board of equalization, as provided by RCW 84.69.020(9), or by a
884 final order of the ~~((S))~~state Board of Tax Appeals, as provided by RCW 84.69.020 (10), a
885 shortened refund application form consistent with the provisions of chapter 84.69 RCW.
886 Such a form shall include only such information necessary to establish the validity and
887 finality of the action taken by the board of equalization or the state Board of Tax
888 Appeals. When such a form, together with the decision of a board, has been filed with
889 and verified by the assessor, the ~~((director))~~ manager of the ~~((department of))~~ finance and
890 business operations division shall make the appropriate refund determined by the board
891 of equalization or the state Board of Tax Appeals together with interest as prescribed by
892 law without regard to the limitation contained in RCW 84.69.030(2) and without council
893 action~~((; provided))~~, except that no refunds shall be made under this shortened procedure
894 where the taxpayer fails to make application for refund hereunder within three months of
895 the date of receiving the final decision of a ~~((B))~~board~~((;))~~, or where the assessor has
896 given timely notice of appeal from the decision of a ~~((B))~~board~~((; provided further, that))~~.
897 Also, no provision of this section shall affect any other procedures or forms relating to
898 chapter 84.69 RCW refunds.

899 B. The board of equalization and the ~~((S))~~state Board of Tax Appeals shall, by
900 the first Monday in January of each year, provide a written list to the chairperson of the
901 council of all appeals pending longer than three years.

902 SECTION 81. K.C.C. 4.64.020, as amended by this ordinance, is hereby
903 recodified as a new section in the new chapter established in section 78 of this ordinance.

904 SECTION 82. Ordinance 12076, Section 54, and K.C.C. 4.64.020 are each
905 hereby amended to read as follows:

906 Petitions for refund of taxes under chapter 84.69 RCW shall be filed with the
907 assessor on forms provided by the assessor. No refund shall be granted by the council
908 without a petition first being filed in accord with this chapter. The assessor shall review
909 all petitions for refund that involve issues within the assessor's statutory responsibilities
910 and determine whether the provisions of RCW 84.69.020 or ~~((RCW))~~ 84.60.050 are
911 satisfied. The assessor shall forward all petitions to the ~~((department of))~~ finance and
912 business operations division with an indication of whether the assessor determined that
913 ~~((the provisions of))~~ RCW 84.69.020 or ~~((RCW))~~ 84.60.050 were satisfied, were not
914 satisfied, or if no such determination was made because the issues involved were not
915 within the assessor's statutory responsibilities.

916 SECTION 83. K.C.C. 4.68.010, as amended by this ordinance, is hereby
917 recodified as a new section in the new chapter established in section 78 of this ordinance.

918 SECTION 84. Ordinance 12076, Section 56, and K.C.C. 4.68.010 are each
919 hereby amended to read as follows:

920 The applicant for any of the permits listed ~~((below))~~ in K.C.C. 4.68.020, as
921 recodified by this ordinance, shall be required to provide certification from the manager

922 of the finance and business operations division that property taxes for the subject
923 property are not delinquent (~~(prior to)~~) before county issuance of (~~(said)~~) the permit. The
924 certification shall be obtained by the applicant from the manager of the finance and
925 business operations division.

926 SECTION 85. K.C.C. 4.68.020, as amended by this ordinance, is hereby
927 recodified as a new section in the new chapter established in section 78 of this ordinance.

928 SECTION 86. Ordinance 5284, Section 2, as amended, and K.C.C. 4.68.020 are
929 each hereby amended to read as follows:

930 This chapter shall apply to the following county permits:

- 931 A. Building permits authorized by Title 16;
- 932 B. Reclassification permits authorized by Title 21A;
- 933 C. Subdivisions permits authorized by Title 19;
- 934 D. Short subdivisions permits authorized by Title 19;
- 935 E. Shoreline development permits authorized by Title 25;
- 936 F. Grading permits authorized by Title 16;
- 937 G. Condominium conversion permits authorized by Title 20;
- 938 H. Demolition permits authorized by Title 16;

- 939 I. Right-of-way use permits authorized by Title 6; and
- 940 J. Septic tank permits authorized by Title 13.
- 941

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Larry Gossett, Chair

ATTEST:

Anne Noris, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: None

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KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

March 5, 2012

Ordinance

Proposed No. 2012-0087.1

Sponsors McDermott

1 AN ORDINANCE relating to fees; amending Ordinance
2 11123, Section 1, and K.C.C. 4.26.005, Ordinance 9735,
3 Section 1, as amended, and K.C.C. 4.26.010, Ordinance
4 11123, Section 2, and K.C.C. 4.26.015, Ordinance 9735,
5 Section 2, as amended, and K.C.C. 4.26.020, Ordinance
6 14518, Section 3, and K.C.C. 4.69.010, Ordinance 14518,
7 Section 4, and K.C.C. 4.69.020, Ordinance 14518, Section
8 5, and K.C.C. 4.69.030, Ordinance 6666, Section 1, and
9 K.C.C. 4.80.010, Ordinance 6666, Section 2, as amended,
10 and K.C.C. 4.80.020, Ordinance 12383, Section 2, as
11 amended, and K.C.C. 4.81.010, Ordinance 12383, Section
12 3, as amended, and K.C.C. 4.81.020, Ordinance 15317,
13 Section 2, and K.C.C. 4.81.030, Ordinance 15317, Section
14 6, and K.C.C. 4.81.020, Ordinance 11137, Section 1 (part),
15 as amended, and K.C.C. 4.88.010, Ordinance 11137,
16 Section 1 (part), as amended, and K.C.C. 4.88.020,
17 Ordinance 12353, Section 2, as amended, and K.C.C.
18 4.90.010, Ordinance 11377, Section 2, and K.C.C.
19 4.90.020, Ordinance 11377, Section 3, and K.C.C.

20 4.90.030, Ordinance 8328, Section 1, as amended, and
21 K.C.C. 4.90.010, Ordinance 13325, Sections 1 and 2, as
22 amended, and K.C.C. 4.94.010, Ordinance 13663, Section
23 2, and K.C.C. 4.96.010, Ordinance 14006, Section 2, as
24 amended, and K.C.C. 4.98.010, Ordinance 13923, Section
25 3, as amended, and K.C.C. 4.100.010, Ordinance 13923,
26 Section 4, as amended, and K.C.C. 4.100.020, Ordinance
27 14545, Section 3, and K.C.C. 4.100.025, Ordinance 13923,
28 Section 5, as amended, and K.C.C. 4.100.030, Ordinance
29 13923, Section 6, and K.C.C. 4.100.040, Ordinance 13923,
30 Section 7, and K.C.C. 4.100.050, Ordinance 16861, Section
31 6, and K.C.C. 4.100.100, Ordinance 14792, Section 2, as
32 amended, and K.C.C. 4.104.010, Ordinance 16943, Section
33 4, and K.C.C. 4.110.010, Ordinance 16971, Section 3, and
34 K.C.C. 4.120.010, Ordinance 17096, Section 3, and K.C.C.
35 4.140.010, Ordinance 13480, Section 2, as amended, and
36 K.C.C. 4.150.010, Ordinance 12643, Section 11, and
37 K.C.C. 4.150.050, Ordinance 12643, Section 10, and
38 K.C.C. 4.150.070, Ordinance 12643, Section 9, and K.C.C.
39 4.150.090, Ordinance 12643, Section 14, and K.C.C.
40 4.150.110, Ordinance 12643, Section 8, and K.C.C.
41 4.150.130, Ordinance 12643, Section 19, as amended, and
42 K.C.C. 4.150.210, Ordinance 12643, Section 7, and K.C.C.

43 4.150.230, Ordinance 12643, Section 4, as amended, and
44 K.C.C. 4.150.310, Ordinance 12643, Section 5, as
45 amended, and K.C.C. 4.150.110, Ordinance 12643, Section
46 17, as amended, and K.C.C. 4.150.350, Ordinance 12643,
47 Section 13, and K.C.C. 4.150.410, Ordinance 11962,
48 Section 15, and K.C.C. 4.150.430, Ordinance 12643,
49 Section 12, as amended, and K.C.C. 4.150.450, Ordinance
50 12643, Section 12, as amended, and K.C.C. 4.150.450,
51 Ordinance 11962, Section 16, and K.C.C. 4.150.470,
52 Ordinance 12643, Section 22, and K.C.C. 4.150.510,
53 Ordinance 12643, Section 16, and K.C.C. 4.150.530,
54 Ordinance 12643, Section 18, and K.C.C. 4.150.610,
55 Ordinance 17130, Section 14, and K.C.C. 4.150.630 and
56 Ordinance 17130, Section 13, and K.C.C. 4.150.910,
57 adding new chapters to K.C.C. Title 4A and recodifying
58 K.C.C. 4.26.005, K.C.C. 4.26.010, K.C.C. 4.26.015, K.C.C.
59 4.26.020, K.C.C. 4.69.010, K.C.C. 4.69.020, K.C.C.
60 4.69.030, K.C.C. 4.80.010, K.C.C. 4.80.020, K.C.C.
61 4.81.010, K.C.C. 4.81.020, K.C.C. 4.81.030, K.C.C.
62 4.81.020, K.C.C. 4.88.010, K.C.C. 4.88.020, K.C.C.
63 4.90.010, K.C.C. 4.90.020, K.C.C. 4.90.030, K.C.C.
64 4.90.010, K.C.C. 4.94.010, K.C.C. 4.96.010, K.C.C.
65 4.98.010, K.C.C. 4.100.010, K.C.C. 4.100.020, Ordinance

66 14545, Section 3, and K.C.C. 4.100.025, Ordinance 13923,
67 Section 5, as amended, and K.C.C. 4.100.030, Ordinance
68 13923, Section 6, and K.C.C. 4.100.040, Ordinance 13923,
69 Section 7, and K.C.C. 4.100.050, Ordinance 16861, Section
70 6, and K.C.C. 4.100.100, Ordinance 14792, Section 2, as
71 amended, and K.C.C. 4.104.010, Ordinance 16943, Section
72 4, and K.C.C. 4.110.010, Ordinance 16971, Section 3, and
73 K.C.C. 4.120.010, Ordinance 17096, Section 3, and K.C.C.
74 4.140.010, K.C.C. 4.150.010, K.C.C. 4.150.050, K.C.C.
75 4.150.070, K.C.C. 4.150.090, K.C.C. 4.150.110, K.C.C.
76 4.150.130, and K.C.C. 4.150.210, K.C.C. 4.150.230,
77 K.C.C. 4.150.310, K.C.C. 4.150.110, K.C.C. 4.150.350,
78 K.C.C. 4.150.410, K.C.C. 4.150.430, K.C.C. 4.150.450,
79 K.C.C. 4.150.450, K.C.C. 4.150.470, K.C.C. 4.150.510,
80 K.C.C. 4.150.530, K.C.C. 4.150.610, K.C.C. 4.150.630 and
81 K.C.C. 4.150.910.

82 **PREAMBLE:**

83 The existing code on revenue and fiscal regulation, K.C.C. Title 4, was
84 created for the most part in the 1970s and 1980s, though some provisions
85 date back to at least the 1940s. Since the creation of K.C.C. Title 4, the
86 title has been subject to many amendments each year. The cumulative
87 effect of these amendments has been to create ambiguities and conflicts
88 within the title, which make it difficult to apply the code effectively and

89 predictably. The council determines that a new title on revenue and fiscal
90 regulation, K.C.C. Title 4A, should be created, and material related to
91 revenue and fiscal matters be codified in that title, and all other material in
92 K.C.C. Title 4 that is not appropriate to be codified K.C.C. Title 4A
93 should be codified in the appropriate titles.

94 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

95 SECTION 1. There is hereby established a new chapter in K.C.C. Title 4A. The
96 new chapter shall contain K.C.C. 4.26.005, as recodified by this ordinance, K.C.C.
97 4.26.010, as recodified by this ordinance, K.C.C. 4.26.015, as recodified by this
98 ordinance, and K.C.C. 4.26.020, as recodified by this ordinance.

99 SECTION 2. K.C.C. 4.26.005, as amended by this ordinance, is hereby
100 recodified as a new section in the new chapter established in section 1 of this ordinance.

101 SECTION 3. Ordinance 11123, Section 1, and K.C.C. 4.26.005 are each hereby
102 amended to read as follows:

103 The definitions in this section apply throughout this chapter unless the context
104 clearly requires otherwise.

105 A. "Combined disposable household income" shall mean the disposable income
106 of the person applying for the exemption plus the disposable income of all persons in the
107 household.

108 B. "Disposable income" shall mean the same as the term is defined by RCW
109 84.36.383(6), as now or hereafter amended.

110 C. "Physical disability" shall mean the same as the term is defined by RCW
111 46.16.381(1), as now or hereafter amended.

112 SECTION 4. K.C.C. 4.26.0.010, as amended by this ordinance, is hereby
113 recodified as a new section in the new chapter established in section 1 of this ordinance.

114 SECTION 5. Ordinance 9735, Section 1, as amended, and K.C.C. 4.26.010 are
115 each hereby amended to read as follows:

116 Under the authority of RCW 82.80.020, there is hereby levied an annual fee of
117 fifteen dollars per vehicle for each vehicle authorized by RCW 82.80.020(1) and
118 determined by the Washington state Department of Licensing to be registered within the
119 boundaries of the county.

120 SECTION 6. K.C.C. 4.26.0.015, as amended by this ordinance, is hereby
121 recodified as a new section in the new chapter established in section 1 of this ordinance.

122 SECTION 7. Ordinance 11123, Section 2, and K.C.C. 4.26.015 are each hereby
123 amended to read as follows:

124 The registered owners of vehicles residing within the boundaries of the county
125 who, at the time payment of the fee established by this chapter is due, are sixty-one
126 ~~((61))~~ years old or older and whose combined disposable household income is seventy
127 ~~((70))~~ percent or less of the state median as determined by the Washington ~~((S))~~state
128 Office of Financial Management or have a permanent physical disability and have been
129 issued a permanent disabled persons placard or disabled person's license plates by the
130 Washington State Department of Licensing shall, upon application, be exempted from
131 this fee. Proof of disability must be provided. ~~((The effective date of the exemption shall
132 be January 1, 1995.))~~

133 SECTION 8. K.C.C. 4.26.0.020, as amended by this ordinance, is hereby
134 recodified as a new section in the new chapter established in section 1 of this ordinance.

135 SECTION 9. Ordinance 9735, Section 2, as amended, and K.C.C. 4.26.020 are
136 each hereby amended to read as follows:

137 The fee imposed by this chapter shall be collected and administered by the
138 Washington ((S))state Department of Licensing; the revenues from the fee imposed by
139 this chapter shall be distributed to the county and the cities; and the proceeds of the fee
140 imposed by this chapter shall be used strictly for transportation purposes in accordance
141 with Chapter 42, ((Session)) Laws of Washington 1990.

142 SECTION 10. There is hereby established a new chapter in K.C.C. Title 4A. The
143 new chapter shall contain K.C.C. 4.69.010, as recodified by this ordinance, K.C.C.
144 4.69.020, as recodified by this ordinance, and K.C.C. 4.69.030, as recodified by this
145 ordinance.

146 SECTION 11. K.C.C. 4.69.010, as amended by this ordinance, is hereby
147 recodified as a new section in the new chapter established in section 10 of this ordinance.

148 SECTION 12. Ordinance 14518, Section 3, and K.C.C. 4.69.010 are each hereby
149 amended to read as follows:

150 The King County department of assessments may assess a fee for conducting
151 radius batch searches in accordance with K.C.C. Title 21A, to cover administrative and
152 duplicating costs.

153 SECTION 13. K.C.C. 4.69.020, as amended by this ordinance, is hereby
154 recodified as a new section in the new chapter established in section 10 of this ordinance.

155 SECTION 14. Ordinance 14518, Section 4, and K.C.C. 4.69.020 are each hereby
156 amended to read as follows:

157 The radius batch search fee shall be fourteen dollars and seventy-five cents per
158 search.

159 SECTION 15. K.C.C. 4.69.030, as amended by this ordinance, is hereby
160 recodified as a new section in the new chapter established in section 10 of this ordinance.

161 SECTION 16. Ordinance 14518, Section 5, and K.C.C. 4.69.030 are each hereby
162 amended to read as follows:

163 The department of assessments shall establish by rule a procedure for collection
164 of the fee.

165 SECTION 17. There is hereby established a new chapter in K.C.C. Title 4A. The
166 new chapter shall contain K.C.C. 4.80.010, as recodified by this ordinance, and K.C.C.
167 4.80.020, as recodified by this ordinance.

168 SECTION 18. K.C.C. 4.80.010, as amended by this ordinance, is hereby
169 recodified as a new section in the new chapter established in section 17 of this ordinance.

170 SECTION 19. Ordinance 6666, Section 1, and K.C.C. 4.80.010 are each hereby
171 amended to read as follows:

172 ~~((For the purpose of this chapter))~~ The definitions in this section apply throughout
173 this chapter unless the context clearly requires otherwise:

174 A. "CASH-ON-DELIVERY (COD) CUSTOMER" means any person, business
175 or other group that has no charge account established and is required to pay in advance of
176 receiving services.

177 B. "KING COUNTY CUSTOMER" means any county office, executive
178 department, board, commission or other organizational unit of the county whose available
179 charge account is paid by way of interfund transfer.

180 C. "NON-COUNTY CUSTOMER" means any municipal office, executive
 181 department, board or commission, business or other group that has a charge account
 182 established and is billed on a monthly basis.

183 D. "EFFECTIVE HOUR OR EFFECTIVE SECOND" means the time a machine
 184 is performing work for a specific job. The cost for this charge element is computed as
 185 follows: rate x time x kilo-bytes or units, as appropriate.

186 E. "EXECUTE CHANNEL PROGRAM (EXCP)" means a program performed
 187 by a computer in which data is read from or written to a storage device. The number of
 188 times an EXCP is performed shall be accumulated and used as a unit of measure in the
 189 determination of certain fees.

190 SECTION 20. K.C.C. 4.80.020, as amended by this ordinance, is hereby
 191 recodified as a new section in the new chapter established in section 17 of this ordinance.

192 SECTION 21. Ordinance 6666, Section 2, as amended, and K.C.C. 4.80.020 are
 193 each hereby amended to read as follows:

194 ~~((Effective January 1, 1998))~~ The following fees shall be charged by ?:

A. OUTPUT PRODUCTS	
1. Property Batch System Inquiries	
a. Customer Inquiries only	\$.60 per parcel
b. Name and Address Labels only	.65 per parcel
c. Legal Description Labels only	.65 per parcel
d. Customer Inquiries plus Name and Address Labels	.95 per parcel
e. Customer Inquiries plus Legal Description Labels	.95 per parcel

f. Customer Inquiries plus Name and Address and Legal Description Labels	1.30 per parcel
g. Name and Address Labels plus Legal Description Labels	1.00 per parcel
h. Batch Tax Statements	.70 per parcel
i. Additional Copies of Inquiries, Labels or Statements (regardless of number of copies printed)	.30 per parcel
j. Minimum Charge	25.00 per order
2. Property On-Line System Inquiries	
a. Access Fee for Customer-Owned Terminals	425.00 per month per location
b. Online Property Inquiries	.60 per transaction
3. Property Extracts and Microfiche File	
a. Real Property Master File Extract	\$350.00
b. Real Property Tax Roll on Microfiche	245.00
c. LID Assessment Roll and Master File on Microfiche	245.00
d. LID Assessment Roll and Master File on 8-1/2 x 14-inch paper	245.00
e. LID Assessment Roll Plat to District Cross Reference Report	69.00
f. Residential Characteristic Land File Copy	162.00
g. Residential Characteristic Building File Copy	162.00
h. Residential Characteristic Accessory File Extract	162.00
i. Sales File Copy	220.00

j. Commercial/Industrial Characteristics	Land File Extract	162.00
k. Commercial/Industrial Characteristic	Building File Extract	162.00
l. Commercial/Industrial Characteristic	Condo File Extract	162.00
m. Plat Index File Copy		162.00
n. Current Plat Index (Paper or Fiche)		43.00
o. Property File Copy		162.00
p. Sales History, Purged (Microfiche)		43.00
q. Condominium Report (Microfiche)		43.00
r. Comparable Sales (Microfiche)		100.00
s. Real Property Full Legal Description Extract		200.00
t. Personal Property File Extract		125.00
u. Personal Property Beginning Year Tax Roll	(Microfiche)	110.00
4. Voter Registration		
a. Printouts		275.00 base file processing charge plus:
(1) One-Part Paper - All Registered	Voters within Precinct	.12 per precinct
(2) Two-Part Paper - All Registered	Voters within Precinct	.25 per precinct
(3) Four-Part Paper - All Registered	Voters within Precinct	.35 per precinct
or:		
(4) One-Part Paper - New Registrations	and Transfers only	.0004 per voter selected
(5) Two-Part Paper - New Registrations	and Transfers only	.0008 per voter selected

(6) Four-Part Paper - New Registrations and Transfers only	.0010 per voter selected
b. Name and Address Labels	275.00 base file processing charge plus:
(1) All Registered Voters within Precincts	1.50 per precinct
or:	
(2) New Registrations and Transfers only	.005 per voter selected
c. Standard Magnetic Tape (1600 bits per inch minimum)	275.00 base file processing charge plus:
(1) All Registered Voters within Precincts	.10 per precinct
(2) New Registrations and Transfers only	.0005 per voter selected
d. Certify Tape	11.00 per reel
e. King County Information and Telecommunications Services Supplied Magnetic Tape	30.00 certified check per reel loaned
5. Absentee Abstracts	
a. Printouts	25.00 base file processing charge plus:
(1) One-Part Paper	.025 per printed page
(2) Two-Part Paper	.05 per printed page
(3) Four-Part Paper	.065 per printed page
6. Recording Index Tape	

a. General Index of Daily Recordings Year to date	25.00 per copy
b. Tract Index of Surveys Year to date	25.00 per copy
c. Sales Activity	25.00 per copy
7. Adult Detention	
a. Booking Recap Report	30.00 per month
b. Release Recap Report	15.00 per month
c. Bail Bond Inquiry	.35 per transaction
8. Published Geographic Information Systems (GIS) Data	58.93 per compact disk

195 B. Special circumstances and requests for output products other than those
 196 specified in subsection A. of this section shall be assigned a fixed rate based on the
 197 prevailing labor and resource costs.

198 C. Based on their unique requirements, cash-on-delivery and non-King County
 199 agencies may be assessed a fee of up to ((40)) percent to cover undistributed overhead.

200 SECTION 22. There is hereby established a new chapter in K.C.C. Title 4A. The
 201 new chapter shall contain K.C.C. 4.81.010, as recodified by this ordinance, K.C.C.
 202 4.81.020, as recodified by this ordinance, K.C.C. 4.81.030, as recodified by this
 203 ordinance, and K.C.C. 4.81.040, as recodified by this ordinance.

204 SECTION 23. K.C.C. 4.81.010, as amended by this ordinance, is hereby
 205 recodified as a new section in the new chapter established in section 22 of this ordinance.

206 SECTION 24. Ordinance 12383, Section 2, as amended, and K.C.C. 4.81.010 are
 207 each hereby amended to read as follows:

208 The director of the department of judicial administration is directed to allocate
209 twenty dollars from the portion of the filing fee paid for civil filings in superior court to
210 the credit of the King County law library as provided by RCW 27.24.070.

211 SECTION 25. K.C.C. 4.81.020, as amended by this ordinance, is hereby
212 recodified as a new section in the new chapter established in section 22 of this ordinance.

213 SECTION 26. Ordinance 12383, Section 3, as amended, and K.C.C. 4.81.020 are
214 each hereby amended to read as follows:

215 On or before July 1 of each year, a report and review of law library financial
216 status including the development of a proposed budget for the Kent regional justice
217 center branch law library shall be prepared by the King County law library and
218 transmitted to the superior court and the department of judicial administration for
219 inclusion in the department of judicial administration budget submitted to the executive.
220 The report shall include a recommendation on whether to include in the annual county
221 budget any projected library budgetary shortfall resulting from operating costs associated
222 with the Kent regional justice center branch law library facility. The report also shall
223 address potential funding sources, including, but not limited to, a portion of criminal code
224 filing fees or from the county general fund.

225 SECTION 27. K.C.C. 4.81.030, as amended by this ordinance, is hereby
226 recodified as a new section in the new chapter established in section 22 of this ordinance.

227 SECTION 28. Ordinance 15317, Section 2, and K.C.C. 4.81.030 are each hereby
228 amended to read as follows:

229 To assist the council in reviewing the future needs of the law library, the law
230 library board of trustees shall continue to submit to the executive and the council a

231 proposed Kent regional justice center law library budget with a request for supplemental
232 funding on or before the first Monday in September each year.

233 SECTION 29. K.C.C. 4.81.040, as amended by this ordinance, is hereby
234 recodified as a new section in the new chapter established in section 22 of this ordinance.

235 SECTION 30. Ordinance 15317, Section 6, and K.C.C. 4.81.020 are each hereby
236 amended to read as follows:

237 ~~((Pursuant to))~~ In accordance with RCW 27.24.040, the law library board of
238 trustees shall, on or before the first Monday in September each year, submit an annual
239 report to the county council giving the condition of their trust with a financial report
240 showing all receipts and disbursements of money.

241 SECTION 31. There is hereby established a new chapter in K.C.C. Title 4A. The
242 new chapter shall contain K.C.C. 4.88.010, as recodified by this ordinance, and K.C.C.
243 4.81.020, as recodified by this ordinance.

244 SECTION 32. K.C.C. 4.88.010, as amended by this ordinance, is hereby
245 recodified as a new section in the new chapter established in section 31 of this ordinance.

246 SECTION 33. Ordinance 11137, Section 1 (part), as amended, and K.C.C.
247 4.88.010 are each hereby amended to read as follows:

248 A. Any person, agent or company who requests and receives a copy of an
249 autopsy report in accordance with RCW 68.50.105 shall be charged a fee of fifty dollars.

250 B. Any person, agent or company who requests and receives a copy of a
251 determination shall be charged a fee of twenty dollars.

252 C. ~~((Revenues generated by the autopsy reports and determinations fee shall be
253 expended to support the King County medical examiner's office.~~

254 D-)) Revenues generated by the cremation permit fee shall be expended to
255 support the King County medical examiner's office.

256 SECTION 34. K.C.C. 4.88.020, as amended by this ordinance, is hereby
257 recodified as a new section in the new chapter established in section 31 of this ordinance.

258 SECTION 35. Ordinance 11137, Section 1 (part), as amended, and K.C.C.
259 4.88.020 are each hereby amended to read as follows:

260 The director of the Seattle-King County department of public health is authorized
261 to waive the fees established by K.C.C. 4.88.010, as recodified by this ordinance, when
262 the reports are requested and received by the decedent's attending physician or by law
263 enforcement agencies or officials conducting criminal investigations or prosecutions.

264 SECTION 36. There is hereby established a new chapter in K.C.C. Title 4A. The
265 new chapter shall contain K.C.C. 4.90.010, as recodified by this ordinance, K.C.C.
266 4.90.020, as recodified by this ordinance, and K.C.C. 4.90.030, as recodified by this
267 ordinance.

268 SECTION 37. K.C.C. 4.90.010, as amended by this ordinance, is hereby
269 recodified as a new section in the new chapter established in section 36 of this ordinance.

270 SECTION 38. Ordinance 12353, Section 2, as amended, and K.C.C. 4.90.010 are
271 each hereby amended to read as follows:

272 A. Having determined the monetary requirements for the disposal of sewage, the
273 council hereby adopts a 2012 sewer rate of thirty-six dollars and ten cents per residential
274 customer equivalent per month. Once a sewer rate ordinance becomes effective, the clerk
275 of the council is directed to deliver a copy of that ordinance to each agency having an
276 agreement for sewage disposal with King County.

277 B. The King County council approves the application of Statement of Financial
278 Accounting Standards No. 71 (FAS 71) to treat pollution remediation obligations as
279 regulatory assets and establish a rate stabilization reserve for the purpose of leveling rates
280 between years.

281 C. As required for FAS 71 application, amounts are to be placed in the rate
282 stabilization reserve from operating revenues and removed from the calculation of debt
283 service coverage. The reserve balance shall be an amount at least sufficient to maintain a
284 level sewer rate between 2011 and 2012, and shall be used solely for the purposes of:
285 maintaining the level sewer rate in 2012; and if additional reserve balance is available,
286 moderating future rate increases beyond 2012. The estimated amount of the reserve, as
287 shown in the financial forecast, Attachment A to Ordinance 17102, shall be revised in
288 accordance with the 2012 adopted budget and financial plan. If the reserve needs to be
289 reduced to meet debt service coverage requirements for 2011, the county executive shall
290 notify the council of the change by providing an updated financial forecast.

291 D. The executive shall provide monthly cost reports to the council on Brightwater
292 as outlined in K.C.C. 28.86.165.

293 SECTION 39. K.C.C. 4.90.020, as amended by this ordinance, is hereby
294 recodified as a new section in the new chapter established in section 36 of this ordinance.

295 SECTION 40. Ordinance 11377, Section 2, and K.C.C. 4.90.020 are each hereby
296 amended to read as follows:

297 The council hereby adopts a financial plan for the 1996 water quality program
298 ~~((which))~~ that includes a rate not to exceed ~~(((\$20.30))~~ twenty dollars and thirty cent to
299 satisfy the financial obligations of the wastewater management program. The executive

300 shall prepare the 1996 water quality budget and determine specific monetary
301 requirements of the 1996 sewer program in accordance with this directive. (~~Prior to July~~
302 ~~1, 1995, the county will enact an ordinance describing specific monetary requirements for~~
303 ~~the 1996 water quality program and copies shall be distributed to each component agency~~
304 ~~having an agreement for sewage disposal with King County.~~)

305 SECTION 41. K.C.C. 4.90.030, as amended by this ordinance, is hereby
306 recodified as a new section in the new chapter established in section 36 of this ordinance.

307 SECTION 42. Ordinance 11377, Section 3, and K.C.C. 4.90.030 are each hereby
308 amended to read as follows:

309 Council affirms historic Metro policies to equally share responsibilities,
310 opportunities, costs and risks associated with the wastewater management program
311 among all component agencies. The executive shall annually prepare an assessment of
312 system equity in accordance with the following requirements to ensure that King County
313 customers do not bear a disproportionate share of system costs and risks as compared to
314 customers served outside King County. (~~Such~~) The report will identify:

315 A. The annual and accrued sewer rate benefit associated with use of King County
316 general obligation bonds on the sewer rate as compared to an estimated rate based
317 exclusively on revenue bond issuance beginning January 1, 1994; and

318 B. An estimate of the annual and accrued cash value of the rate benefit to non-
319 King County customers listed by component agency as compared to an estimated rate
320 based exclusively on revenue bond issuance; and

321 C. Status of efforts made to resolve any inequities identified between King
322 County and non-King County component agencies during the year.

323 D. Status of efforts made by adjoining jurisdictions or non-King County
324 component agencies to help King County locate biosolid handling and disposal facilities
325 within their jurisdictional boundaries; and

326 E. The executive shall not amend or modify any agreement with a component
327 agency serving non-King County residents unless (~~such~~) the agreement also includes
328 provisions to resolve any inequities favoring non-King County customers as described in
329 the annual report.

330 SECTION 43. There is hereby established a new chapter in K.C.C. Title 4A. The
331 new chapter shall contain K.C.C. 4.92.010, as recodified by this ordinance.

332 SECTION 44. K.C.C. 4.92.010, as amended by this ordinance, is hereby
333 recodified as a new section in the new chapter established in section 43 of this ordinance.

334 SECTION 45. Ordinance 8328, Section 1, as amended, and K.C.C. 4.90.010 are
335 each hereby amended to read as follows:

336 Agencies of King County are authorized to assess a handling fee of \$35.00 per
337 check dishonored by nonacceptance or nonpayment, as authorized under RCW 62A.3-
338 515.

339 Any King County department or agency that receives payment by check may
340 establish a procedure for the collection of this fee.

341 SECTION 46. There is hereby established a new chapter in K.C.C. Title 4A. The
342 new chapter shall contain K.C.C. 4.94.010, as recodified by this ordinance.

343 SECTION 47. K.C.C. 4.94.010, as amended by this ordinance, is hereby
344 recodified as a new section in the new chapter established in section 46 of this ordinance.

345 SECTION 48. Ordinance 13325, Sections 1 and 2, as amended, and K.C.C.

346 4.94.010 are each hereby amended to read as follows:

347 A. An assessment for the King County noxious weed control program of two
348 dollars and ten cents per parcel and fifteen cents per acre on all property not classified as
349 forest land shall be imposed annually. Property classified as forest land, as defined in
350 RCW 84.33.035, ~~((which))~~ that is used solely for the planting, growing or harvesting of
351 trees and ~~((which))~~ that is typified by canopies so dense as to prohibit the growth of an
352 understory shall be assessed at the rate of twenty-one cents per parcel and one and one-
353 half cents per acre.

354 B. The amount of the assessment shall constitute a lien against any property for
355 which the assessment has not been paid by the date it is due, as provided in RCW
356 17.10.240. A notice of lien shall be sent to each owner of such a property.

357 C. Lands owned by the federal government or lands owned by federally
358 recognized tribes or members of such tribes ~~((that))~~ as are located within the historical
359 boundaries of a reservation shall not be assessed for the noxious weed control program.

360 SECTION 49. There is hereby established a new chapter in K.C.C. Title 4A. The
361 new chapter shall contain K.C.C. 4.96.010, as recodified by this ordinance.

362 SECTION 50. K.C.C. 4.96.010, as amended by this ordinance, is hereby
363 recodified as a new section in the new chapter established in section 49 of this ordinance.

364 SECTION 51. Ordinance 13663, Section 2, and K.C.C. 4.96.010 are each hereby
365 amended to read as follows:

366 To provide for a portion of the costs and expenses for the provision of addiction
367 treatment, the director of the department of community and human services shall charge
368 and collect fees according to the following guidelines:

369 A. Before billing a client fee, the department of community and human services
370 shall identify potential third party payors, which shall include, but not be limited to,
371 private insurance, Medicare, Medicaid, the Department of Veterans Affairs and programs
372 of the state of Washington Department of Social and Health Services. Third-party payors
373 shall be billed at full charge, according to this fee schedule, but the Department of Social
374 and Health Services shall not be charged in excess of the maximum applicable Title XIX
375 reimbursement levels for eligible patients. Third parties who annually refer multiple
376 clients may be provided a reduced rate based on volume and provision of shared services.
377 The director of the department of community and human services is authorized to accept
378 ~~((such))~~ the agreed-upon third-party payment as payment in full for services or to
379 establish a client copayment ~~((which))~~ that is subject to client ability to pay.

380 B. The full fees for the services provided at Cedar Hills addiction treatment
381 program are imposed as follows:

Intensive treatment	\$135 per day
Long-term treatment	\$106 per day
Residential recovery home treatment	\$78 per day
Co-occurring disorder add-on rate	\$50 per day
Admission evaluation	\$225 per evaluation
Psychiatric evaluation	\$130 per hour

Medical services	At Title XIX rates
Pharmaceuticals	Actual cost, plus 10% administrative fee or \$10 administrative fee, whichever is less
Laboratory Tests	Actual cost, plus 10% administrative fee or \$20 administrative fee, whichever is less
Medical emergency (911) response	Actual cost

382 C. The director of the department of community and human services is
383 authorized to charge and collect a reduced amount for low-income persons whose
384 income, adjusted for family size, is at or less than eighty percent of the state of
385 Washington median income. Persons who are determined to be indigent, by reason of
386 receiving public assistance shall not be charged a fee.

387 SECTION 52. There is hereby established a new chapter in K.C.C. Title 4A. The
388 new chapter shall contain K.C.C. 4.98.010, as recodified by this ordinance.

389 SECTION 53. K.C.C. 4.98.010, as amended by this ordinance, is hereby
390 recodified as a new section in the new chapter established in section 52 of this ordinance.

391 SECTION 54. Ordinance 14006, Section 2, as amended, and K.C.C. 4.98.010 are
392 each hereby amended to read as follows:

393 The council, after proper notice having been given to the public, authorizes the
394 manager of the information and telecommunications services division to establish a fee
395 for the use of the technology learning center, as follows:

Service	Rate
Technology learning center room usage per day (or fractional part thereof)	\$290.00

396 SECTION 55. There is hereby established a new chapter in K.C.C. Title 4A. The
397 new chapter shall contain K.C.C. 4.100.010, as recodified by this ordinance, K.C.C.
398 4.100.020, as recodified by this ordinance, K.C.C. 4.100.025, as recodified by this
399 ordinance, K.C.C. 4.100.030, as recodified by this ordinance, K.C.C. 4.100.040, as
400 recodified by this ordinance, K.C.C. 4.100.050, as recodified by this ordinance, and
401 K.C.C. 4.100.100, as recodified by this ordinance.

402 SECTION 56. K.C.C. 4.100.010, as amended by this ordinance, is hereby
403 recodified as a new section in the new chapter established in section 55 of this ordinance.

404 SECTION 57. Ordinance 13923, Section 3, as amended, and K.C.C. 4.100.010
405 are each hereby amended to read as follows:

406 The definitions in this section apply throughout this chapter unless the context
407 clearly requires otherwise.

408 A. "Agency" means any department, office or agency managed by an elected
409 official of any branch of King County government.

410 B. "Authorized personnel" means county staff assigned to process credit card,
411 debit card or check card transactions.

412 C. "Automated clearing house" means an association of depository institutions
413 that process financial transactions electronically through the Federal Reserve Bank.

414 D. "Check card" means a card indicating that the holder named on the card has an
415 open checking account in a financial institution shown on the card and that the holder
416 named on the card is authorized to use the card in lieu of paper check to pay for the
417 purchase of goods or services from participating merchants so long as the account is valid
418 and has adequate funds to cover the cost of either goods or services at the time of the
419 transaction.

420 E. "Convenience fee" means a fee that is charged to a credit card, check card or
421 debit card holder for the convenience of making a payment through an interactive voice
422 response system or through the Internet.

423 F. "Counter" means the county facility where the customer is physically present
424 when completing the purchase of county goods or services with a credit card, debit card
425 or check card.

426 G. "Credit card" means a card indicating that the holder named on the card has
427 obtained a revolving line of credit from the financial institution issuing the card up to a
428 certain dollar amount valid to a specified date shown on the card. A credit card may be
429 used to pay for goods and services from merchants or organizations participating in the
430 corresponding credit card program.

431 H. "Customer" means the person who is purchasing county goods or services
432 with a credit card, debit card or check card.

433 I. "Debit card" means a card indicating that the holder named on the card has an
434 open account in a financial institution shown on the card and that the holder named on the

435 card is authorized to pay for purchases of goods and services from participating
436 merchants so long as the account is valid and has adequate funds to cover the cost of
437 either goods or services, or both, at the time of the transaction.

438 J. "Electronic payments" means any financial transaction by which funds are
439 transferred to the county through any type of electronic media. The electronic media
440 include, but are not limited to, automated clearing houses, credit cards, debit cards, smart
441 cards and wire transfers.

442 K. "Immediately after" means upon completion of the credit card, debit card or
443 check card transaction.

444 L. "Interactive voice response system" means a system that allows users to pay
445 for services over the telephone or other audio-signal carrier using a credit card.

446 M. "Merchant copy" means the portion of the physical credit card, debit card or
447 check card transaction receipt that is signed by the holder and retained by the county after
448 completion of the credit card, debit card or check card transaction.

449 N. "Nontax payment" means a payment made for the main purpose of purchasing
450 either goods or services, or both. The transaction may require an excise tax being
451 collected in relation to the purchase of either goods or services, or both.

452 O. "Smart card" means a card, issued by a participating merchant or organization,
453 that has an electronic chip with a specified amount stored on the card to be spent for
454 future transactions.

455 P. "Tax payment" means a payment made for the purpose of fulfilling tax
456 obligations or other special assessments that may be included on the tax statement.

457 Q. “Transaction fee” means a fee charged by a service provider for the execution
458 of an electronic payment.

459 R. “Wire transfer” means a financial transaction in which the transferor of the
460 funds authorizes an immediate transfer of funds from a bank account to another specified
461 bank account.

462 SECTION 58. K.C.C. 4.100.020, as amended by this ordinance, is hereby
463 recodified as a new section in the new chapter established in section 55 of this ordinance.

464 SECTION 59. Ordinance 13923, Section 4, as amended, and K.C.C. 4.100.020
465 are each hereby amended to read as follows:

466 A. Requests to accept electronic payments must be initiated by the affected
467 department or agency. A department or agency is not required to accept electronic
468 payments for any service it provides.

469 B. A department or agency may accept electronic payments for a service it offers,
470 only if the person making the payment bears the transaction fee in such an amount as
471 determined by the finance and business operations division in accordance with state law.

472 C. A department or agency may absorb the costs associated with electronic
473 payment transactions, only if the council has given its approval to do so and absorption of
474 the transaction fees does not conflict with state law, this chapter or established county
475 policy.

476 D. A department or agency may accept electronic payments for tax payments,
477 including interest, penalties and other amounts associated with taxes, only if the person
478 making the payment bears the transaction fee in such an amount as determined by the
479 finance and business operations division in accordance with state law.

480 E. A department or agency may accept electronic payments for specified nontax
481 payments, including but not limited to code enforcement fines and penalties, special
482 assessments, school and road mitigation payments, and fines, restitution and interest
483 imposed by courts, only if the person making the payment bears the transaction fee in
484 such an amount as determined by the finance and business operations division in
485 accordance with state law.

486 F. If a department or agency collects payments to be shared with another state or
487 government agency, the department or agency may absorb the cost of the transaction
488 fees, only if the benefits to the county are greater than the transaction fees, as determined
489 by the head of the department or agency, and if approved by the council. A department
490 or agency that collects those types of payments may enter into negotiation with other
491 state or governmental agencies regarding the sharing of transaction fees, unless the share
492 of payment collected to be paid to the other agency is specified by state law.

493 G. The finance and business operations division shall develop and administer a
494 comprehensive countywide request for proposal for credit card services. The finance and
495 business operations division shall award and administer agreements for the services. A
496 department or agency may not enter into such an agreement without the written consent
497 of the manager of the finance and business operations division.

498 H. Electronic payments may be accepted in person, over the phone, by fax, by
499 mail((☞)) or through the Internet, as determined appropriate by the head of each
500 department and agency and as is consistent with this chapter and any agreement for
501 electronic payment services.

502 I. Convenience fees may be added to electronic payments processed through an
503 interactive voice response system or through the Internet. The convenience fee may be
504 calculated to cover any transaction costs borne by the department or agency and may
505 include a fee for expedited transaction processing. A department or agency may not
506 impose a convenience fee unless the manager of the finance and business operations
507 division has approved the fee.

508 J. A department accepting electronic payments shall include transaction fees in
509 its annual budget unless the customer pays the transaction fees.

510 SECTION 60. K.C.C. 4.100.025, as amended by this ordinance, is hereby
511 recodified as a new section in the new chapter established in section 55 of this ordinance.

512 SECTION 61. Ordinance 14545, Section 3, and K.C.C. 4.100.025 are each
513 hereby amended to read as follows:

514 A. Electronic commerce systems, either Internet or interactive voice response,
515 shall not store credit card, debit card or check card numbers in a data base or create a
516 database where the numbers are retrievable by any county employee or county systems
517 except as specifically authorized under subsection of E₂ of this section.

518 B. For credit card, debit card or check card transactions completed at a counter,
519 county staff:

520 1. Shall not enter credit card, debit card or check card numbers into a database
521 or create a database where the credit card, debit card or check card numbers are
522 retrievable by any county employee or other county systems except as specifically
523 authorized under subsection E of this section;

524 2. Shall give the holder's copy of the credit card, debit card or check card receipt
525 to the customer; and

526 3. Shall store the merchant copy of the credit card, debit card or check card
527 receipt for at least three years in a secure location immediately after the transaction is
528 completed, and ~~((this))~~ the location shall be accessible to authorized personnel only.

529 C. For mail-order and telephone order credit card, debit card or check card
530 transactions, county staff:

531 1. Shall not enter credit card, debit card or check card numbers into a database
532 or create a database where the credit card, debit card or check card numbers are
533 retrievable by any county employee or other county systems except as specifically
534 authorized ~~((pursuant to))~~ under subsection E₂ of this section.

535 2. Shall store the merchant copy of the credit card, debit card or electronic
536 check receipt for at least three years in a secure location immediately after the transaction
537 is completed, and ~~((this))~~ the location shall be accessible to authorized personnel only;

538 3. Shall either mail the credit card, debit card or check card holder the
539 customer's copy of the credit card, debit card or check card receipt or store it with the
540 merchant copy, in accordance with agency policy.

541 4. Mail order and telephone order forms containing credit card, debit card or
542 check card numbers must be either destroyed or stored with the merchant copy of the
543 credit card, debit card or check card receipt in accordance with agency policy.

544 D. ~~((Agencies with existing systems that store credit card, debit card or check
545 card numbers in locations retrievable by any county employee or other county systems as
546 of January 6, 2003, must provide written notification to the executive and council chair~~

547 ~~with a plan to comply with this section by March 31, 2003. These agencies shall provide~~
548 ~~written notification to the executive and the council chair upon compliance with this~~
549 ~~section by December 31, 2003.~~

550 E.)) An agency must obtain written authorization from the executive and provide
551 written notification to the council chair for the use of systems that collect credit card,
552 debit card or check card numbers in any location where credit card, debit card or check
553 card numbers are retrievable by any county employee or other county systems.

554 SECTION 62. K.C.C. 4.100.030, as amended by this ordinance, is hereby
555 recodified as a new section in the new chapter established in section 55 of this ordinance.

556 SECTION 63. Ordinance 13923, Section 5, as amended, and K.C.C. 4.100.030
557 are each hereby amended to read as follows:

558 A. A department or agency may initiate the acceptance of electronic payments
559 without council approval, only if the person making the payment bears the transaction fee
560 in such an amount as determined by the finance and business operations division in
561 accordance with state law.

562 B. A department or agency wishing to absorb the costs associated with electronic
563 payment transactions shall receive council approval to do so. The process for receiving
564 council approval is as follows:

565 1. The department or agency must submit to the budget office and to the finance
566 and business operations division a formal request to initiate acceptance of electronic
567 payments along with a business analysis (~~which~~) that, at a minimum, describes any
568 combination of the service or services and product or products for which the electronic
569 payment option is to be offered, assesses the benefits of absorbing the transaction costs

570 associated with these payments, projects the annual fiscal impact of absorbing transaction
571 costs over a three-year horizon, documents legal or contractual obligations that would be
572 affected by acceptance of electronic payments and adequately cites or includes as
573 attachments any documentation supporting its business analysis. The council encourages
574 the executive to develop an electronic payment business analysis template for use by
575 interested agencies; and

576 2. If the budget office agrees that absorbing the transaction costs serves the best
577 interests of the county, and if the finance and business operations division confirms that
578 the proposal meets its electronic payment processing protocol, the executive may transmit
579 an appropriation request to the council. The transmittal package must include the
580 department or agency business analysis on which the original request is based. The
581 council encourages submittal of the electronic payment appropriation requests as part of
582 the annual budget.

583 SECTION 64. K.C.C. 4.100.040, as amended by this ordinance, is hereby
584 recodified as a new section in the new chapter established in section 55 of this ordinance.

585 SECTION 65. Ordinance 13923, Section 6, and K.C.C. 4.100.040 are each
586 hereby amended to read as follows:

587 Each year as part of the annual budget transmittal, the executive shall provide the
588 council with a list of those agencies offering electronic payment options. This list must
589 include, for each agency, the budgeted appropriation for absorbing electronic payment
590 transaction costs for the previous budget year, the actual electronic payment transaction
591 costs for the previous year, the budgeted funding for the costs in the present budget year
592 and the proposed funding for the upcoming budget year.

593 SECTION 66. K.C.C. 4.100.050, as amended by this ordinance, is hereby
594 recodified as a new section in the new chapter established in section 55 of this ordinance.

595 SECTION 67. Ordinance 13923, Section 7, and K.C.C. 4.100.050 are each
596 hereby amended to read as follows:

597 This chapter is not a waiver or release of any fee, fine, penalty, assessment or
598 other amount that the county may make or impose for an inadequate or insufficient
599 electronic payment to the county. The county reserves and shall exercise all rights under
600 law to pursue and recover all costs from persons making, presenting or using inadequate
601 or insufficient electronic payment methods.

602 SECTION 68. K.C.C. 4.100.100, as amended by this ordinance, is hereby
603 recodified as a new section in the new chapter established in section 55 of this ordinance.

604 SECTION 69. Ordinance 16861, Section 6, and K.C.C. 4.100.100 are each
605 hereby amended to read as follows:

606 The records and licensing services division is authorized to accept electronic
607 payments for animal care and control and pet licensing purposes, including for all fees
608 and penalties in K.C.C. 11.04.035. The records and licensing services division is
609 authorized to absorb the operational and business costs of accepting these electronic
610 payments, including bank and processing fees charged by electronic payment vendors,
611 subject to appropriation authority being provided by the county council.

612 SECTION 70. There is hereby established a new chapter in K.C.C. Title 4A. The
613 new chapter shall contain K.C.C. 4.104.010, as recodified by this ordinance.

614 SECTION 71. K.C.C. 4.104.010, as amended by this ordinance, is hereby
615 recodified as a new section in the new chapter established in section 70 of this ordinance.

616 SECTION 72. Ordinance 14792, Section 2, as amended, and K.C.C. 4.104.010

617 are each hereby amended to read as follows:

618 The following fees apply as provided in this chapter:

619 A. Service of civil process, service, summons and complaint, notice and
620 complaint, summons and petition and notice of small claim:

- | | | |
|-----|---|--------------|
| 621 | 1. Serve one defendant | \$30.00 |
| 622 | 2. Serve two or more defendants, same address | \$30.00 |
| 623 | 3. All returns | \$23.00 |
| 624 | 4. Nonresident returns | \$23.00 |
| 625 | 5. Notary fee | \$10.00 |
| 626 | 6. Mileage (per mile) | Federal |
| 627 | | standard |
| 628 | | mileage rate |

629 B. Attachment, writ - personal property:

- | | | |
|-----|--------------------------|--------------|
| 630 | 1. Levy, per hour | \$67.00 |
| 631 | 2. Serve, each defendant | \$40.00 |
| 632 | 3. Return to court | \$23.00 |
| 633 | 4. Mileage (per mile) | Federal |
| 634 | | standard |
| 635 | | mileage rate |

636 C. Attachment, writ - real property:

- | | | |
|-----|--------------------|---------|
| 637 | 1. Levy (per hour) | \$67.00 |
| 638 | 2. Notice of levy | \$5.00 |

639	Per Location	\$2.00
640	3. Filing with auditor and auditor's filing fee	\$30.00
641	4. Serve defendant (if required)	\$40.00
642	5. Return to court	\$23.00
643	6. Mileage (per mile)	Federal
644		standard
645		mileage rate
646	D. Execution - personal property:	
647	1. Levy (per hour)	\$67.00
648	2. Notice of sale and copies (first copy)	\$2.00
649	3. Additional copies (each)	<u>\$1.00</u>
650	4. Posting of each notice	\$15.00
651	5. Conducting sale (per hour)	\$67.00
652	6. Bill of sale (each)	\$67.00
653	7. Return to court	\$23.00
654	8. Serve defendant	\$40.00
655	9. Serve notice (defendant)	\$40.00
656	10. Postponement notice (each)	\$15.00
657	11. Mileage (per mile)	Federal
658		standard
659		mileage rate
660	12. Mailing	Actual costs of
661		postage

662	E. Warrants:	
663	1. Serve (each)	\$67.00
664	2. Return to court	\$23.00
665	3. Mileage (per mile)	Federal
666		standard
667		mileage rate
668	F. Subpoena:	
669	1. Serve (each)	\$40.00
670	2. Return to court	\$23.00
671	3. Mileage	Federal
672		standard
673		mileage rate
674	G. Postage for mailing, required by statute whether regular,	
675	Certified((?)) or registered:	Actual cost of
676		postage
677	H. Mileage fee, each mile actually and necessarily traveled in	
678	going to or returning from any place of service or	
679	attempted service:	Federal
680		standard
681		mileage rate
682	I. Execution - order of sale of real property:	
683	1. Levy (per hour)	\$67.00
684	2. Notice to publisher	\$2.00

685	3. Recording with auditor	\$30.00
686	4. Notice of sale (plus copies)	\$3.00
687	5. Conducting sale (per hour)	\$67.00
688	6. Certificate of sale	\$67.00
689	7. Return to court	\$23.00
690	8. Posting of notice (each)	\$15.00
691	9. Affidavit of posting	\$10.00
692	10. Postponement (each notice)	\$15.00
693	11. Mileage (per mile)	Federal
694		standard
695		mileage rate
696	12. Mailing	Actual cost of
697		postage
698	J. Writ of garnishment:	
699	1. Serve garnishee	\$40.00
700	2. Return to court	\$23.00
701	3. Serve defendant (if required)	\$40.00
702	4. Mileage (per mile)	Federal
703		standard
704		mileage rate
705	5. Mailing	Actual cost of
706		postage
707	K. Writ of replevin - affidavit, claim and delivery:	

708	1. Serve defendant with writ - affidavit and bond	\$40.00
709	2. Serve summons and complaint (one)	\$30.00
710	3. Serve summons and complaint (two or more)	\$40.00
711	4. Levy (per hour)	\$67.00
712	5. Return to court	\$23.00
713	6. Mileage (per hour)	Federal
714		standard
715		mileage rate
716	L. Writ of restitution or writ of assistance, or both:	
717	1. Service without aid of county (posting)	\$46.00
718	2. Service with aid of county (oust and eject)	\$87.00
719	3. Cost per hour after first hour	\$67.00
720	4. Return to court	\$23.00
721	5. Mileage (per mile)	Federal
722		standard
723		mileage rate
724	M. Redemption:	
725	1. Serve notice of intent	\$40.00
726	2. Certificate of redemption	\$67.00
727	3. Copies	In accordance
728		with RCW
729		36.18.040
730	N. Deed issuance	\$45.00

731	O. Habeas corpus, order to assist:	
732	1. Serve only	\$40.00
733	2. Executing of (per hour)	\$67.00
734	3. Return to court	\$23.00
735	P. Internal-only criminal history record check:	\$15.00
736	Q. Notarizing documents:	\$10.00
737	R. All other documents and supporting papers for which no	\$40.00
738	other fee is provided in this section:	
739	S. Fingerprinting:	
740	1. Noncriminal purpose up to two sets	\$15.00
741	2. Each additional set	\$5.00
742	<u>SECTION 73.</u> There is hereby established a new chapter in K.C.C. Title 4A. The	
743	new chapter shall contain K.C.C. 4.110.010, as recodified by this ordinance.	
744	<u>SECTION 74.</u> K.C.C. 4.110.010, as amended by this ordinance, is hereby	
745	recodified as a new section in the new chapter established in section 73 of this ordinance.	
746	<u>SECTION 75.</u> Ordinance 16943, Section 4, and K.C.C. 4.110.010 are each	
747	hereby amended to read as follows:	
748	A. The transit division shall assess a one-thousand-dollar fee to process each	
749	request to deactivate trolleybus wires for work related to construction projects taking	
750	place along electric trolleybus routes. The fee shall be payable in advance by the	
751	applicant. One-half of the fee shall be refundable if the applicant provides the	
752	department with a cancellation notice in sufficient time for the department to reassign	
753	trolleybuses to the affected routes and avoid the cost to deactivate the trolleywires and	

754 provide diesel substitute service. Parties may be exempt from paying the fee if prior
755 agreements with the county exist as of October 25, 2010.

756 B. In addition to the fee assessed under subsection A. of this section, the
757 applicant shall also reimburse the transit division for actual costs incurred by the transit
758 division to deactivate the trolleywires and provide diesel substitute service in excess of
759 one thousand dollars.

760 C.1. The transit division shall establish by rule a procedure for collection of the
761 fee assessed under subsection A. of this section, including provisions for advance
762 payment and refunding the fee if the department receives a cancellation notice in time to
763 avoid incurring additional actual costs to deactivate the trolleywires and provide diesel
764 substitute service.

765 2. The transit division shall establish by rule a procedure for recovering the
766 actual costs incurred by the division to deactivate the trolleywires and provide diesel
767 substitute service, as authorized under subsection B. of this section.

768 SECTION 76. There is hereby established a new chapter in K.C.C. Title 4A. The
769 new chapter shall contain K.C.C. 4.69.010, as recodified by this ordinance, K.C.C.
770 4.69.020, as recodified by this ordinance, and K.C.C. 4.69.030, as recodified by this
771 ordinance.

772 SECTION 77. K.C.C. 4.120.010, as amended by this ordinance, is hereby
773 recodified as a new section in the new chapter established in section 76 of this ordinance.

774 SECTION 78. Ordinance 16971, Section 3, and K.C.C. 4.120.010 are each
775 hereby amended to read as follows:

776 A person who receives notary services from the director of the Seattle-King
777 County department of public health in accordance with chapters 26.26 RCW and 70.08
778 RCW shall be charged a fee of eight dollars.

779 SECTION 79. There is hereby established a new chapter in K.C.C. Title 4A. The
780 new chapter shall contain K.C.C. 4.140.010, as recodified by this ordinance.

781 SECTION 80. K.C.C. 4.140.010, as amended by this ordinance, is hereby
782 recodified as a new section in the new chapter established in section 79 of this ordinance.

783 SECTION 81. Ordinance 17096, Section 3, and K.C.C. 4.140.010 are each
784 hereby amended to read as follows:

785 A. User fees are established for public use of electric vehicle charging station
786 stalls located on property owned or leased by King County.

787 B. The department of transportation shall set the user fees for the use of electric
788 vehicle charging stations stalls in accordance with this section.

789 C. The user fees shall not exceed five dollars per use. The user fees shall be
790 calculated as single, per-use fees intended to cover the county's cost of operations related
791 to public use.

792 1. The county's cost of operations includes, but is not limited to, planning,
793 outreach and administration, maintenance, charging station vendor costs, utility costs
794 related to the charging stations and facility enforcement costs.

795 2. Differing user fees may be established at particular locations and for uses
796 other than typical daytime parking, such as overnight parking, monthly reservations,
797 special event rates((τ)) and other specific circumstances.

798 D. The department of transportation shall review all user fees twice each year and
799 adjust the fees based on consideration for the costs established in subsections A., B. and
800 C. of this section.

801 E. All user fees and civil penalties authorized in this section shall be deposited
802 into the public transportation operating account of the public transportation fund and used
803 to support the electric vehicle charging station program.

804 F. The department of transportation shall post user fees, rules for using the
805 electric vehicle charging station stalls and the penalties for improper use of electric
806 vehicle charging station stall at or near the stalls either via the electronic screen on the
807 charging device or by signage affixed on or near the charging device. The department
808 also shall post the fees, rules and penalties in an appropriate location on the department of
809 transportation website.

810 G. Failure to pay the applicable user fee or remaining in an electric vehicle
811 charging station stall longer than entitled as a result of the user fee paid, is a violation of
812 this section.

813 H. The penalty for a violation under subsection G. of this section may result in a
814 civil penalty in an amount established by the department by rule, in accordance with
815 K.C.C. chapter 2.98, not to exceed two hundred dollars. Notice and appeal of the civil
816 penalty shall be as follows:

817 1. The department shall issue a notice and order and serve it as provided for in
818 this section when the department determines that a violation described in subsection H. of
819 this section has occurred. The notice and order shall contain:

- 820 a. a description of the vehicle parked in violation of this section, including
821 make, model, color and license plate number;
- 822 b. date and time the notice and order was issued;
- 823 c. a description sufficient to identify the area where the vehicle was parked
824 when the violation was discovered;
- 825 d. a statement that the vehicle is parked in violation of subsection G. of this
826 section, with a brief and concise description of the conditions that established the
827 violation;
- 828 e. a statement that the department is assessing a civil penalty, the amount of
829 the penalty and a time certain by which the penalty shall be paid from the date of the
830 order; and
- 831 f. statements advising that:
- 832 (1) the director of transportation may review and reconsider the notice and
833 order, but only if a request for review and reconsideration is made in writing as provided
834 in this section and filed with the director within ten days from the date of service of the
835 notice and order;
- 836 (2) the address to which the request for review and reconsideration must be
837 sent;
- 838 (3) the director's decision may be appealed to the hearing examiner, but only
839 if the appeal is made in writing and filed with the director within fourteen days from the
840 mailing of the director's decision, as provided in K.C.C. chapter 20.24; and

841 (4) failure to timely request director's review and reconsideration will
842 constitute a waiver of all rights to any administrative hearing and determination of the
843 matter;

844 2. The notice and order, and any amended or supplemental notice and order,
845 shall be served by affixing the notice and order to the vehicle for which is the subject of
846 the violation, in a conspicuous location on the vehicle;

847 3. Proof of service of the notice and order shall be made at the time of service
848 by a written declaration under penalty of perjury, executed by the person effecting service
849 and declaring the time, date and manner in which service was made. A copy of the notice
850 and order shall be kept on file by the department of transportation;

851 4. A person served with a notice and order under this section may request in
852 writing, within ten days of being served with a notice and order, that the director review
853 and reconsider the notice and order;

854 5. The review shall be performed without a hearing and be based solely on
855 written information provided by the person requesting review and by county personnel or
856 agents;

857 6. Upon review, the director may uphold the notice and order or waive or
858 reduce the fine or any other penalty contained in the notice and order;

859 7. The director shall mail the written decision to the person requesting review;

860 8. The decision shall notify the person requesting review of the right to appeal
861 the director's decision under this section and the procedure for filing the notice of appeal
862 of the director's decision;

863 9. The King County office of the hearing examiner shall hear appeals of the
864 director's decisions under this section;

865 10. Any person having received a director's decision under this section may
866 appeal that decision by filing a notice of appeal under K.C.C. chapter 20.24;

867 11. The procedures for initiating and conducting the appeal shall be governed by
868 K.C.C. chapter 20.24;

869 12. Enforcement of any notice and order of the department shall be stayed
870 during the pendency of a director's review or an appeal therefrom that is properly and
871 timely filed in accordance with K.C.C. chapter 20.24;

872 13. The registered owner of a vehicle is liable to pay any civil penalty imposed
873 for a violation under this section. However, the registered owner of a vehicle may avoid
874 liability if the owner proves that the vehicle was reported to the police as a stolen vehicle
875 before the notice and order was issued, and the vehicle had not been recovered;

876 14. Except as otherwise provided in subsection H.13. of this section, a civil
877 penalty imposed for failure to pay a user fee at a King County department of
878 transportation facility is a personal obligation of the registered owner of the vehicle
879 involved; and

880 15. If the penalties assessed by the department are not paid to King County
881 within thirty days from the service of the notice, the mailing of the director's decision((;))
882 or the mailing of the hearing examiner's decision, whichever occurs last, then the
883 department may send a final warning letter to the registered owner of the vehicle to the
884 address on file with the state Department of Licensing. If the civil penalties are not paid
885 within ten days after the final warning letter is sent, then the department may pursue other

886 applicable legal remedies. In pursuing payment of civil penalties that remain delinquent
887 after the final warning letter is sent, and to cover administrative expenses associated with
888 the pursuit of the penalties, the department may charge the registered owner of the
889 vehicle an additional fee not to exceed fifty percent of the total delinquent civil penalties.

890 I. In addition or as an alternative to the civil penalty authorized in subsection I. of
891 this section, the department may impound the vehicle without giving prior notice in
892 accordance with the process provided in K.C.C. chapter 46.08. When impoundment is
893 authorized by this section, a vehicle may be impounded by a towing contractor acting at
894 the request of the director or the director's designee. The director or the director's
895 designee shall provide to the towing contractor a signed authorization for the tow and the
896 impound before the towing contractor may proceed with the impound.

897 SECTION 83. There is hereby established a new chapter in K.C.C. Title 4A. The
898 new chapter shall contain K.C.C. 4.150.010, as recodified by this ordinance, K.C.C.
899 4.150.050, as recodified by this ordinance, K.C.C. 4.150.070, as recodified by this
900 ordinance, K.C.C. 4.150.090, as recodified by this ordinance, K.C.C. 4.150.110, as
901 recodified by this ordinance, K.C.C. 4.150.130, as recodified by this ordinance,
902 4.150.210, as recodified by this ordinance, 4.150.230, as recodified by this ordinance,
903 4.150.310, as recodified by this ordinance, 4.150.330, as recodified by this ordinance,
904 4.150.350, as recodified by this ordinance, 4.150.410, as recodified by this ordinance,
905 4.150.430, as recodified by this ordinance, 4.150.430, as recodified by this ordinance,
906 4.150.450, as recodified by this ordinance, 4.150.470, as recodified by this ordinance,
907 4.150.510, as recodified by this ordinance, 4.150.530, as recodified by this ordinance,

908 4.150.610, as recodified by this ordinance, 4.150.630, as recodified by this ordinance, and
909 4.150910, as recodified by this ordinance.

910 SECTION 83. K.C.C. 4.150.010, as amended by this ordinance, is hereby
911 recodified as a new section in the new chapter established in section 82 of this ordinance.

912 SECTION 84. Ordinance 13480, Section 2, as amended, and K.C.C. 4.150.010
913 are each hereby amended to read as follows:

914 A. Except as may otherwise be provided by ordinance, the following fare
915 categories and rates are established for regularly scheduled county public transportation
916 service on buses, trolleys, transit vans, dial-a-ride vehicles and streetcars:

	Off-peak	One-zone peak	Two-zone peak
Regular fare	\$2.25	\$2.50	\$3.00
Child fare	No charge	No charge	No charge
Youth fare	\$1.25	\$1.25	\$1.25
Seniors and persons with disabilities fare	\$0.75	\$0.75	\$0.75

917 The fare categories and rates are subject to, and defined by, the following:

- 918 1. The descriptions of transit zones are set forth in K.C.C. 28.94.030;
- 919 2. The time-of-day limitations for peak period trips and off-peak period trips are
920 ((set forth)) in K.C.C. 28.92.115 and 28.92.100 except as to streetcar services, which may
921 be priced at peak fares;
- 922 3. The child fare is available to persons up to six years old when accompanied
923 by a responsible person paying the proper fare as set forth in this chapter. Up to four
924 children may ride with each responsible person;

925 4. The youth fare is available to persons from six through eighteen years old and
926 persons over eighteen years old who receive student passes under K.C.C. 4.150.450, as
927 recodified by this ordinance;

928 5. The senior and persons with disabilities fare is available to persons who apply
929 for and receive a regional reduced fare permit. The permits are available to persons at
930 least sixty-five years old and persons with disabilities as provided in the regional reduced
931 fare permit program authorized under K.C.C. 28.94.255; and

932 6. A person with a disability who has been issued an “attendant ride free” permit
933 by the department may be accompanied by an attendant, who is not required to pay a fare.

934 B. A fare in subsection A. of this section is paid when a person pays the
935 appropriate amount in cash or presents an appropriate pass, transfer or other fare payment
936 media established under, and used in accordance with, this chapter.

937 C.1. Regional and institutional passes, in various single-trip value denominations
938 and for various effective periods, may be issued and sold in accordance with the terms of
939 an agreement approved by the county council and entered into with other public
940 transportation providers in the region. Institutions include employers, groups of
941 employers, educational institutions, transportation management associations and other
942 organizations. The various effective periods, single-trip values and prices for the regional
943 and institutional passes shall be established by the agreement. A valid regional or
944 institutional pass may be presented an unlimited number of times during its effective
945 period as full or partial payment of the applicable fare. To the extent the single trip value
946 of the regional pass is not sufficient to cover the applicable fare, the rider shall pay the
947 difference in cash or from an electronic stored value product, such as e purse.

948 2. For institutions entering into an annual institutional pass agreement, the
949 following schedule of calculations shall determine the cost of the annual agreement for
950 King County Metro's portion of the agreement:

First twelve months:	$TR \times \text{baseline trips}$
Second twelve months:	$(TR \times \text{baseline trips}) + [(TR \times \text{added trips}) \times 1/3]$
Third twelve months:	$(TR \times \text{baseline trips}) + [(TR \times \text{added trips}) \times 2/3]$
Fourth twelve months (and subsequent 12 month periods):	$(TR \times \text{baseline trips}) + (TR \times \text{added trips})$

951 For purposes of this formula, "added trips" means those trips taken during the
952 prior twelve months, determined either from surveys or electronic counting of actual
953 institutional pass use, (~~which~~) that exceed the number of baseline trips established at the
954 execution of the institutional pass agreement. Electronic counts of one month or more
955 will be annualized and used in lieu of survey results if available.

956 For purposes of this formula, "baseline trips" means the estimated number of
957 transit trips taken by the contracting party's covered population of students, employees or
958 others, or any combination thereof, in the twelve months preceding execution of the
959 institutional pass agreement. Baseline trips may be adjusted on an annual basis to
960 account for changes in the number of eligible employees.

961 For purposes of this formula, in the event a party terminates or does not renew an
962 institutional pass agreement, any subsequent institutional pass agreement entered into
963 with that party shall be priced as if in the "fourth twelve months and thereafter" category.

964 For purposes of this formula, "trip revenue" or "TR" means the weighted average
965 fare per trip determined by the department.

966 D. The rate of fare for paratransit service shall be \$1.25 per trip and \$45.00 for a
967 monthly pass.

968 E. The rate of fare for customized bus service to residents of Center Park, a
969 facility of the Seattle Housing Authority located at 2121 - 26th Avenue South, Seattle, is
970 equal to the paratransit fares specified in subsection D. of this section.

971 SECTION 85. K.C.C. 4.150.050, as amended by this ordinance, is hereby
972 recodified as a new section in the new chapter established in section 82 of this ordinance.

973 SECTION 86. Ordinance 12643, Section 11, and K.C.C. 4.150.050 are each
974 hereby amended to read as follows:

975 The following procedure and rate of fare shall be used for animals riding on
976 coaches. For small animals that do not occupy space other than the lap of the person
977 accompanying the animal and for assistive animals, there shall be no fare charged. For
978 all other animals, a fare equivalent to the fare paid by the individual accompanying the
979 animal shall be charged and a transfer issued upon request except that no zone fare shall
980 be charged. Animals riding on coaches shall be leashed or otherwise restrained and shall
981 not pose a problem of health, injury to property or persons((;)) or disturbance to other
982 passengers.

983 SECTION 87. K.C.C. 4.150.070, as amended by this ordinance, is hereby
984 recodified as a new section in the new chapter established in section 82 of this ordinance.

985 SECTION 88. Ordinance 12643, Section 10, and K.C.C. 4.150.070 are each
986 hereby amended to read as follows:

987 The director is authorized to establish rates of fare for customized bus service,
988 ~~((provided such))~~ but only if the rates of fare are established at a level reasonably
989 estimated to recover at least eighty percent of the marginal cost for the service hours
990 provided. ~~((Such))~~ The customized services shall be on an individual fare-paying basis
991 and be regularly scheduled according to such routes, schedules and dates as are
992 determined by the director. There shall be no zone fares charged on customized bus
993 service. Passes held by senior citizens, persons with disabilities~~((s))~~ and employees, and
994 other special passes or permits, may be honored on customized bus service insofar as
995 consistent with overall cost recovery requirements ~~((set forth above))~~ in this section.
996 Transfers may be issued on customized bus service.

997 SECTION 89. K.C.C. 4.150.090, as amended by this ordinance, is hereby
998 recodified as a new section in the new chapter established in section 82 of this ordinance.

999 SECTION 90. Ordinance 12643, Section 9, and K.C.C. 4.150.090 are each
1000 hereby amended to read as follows:

1001 The director is authorized to establish rates of fare for limited service to special or
1002 seasonal activities or events, ~~((provided such))~~ but only if the rates of fare and any
1003 contributions are established at a level reasonably estimated to recover at least twenty-
1004 five percent of the marginal cost for the service hours provided. In addition, the rates of
1005 fare for limited service shall be established at a level at least equal to the rates of fare for
1006 equivalent regularly scheduled service. If, however, the limited service is not equivalent
1007 to any regular service, then the rates of fare shall be no less than one-half of the one-zone,
1008 off-peak full fare set forth in this chapter. ~~((Such))~~ The limited services shall be on an

1009 individual fare-paying basis and be scheduled according to such routes, schedules and
1010 dates as are determined by the director.

1011 SECTION 91. K.C.C. 4.150.110, as amended by this ordinance, is hereby
1012 recodified as a new section in the new chapter established in section 82 of this ordinance.

1013 SECTION 92. Ordinance 12643, Section 14, and K.C.C. 4.150.110 are each
1014 hereby amended to read as follows:

1015 Notwithstanding any other provision in this chapter, general_authority
1016 Washington peace officers employed by a general_authority Washington law enforcement
1017 agency with officers in King County may ride regularly scheduled public transportation
1018 services without payment of fare (~~(provided such)~~), but only if the officers are in uniform
1019 or display their police badge(~~((s))~~) or badges to the transit operator.

1020 SECTION 93. K.C.C. 4.150.130, as amended by this ordinance, is hereby
1021 recodified as a new section in the new chapter established in section 82 of this ordinance.

1022 SECTION 94. Ordinance 12643, Section 8, and K.C.C. 4.150.130 are each
1023 hereby amended to read as follows:

1024 The director is authorized to establish rates of fare for vanpools, (~~(provided that)~~)
1025 but only if the rates of fare are established at a level reasonably estimated to recover the
1026 operating and capital costs of, and at least twenty-five percent of the cost of
1027 administering, the vanpool program.

1028 SECTION 95. K.C.C. 4.150.210, as amended by this ordinance, is hereby
1029 recodified as a new section in the new chapter established in section 82 of this ordinance.

1030 SECTION 96. Ordinance 12643, Section 19, as amended, and K.C.C. 4.150.210
1031 are each hereby amended to read as follows:

1032 The director is authorized to establish a program for the sale and distribution of
1033 tickets to human service agencies at twenty percent of their cash value for the purpose of
1034 meeting the transportation needs of low income and homeless populations. The total
1035 amount of the eighty percent discount provided under the program shall not exceed one
1036 million eight hundred seventy-five thousand dollars for any one year. The allocation of
1037 discount tickets under the program shall be made by the director in conjunction with local
1038 jurisdictions and the county's department or departments responsible for human services
1039 programs. The local jurisdictions and the county department or departments shall
1040 determine the number of tickets from their respective allocations (~~(which)~~) that shall be
1041 sold to the human service agencies eligible under the program. Tickets sold under the
1042 program are valid on all public transportation and paratransit service.

1043 SECTION 97. K.C.C. 4.150.230, as amended by this ordinance, is hereby
1044 recodified as a new section in the new chapter established in section 82 of this ordinance.

1045 SECTION 98. Ordinance 12643, Section 7, and K.C.C. 4.150.230 are each
1046 hereby amended to read as follows:

1047 The director is authorized to issue and sell visitor passes entitling the holders
1048 thereof to public transportation services as specified by the passes, (~~(provided such)~~) but
1049 only if the issuance is not expected to require the addition of regularly scheduled service.
1050 The director shall establish the rates of fare, the number of visitor passes and the extent of
1051 services available under (~~(said)~~) the passes based on the estimated average visitor usage
1052 and the administrative costs of issuing the passes. (~~(Said)~~) The passes may be valid for a
1053 period not to exceed seven consecutive days. The director is further authorized to issue
1054 and sell (~~(said)~~) the passes to travel, convention and special event groups for quantities

1055 over one hundred at a rate that is not less than seventy percent of the established visitor
1056 rate. Visitor pass privileges shall commence and terminate on the date(~~(s)~~) or dates for
1057 which the passes are valid.

1058 SECTION 99. K.C.C. 4.150.310, as amended by this ordinance, is hereby
1059 recodified as a new section in the new chapter established in section 82 of this ordinance.

1060 SECTION 100. Ordinance 12643, Section 4, as amended, and K.C.C. 4.150.310
1061 are each hereby amended to read as follows:

1062 The director is authorized to issue, sell, consign or accept, or any combination
1063 thereof, electronic stored value products, tickets, tokens, commodities or certificates at
1064 rates equal to the equivalent cash fare or sold and accepted in accordance with the terms
1065 of an agreement previously approved by the county council and entered into with other
1066 public transportation providers in the region. In order to implement the consignment of
1067 fare media authorized under this chapter, the executive is authorized to enter into retail
1068 consignment contracts to pay commissions to outlets (~~(which)~~) that sell the fare media.

1069 SECTION 101. K.C.C. 4.150.330, as amended by this ordinance, is hereby
1070 recodified as a new section in the new chapter established in section 82 of this ordinance.

1071 SECTION 102. Ordinance 12643, Section 5, as amended, and K.C.C. 4.150.110
1072 are each hereby amended to read as follows:

1073 The director shall establish a system of transfers to permit a person paying the
1074 proper fare to ride regularly scheduled service in any direction subject to the zone and
1075 time-of-day limitations applicable to the transfer. The holder of a transfer of a lesser
1076 value than the proper fare shall pay the cash difference. The time limit for transfers shall
1077 not exceed two and one-half hours from time of issuance, except that during adverse

1078 weather or emergency conditions seriously disrupting regular service, the director may
1079 extend the time limit for transfers.

1080 SECTION 103. K.C.C. 4.150.350, as amended by this ordinance, is hereby
1081 recodified as a new section in the new chapter established in section 82 of this ordinance.

1082 SECTION 104. Ordinance 12643, Section 17, as amended, and K.C.C. 4.150.350
1083 are each hereby amended to read as follows:

1084 The executive is authorized to execute agreements with other transit agencies to
1085 establish a system of fare payment for passengers transferring between transportation
1086 systems. The agreements shall be subject to approval by the council to the extent the
1087 approval is required by the charter, ordinance or applicable state law, or any combination
1088 thereof. The agreements shall provide that the county's share of the fares collected for
1089 trips involving transfers between transit agencies shall be the estimated revenue collected
1090 for the trips multiplied by the ratio of the revenue that would have been generated by
1091 application of the county's appropriate fares or prorated per trip pass prices due under
1092 other provisions of this chapter for the county portions of these interagency trips divided
1093 by the sum of the revenue that would have been generated by the application of each
1094 agency's appropriate fares or prorated per trip pass prices for all segments of ~~((such))~~ the
1095 interagency trips.

1096 SECTION 105. K.C.C. 4.150.410, as amended by this ordinance, is hereby
1097 recodified as a new section in the new chapter established in section 82 of this ordinance.

1098 SECTION 106. Ordinance 12643, Section 13, and K.C.C. 4.150.410 are each
1099 hereby amended to read as follows:

1100 The executive is authorized to execute agreements with local, state and federal
1101 governmental entities to provide tickets ~~((and/))~~ or passes, or both, to their employees or
1102 others traveling to their facilities at rates other than those set forth in this chapter(~~;~~
1103 ~~provided, that~~), but only if the usage by ((such)) the employees and others is not
1104 expected to require the addition of regularly scheduled public transportation services(~~;~~
1105 ~~provided further, that such~~) and the agreements are not estimated to reduce the revenue
1106 ~~((which))~~ that would otherwise be received for ((such)) the travel. ~~((Such))~~ The
1107 agreements shall be subject to approval by the council to the extent ~~((such))~~ the approval
1108 is required by the charter, ordinance ~~((and/))~~ or applicable state law, or any combination
1109 thereof.

1110 SECTION 107. K.C.C. 4.150.430, as amended by this ordinance, is hereby
1111 recodified as a new section in the new chapter established in section 82 of this ordinance.

1112 SECTION 108. Ordinance 11962, Section 15, and K.C.C. 4.150.430 are each
1113 hereby amended to read as follows:

1114 In order to increase the attractiveness of public transportation services and other
1115 alternatives to commuting in single-occupancy vehicles ~~((SOV))~~, there is hereby
1116 established a program under which the department, in return for a fee, may pay the taxi
1117 fare for ~~((non-SOV))~~ commuters who are not commuting in single-occupancy vehicles,
1118 who experience emergencies or other unanticipated events while at work or other
1119 designated locations and who are unable to return home in their usual commute mode.
1120 To the extent funds are appropriated by the council, the executive is authorized to enter
1121 into agreements with businesses, agencies, institutions and other organizations
1122 establishing the fee and other terms and conditions under which the department would

1123 pay the taxi fares of eligible persons employed by or otherwise associated with the
1124 organization. To the extent funds are appropriated by the council, the executive is further
1125 authorized to enter into agreements with providers of taxi service establishing the terms
1126 and conditions under which the department would pay the fares on behalf of eligible
1127 persons participating in the program.

1128 SECTION 109. Section 111 of this ordinance expires July 1, 2012.

1129 SECTION 110. K.C.C. 4.150.450, as amended by this ordinance, is hereby
1130 recodified as a new section in the new chapter established in section 82 of this ordinance.

1131 SECTION 111. Ordinance 12643, Section 12, as amended, and K.C.C. 4.150.450
1132 are each hereby amended to read as follows:

1133 The executive is authorized to execute agreements with public school districts to
1134 supply students with passes in connection with special school programs, but the price for
1135 passes under the agreements shall be established at a rate of thirty-six dollars for each
1136 month in which these passes are valid, and the passes shall be valued at the youth fare
1137 established in K.C.C. 4.150.010, as recodified by this ordinance, for rides on regularly
1138 scheduled county public transportation service on buses, trolleys, transit vans, dial-a-ride
1139 vehicles and streetcars.

1140 SECTION 112. Section 114 of this ordinance takes effect July 1, 2012.

1141 SECTION 113. K.C.C. 4.150.450, as amended by this ordinance, is hereby
1142 recodified as a new section in the new chapter established in section 82 of this ordinance.

1143 SECTION 114. Ordinance 12643, Section 12, as amended, and K.C.C. 4.150.450
1144 are each hereby amended to read as follows:

1145 The executive is authorized to execute agreements with public school districts to
1146 supply students with passes in connection with special school programs, but the price for
1147 passes under the agreements shall be established at a rate of thirty-six times the youth
1148 fare in K.C.C. 4.150.010, as recodified by this ordinance, for each month in which these
1149 passes are valid, and the passes shall be regional passes as defined in K.C.C. 4.150.010,
1150 as recodified by this ordinance.

1151 SECTION 115. K.C.C. 4.150.470, as amended by this ordinance, is hereby
1152 recodified as a new section in the new chapter established in section 82 of this ordinance.

1153 SECTION 116. Ordinance 11962, Section 16, and K.C.C. 4.150.470 are each
1154 hereby amended to read as follows:

1155 In order to increase the attractiveness of public transportation services and other
1156 alternatives to commuting in single-occupancy vehicles (~~SOV~~), there is hereby
1157 established a program under which the department may sell transportation vouchers to
1158 businesses, agencies, institutions and other organizations for distribution to their
1159 employees or others. (~~Said~~) The vouchers shall be sold at their full face value and shall
1160 be redeemable in accordance with terms and conditions supportive of (~~non-SOV~~)
1161 commuting that is not single-occupancy vehicle commuting, as established by the
1162 director. To the extent funds are appropriated by the council, the executive is authorized
1163 to enter into such agreements with banks, printers, employers, vendors and others as are
1164 necessary to implement the transportation voucher program.

1165 SECTION 117. K.C.C. 4.150.510, as amended by this ordinance, is hereby
1166 recodified as a new section in the new chapter established in section 82 of this ordinance.

1167 SECTION 118. Ordinance 12643, Section 22, and K.C.C. 4.150.510 are each
1168 hereby amended to read as follows:

1169 The administrative fee for the regional reduced fare permit for seniors and
1170 disabled persons shall be three dollars.

1171 SECTION 119. K.C.C. 4.150.530, as amended by this ordinance, is hereby
1172 recodified as a new section in the new chapter established in section 82 of this ordinance.

1173 SECTION 120. Ordinance 12643, Section 16, and K.C.C. 4.150.530 are each
1174 hereby amended to read as follows:

1175 For the lease of a transit vehicle of the county for charter operation by others, the
1176 minimum rental shall be the marginal cost per service hour of ~~((such))~~ the vehicle's
1177 operation as established from time to time by the director plus ten percent thereof.

1178 SECTION 121. K.C.C. 4.150.610, as amended by this ordinance, is hereby
1179 recodified as a new section in the new chapter established in section 82 of this ordinance.

1180 SECTION 122. Ordinance 12643, Section 18, and K.C.C. 4.150.610 are each
1181 hereby amended to read as follows:

1182 For the purpose of attracting new ridership, relieving congestion, developing
1183 market strategies, testing prices or experimental service, and implementing other special
1184 transit programs or promotions, the director may waive or discount the fare or pass prices
1185 otherwise established in this chapter whenever ~~((such))~~ the waiver or discount is not
1186 expected to require the addition of regularly scheduled public transportation services and,
1187 in the judgment of the director, the value of the program or promotion and the benefit to
1188 the public exceeds the expected loss of revenue. The loss in revenue of all such

1189 programs, promotions and fare discounts shall, in the aggregate, be no greater than
1190 (~~(\$350,000)~~) three hundred fifty thousand dollars annually.

1191 SECTION 123. K.C.C. 4.150.630, as amended by this ordinance, is hereby
1192 recodified as a new section in the new chapter established in section 82 of this ordinance.

1193 SECTION 124. Ordinance 17130, Section 14, and K.C.C. 4.150.630 are each
1194 hereby amended to read as follows:

1195 If an emergency exists as provided for in K.C.C. 28.94.020.B.2, the director may
1196 waive or discount fares otherwise established in chapter.

1197 SECTION 125. K.C.C. 4.150.910, as amended by this ordinance, is hereby
1198 recodified as a new section in the new chapter established in section 82 of this ordinance.

1199 SECTION 126. Ordinance 17130, Section 13, and K.C.C. 4.150.910 are each

1200 hereby amended to read as follows:

1201 The definitions in K.C.C. chapter 28.92 apply to this chapter.

1202

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Larry Gossett, Chair

ATTEST:

Anne Noris, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: None



KING COUNTY
Signature Report

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

March 5, 2012

Ordinance

Proposed No. 2012-0088.1

Sponsors McDermott

1 AN ORDINANCE relating to defining terms for Title 4A,
2 revenue and financial regulation; and adding a new chapter
3 to K.C.C. Title 4A.

4 **PREAMBLE:**

5 The existing code on revenue and fiscal regulation, K.C.C. Title 4, was
6 created for the most part in the 1970s and 1980s, though some provisions
7 date back to at least the 1940s. Since the creation of K.C.C. Title 4, the
8 title has been subject to many amendments each year. The cumulative
9 effect of these amendments has been to create ambiguities and conflicts
10 within the title, which make it difficult to apply the code effectively and
11 predictably. The council determines that a new title on revenue and fiscal
12 regulation, K.C.C. Title 4A, should be created, and material related to
13 revenue and fiscal matters be codified in that title, and all other material in
14 K.C.C. Title 4 that is not appropriate to be codified K.C.C. Title 4A
15 should be codified in the appropriate titles.

16 **BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:**

17 SECTION 1. Sections 2 through 123 of this ordinance should constitute a new
18 chapter in K.C.C. Title 4A.

19 NEW SECTION. SECTION 2. "Acquisition of right of way" or "land
20 acquisition" means funds budgeted for the purchase of property rights, excluding county
21 force charges of the facilities management division.

22 NEW SECTION. SECTION 3. "Acquisition" or "county force acquisition"
23 means the purchase of parcels of land, existing buildings, and structures, and costs
24 incurred by the county for the appraisals or negotiations in connection with such a
25 purchase.

26 NEW SECTION. SECTION 4. "Adopted" means approval by council motion or
27 ordinance.

28 NEW SECTION. SECTION 5. "Agency" means a county office, officer,
29 institution whether educational, correctional or other, department, division, board
30 commission, except as otherwise provided in this chapter.

31 NEW SECTION. SECTION 6. "Agency" means any department, office or
32 agency managed by an elected official of any branch of King County government.

33 NEW SECTION. SECTION 7. "Allocation" means a part of a lump sum
34 appropriation that is designated for expenditure by either a specific organization unit or
35 for specific purposes, or both.

36 NEW SECTION. SECTION 8. "Allotment" means a part of an appropriation
37 that may be encumbered or expended during an allotment period.

38 NEW SECTION. SECTION 9. "Allotment period" means a period of less than a
39 fiscal year in length during which an allotment is effective.

40 NEW SECTION. SECTION 10. "Allotment plan" means a fiscal management
41 plan that divides a county agency's program element budget into quarterly increments,

42 reflecting the cyclical or seasonal pattern of expenditures, for the purpose of identifying
43 over and under expenditures throughout the year.

44 NEW SECTION. SECTION 11. "Allotment plan" means a fiscal management
45 plan which divides each County agency's program element budget into quarterly
46 increments, reflecting the cyclical or seasonal pattern of expenditures, for the purpose of
47 identifying over and under expenditures throughout the year.

48 NEW SECTION. SECTION 12. "Allotment reserve account" means an account
49 established in each Council appropriated program for the purpose of reserving excess
50 quarterly allotments.

51 NEW SECTION. SECTION 13. "Appropriations" means an authorization
52 granted by the council to make expenditures and to incur obligations for specific
53 purposes.

54 NEW SECTION. SECTION 14. "Appropriation ordinance" means the ordinance
55 that establishes the legal level of appropriation for a fiscal year.

56 NEW SECTION. SECTION 15. "Art" means funds budgeted for the one percent
57 for art program under K.C.C. chapter 4.40 or as otherwise provided by ordinance for a
58 public art program.

59 NEW SECTION. SECTION 16. "Arts and cultural development fund" means
60 the special revenue fund established in K.C.C. 4.08.190 to receive and transfer to the
61 cultural development authority a variety of revenues including, but not limited to, public
62 art revenues.

63 NEW SECTION. SECTION 17. "Authorized personnel" means county staff
64 assigned to process credit card, debit card or check card transactions.

65 NEW SECTION. SECTION 18. "Automated clearing house" means an
66 association of depository institutions that process financial transactions electronically
67 through the Federal Reserve Bank.

68 NEW SECTION. SECTION 19. "Bid" or "proposal" means an offer to provide
69 tangible personal property, services, technical or professional services and public work in
70 response to a solicitation for bids or proposals issued by the county.

71 NEW SECTION. SECTION 20. "Bidder," or "proposer" means a person, firm,
72 partnership or corporation that formally submits a bid, proposal or offer to provide
73 tangible personal property, services, professional or technical services and public work to
74 the county in response to a solicitation for bids or proposals or request for qualifications
75 issued by the county.

76 NEW SECTION. SECTION 21. "Budget" means a proposed plan of
77 expenditures for a given period or purpose and the proposed means for financing these
78 expenditures.

79 NEW SECTION. SECTION 22. "Budget detail plan" means the council's
80 proposed spending plan for the operational budgets of all agencies detailed at the section
81 level and attached to the adopted appropriation ordinance or as modified by the most-
82 recent supplemental appropriation ordinance.

83 NEW SECTION. SECTION 23. "Budget document" means a formal, written,
84 comprehensive financial program presented by the executive to the council, including an
85 electronic database with revenues and expenditures for all county agencies at the lowest
86 organization levels and all summary levels provided in the general ledger system,
87 balanced to the financial plans and the appropriation ordinance, fee ordinances, motions

88 related to proposed levy rates to comply with chapter 36.40 RCW and cost-of-living
89 adjustment ordinance proposed by the executive.

90 NEW SECTION. SECTION 24. "Budget message" means a formal oral
91 presentation by the executive to the council that explains the budget in terms of goals to
92 be accomplished and how the budget relates to the Comprehensive Plan.

93 NEW SECTION. SECTION 25.

94 A. "Capital improvement plan" means a plan that establishes the capital
95 improvements required to implement an approved operational master plan. This plan
96 should extend over a minimum period of six years to define long-range capital
97 improvement requirements and the annual capital improvements budget for a user
98 agency.

99 B. The capital improvement plan shall include the following elements, where
100 applicable:

101 1. General program requirements that define the development scope for specific
102 sites or facilities;

103 2. General space and construction standards;

104 3. Prototype floor plans and prototype facility designs for standard
105 improvements;

106 4. Space requirements based on the adopted county space plan;

107 5. Initial, and life-cycle cost, of alternative facilities and locations including
108 lease and lease/purchase approaches;

109 6. Approximate location of planned capital improvements;

110 7. General scope and estimated cost of infrastructure; and

111 8. A schedule, that extends over a minimum of six years, for the implementation
112 of projects included in capital improvement plans, based on overall user agency priorities
113 and projected available revenue;

114 C. The user agency shall prepare the elements of the plan in subsection B.1. 4, 6.
115 and 8. of this section. The implementing agency shall prepare the elements of this plan in
116 subsection B.2, 3, 5. and 7. of this section.

117 D. The six-year budget schedule included in the capital improvement plan shall
118 be updated annually in conjunction with the capital budget adoption process.

119 NEW SECTION. SECTION 26. "Capital project" means a project with a scope
120 that includes one or more of the following elements, all related to a capital asset:
121 acquisition of either a site or existing structure, or both; program or site master planning;
122 design and environmental analysis; construction; major equipment acquisition;
123 reconstruction; demolition; or major alteration. "Capital project" includes a: project
124 program plan; scope; budget by task; and schedule. The project budget, conceptual
125 design, detailed design, environmental studies and construction elements of a project
126 shall be prepared or managed by the implementing agency.

127 NEW SECTION. SECTION 27. "Check card" means a card indicating that the
128 holder named on the card has an open checking account in a financial institution shown
129 on the card and that the holder named on the card is authorized to use the card in lieu of
130 paper check to pay for the purchase of goods or services from participating merchants so
131 long as the account is valid and has adequate funds to cover the cost of either goods or
132 services at the time of the transaction.

133 NEW SECTION. SECTION 28. "CIP" means capital improvement program.

134 NEW SECTION. SECTION 29. "CIP exceptions notification" means, except for
135 major maintenance reserve fund, roads, solid waste, surface water management and
136 wastewater CIP projects, a letter filed with the clerk of the council for distribution to the
137 chair of the budget and fiscal management committee, or its successor committee, which
138 describes changes to an adopted CIP project's scope or schedule, or both, or total project
139 cost and, with the exception of schedule changes, shall be sent in advance of any action.
140 For major maintenance reserve fund CIP projects, "exceptions notification" means a letter
141 filed with the clerk of the council for distribution to the chair of the budget and fiscal
142 management committee, or its successor committee, that describes changes of fifteen
143 percent or more to an adopted CIP project's scope or schedule, or both, or total project
144 costs and, with the exception of schedule changes, shall be sent in advance of any action.
145 For road CIP projects, "exceptions notification" means a letter filed with the clerk of the
146 council for distribution to the chair of the transportation committee, or its successor
147 committee, that describes changes of fifteen percent or more to an adopted CIP project's
148 scope or schedule, or both, or total project costs and, with the exception of schedule
149 changes, shall be sent in advance of any action. For wastewater, solid waste and surface
150 water management CIP projects, "exceptions notification" means a letter filed with the
151 clerk of the council for distribution to the chair of the budget and fiscal management
152 committee, or its successor committee, and to the chair of the utilities committee, or its
153 successor committee, which describes changes of fifteen percent or more to an adopted
154 CIP project's scope or schedule, or both, or total project costs and, with the exception of
155 schedule changes, shall be sent in advance of any action.

156 NEW SECTION. SECTION 30. "Client department" means the county
157 department, division or office responsible for construction or custodial management of a
158 facility or capital improvement project after construction is complete.

159 NEW SECTION. SECTION 31. "Combined disposable household income"
160 means the disposable income of the person applying for an exemption under K.C.C.
161 chapter 4.16 plus the disposable income of all persons in the household.

162 NEW SECTION. SECTION 32. "Concessionaire" means a person who has
163 entered into a concession contract with the county.

164 NEW SECTION. SECTION 33. "Construction" means funds budgeted for CIP
165 project construction including contract construction, contract inspection and testing and,
166 as appropriate, construction tasks performed by county forces.

167 NEW SECTION. SECTION 34. "Contingency" means funds budgeted for
168 unanticipated CIP project costs associated with any other project activities.

169 NEW SECTION. SECTION 35. "Contract" means a mutually binding legal
170 relationship or any modification thereof obligating a person, firm, corporation or
171 partnership to provide tangible personal property, services, professional or technical
172 services or public work to the county, and that obligates the county to pay therefor.

173 NEW SECTION. SECTION 36. "Contracted design" or "preliminary
174 engineering" means funds budgeted for activities of a contract nature associated with all
175 CIP project phases through bid advertising. Included are contracts for feasibility studies,
176 planning, studies, preliminary design, construction drawings, bid specifications and on-
177 site inspections.

178 NEW SECTION. SECTION 37. "Convenience fee" means a fee that is charged to a
179 credit card, check card or debit card holder for the convenience of making a payment
180 through an interactive voice response system or through the Internet.

181 NEW SECTION. SECTION 38. "Cost elements" means CIP budgeting activities
182 related to construction, contracted design, preliminary engineering, acquisition of right of
183 way, equipment and furnishings, contingency, artistic furnishings, county force design,
184 county force right of way, project administration or other activities as provided by the
185 council.

186 NEW SECTION. SECTION 39. "Council" means the metropolitan King County
187 council.

188 NEW SECTION. SECTION 40. "Counter" means the county facility where the
189 customer is physically present when completing the purchase of county goods or services
190 with a credit card, debit card or check card.

191 NEW SECTION. SECTION 41. "County force design" means funds budgeted
192 for CIP project design or design review by county personnel.

193 NEW SECTION. SECTION 42. "County force right of way" means funds
194 budgeted for real property costs associated with CIP land acquisition.

195 NEW SECTION. SECTION 43. "County force" means work or services
196 performed by county employees.

197 NEW SECTION. SECTION 44. "Credit card" means a card indicating that the
198 holder named on the card has obtained a revolving line of credit from the financial
199 institution issuing the card up to a certain dollar amount valid to a specified date shown

200 on the card. A credit card may be used to pay for goods and services from merchants or
201 organizations participating in the corresponding credit card program.

202 NEW SECTION. SECTION 45. "Cultural development authority" or "authority"
203 means the cultural development authority of King County established under K.C.C.
204 chapter 2.49.

205 NEW SECTION. SECTION 46. "Cultural education" means the sequential and
206 comprehensive study of the elements of the various arts and heritage forms and how to
207 use them creatively including instruction in skills, critical assessment, the history of the
208 arts and heritage forms and aesthetic judgment.

209 NEW SECTION. SECTION 47. "Cultural education program" means the
210 cultural program described in K.C.C. chapter 2.48 supported by the arts and cultural
211 development fund.

212 NEW SECTION. SECTION 48. "Cultural facilities" includes buildings and
213 structures that are used primarily for the performance, exhibition or benefit of arts and
214 heritage activities, including but not limited to performing arts, visual arts, heritage and
215 cultural endeavors.

216 NEW SECTION. SECTION 49. "Cultural facilities program" means the King
217 County cultural program described in K.C.C. chapter 2.48 supported by the arts and
218 cultural development fund.

219 NEW SECTION. SECTION 50. "Cultural programs" means the programs for
220 cultural education, cultural facilities, special projects and sustained support.

221 NEW SECTION. SECTION 51. "Cultural resources" means community and
222 regional programs and projects relating to:

- 223 A. Performing, visual, literary and other arts;
- 224 B. Public and civic art; heritage;
- 225 C. Museum and archival collections;
- 226 D. Historic preservation;
- 227 E. Cultural education; and
- 228 F. Cultural organizations, institutions and attractions.

229 NEW SECTION. SECTION 52. "Culture" means the arts and heritage
230 disciplines, which include, but are not limited to, dance, drama and theatre, music, visual
231 arts, literary arts, media arts, performing arts, traditional and folk arts, ethnic arts and
232 history, heritage and historic preservation.

233 NEW SECTION. SECTION 53. "Customer" means the person who is
234 purchasing county goods or services with a credit card, debit card or check card.

235 NEW SECTION. SECTION 54. "Debit card" means a card indicating that the holder
236 named on the card has an open account in a financial institution shown on the card and
237 that the holder named on the card is authorized to pay for purchases of goods and services
238 from participating merchants so long as the account is valid and has adequate funds to
239 cover the cost of either goods or services, or both, at the time of the transaction.

240 NEW SECTION. SECTION 55. "Deficit" means the excess of expenditures over
241 revenues during an accounting period, or an accumulation of such excesses over a period
242 of years.

243 NEW SECTION. SECTION 56. "Designee" means the person appointed by a
244 group member to participate on his or her behalf at any given meeting. A designee may

245 be a councilmember, departmental director or staff person, as determined by a group
246 member to represent them.

247 NEW SECTION. SECTION 57. "Director" means the director of the office of
248 performance, strategy and budget.

249 NEW SECTION. SECTION 58. "Disposable income" means the same as the
250 term is defined in RCW 46.16.383, as now or hereafter amended.

251 NEW SECTION. SECTION 59. "Electronic payments" means any financial
252 transaction by which funds are transferred to the county through any type of electronic
253 media. The electronic media include, but are not limited to, automated clearing houses,
254 credit cards, debit cards, smart cards and wire transfers.

255 NEW SECTION. SECTION 60. "Equipment and furnishings" means all costs
256 for the purchase of equipment and furnishings associated with CIP project construction.

257 NEW SECTION. SECTION 61. "Equipment and furnishings" means any
258 equipment or furnishings that are portable and of standard manufacture. "Equipment"
259 does not mean items that are custom designed or that create a new use for the facility,
260 whether portable or affixed.

261 NEW SECTION. SECTION 62. "Executive" means the King County executive,
262 as defined by Article 3 of the King County Charter.

263 NEW SECTION. SECTION 63. "Expenditures" means, where the accounts are
264 kept on the accrual basis or the modified accrual basis, the cost of goods delivered or
265 services rendered, whether paid or unpaid, including expenses, provisions for debt
266 retirement not reported as a liability of the fund from which retired, and capital outlays.

267 Where the accounts are kept on the cash basis, "expenditures" means actual cash
268 disbursements for these purposes.

269 NEW SECTION. SECTION 64. "Financial plan" means a summary by fund of
270 planned revenues and expenditures, reserves and undesignated fund balance.

271 NEW SECTION. SECTION 65. "First tier fund" means a fund that is listed or
272 described as a first tier fund in K.C.C. chapter 4.08.

273 NEW SECTION. SECTION 66. "Fiscal note" means a report identifying the
274 fiscal impact of a motion or ordinance that would directly or indirectly increase or
275 decrease revenues or expenditures incurred by the county.

276 NEW SECTION. SECTION 67. "Fiscal period" means a calendar year or a
277 biennium.

278 NEW SECTION. SECTION 68. "Fixed assets" means tangible objects such as
279 machinery or equipment intended to be held for ten years or more that will benefit
280 cultural institutions.

281 NEW SECTION. SECTION 69. "Fund" an independent fiscal and accounting
282 entity with a self-balancing set of accounts recording either cash or other resources, or
283 both, together with related liabilities, obligations, reserves and equities that are
284 segregated for the purpose of carrying on specific activities or attaining certain objectives
285 in accordance with special regulations, restrictions or limitations.

286 NEW SECTION. SECTION 70. "Fund balance" means the excess of the assets
287 of a fund over its liabilities and reserves except in the case of funds subject to budgetary
288 accounting where, before the end of a fiscal period, it represents the excess of the fund

289 assets and estimated revenues for the period over its liabilities, reserves and
290 appropriations for the fiscal period.

291 NEW SECTION. SECTION 71. "Fund manager" means that person holding or
292 exercising the powers of the position or office specified in K.C.C. chapter 4.08 as the
293 manager for each fund. For any fund for which a fund manager is not designated, the
294 manager of the finance and business operations division shall be the fund manager. NEW SECTION.
295 projects.

296 NEW SECTION. SECTION 73. "Group" means the real estate and major capital
297 project review joint advisory group established by K.C.C. 4.06.010.

298 NEW SECTION. SECTION 74. "Heritage" means King County's history, ethnic
299 history, indigenous and traditional culture, folklore and historic and archaeological
300 resources and those projects and programs initiated by the authority to preserve the
301 county's heritage and to support community and regional heritage organizations and
302 public agencies in those efforts.

303 NEW SECTION. SECTION 75. "Immediately after" means upon completion of
304 the credit card, debit card or check card transaction.

305 NEW SECTION. SECTION 76. "Implementing agency" means the appropriate
306 department and division responsible for the administration of CIP projects.

307 NEW SECTION. SECTION 77. "Interactive voice response system" means a system
308 that allows users to pay for services over the telephone or other audio-signal carrier using
309 a credit card.

310 NEW SECTION. SECTION 78. "Lapse" of an appropriation means an
311 automatic termination of an appropriation.

312 "Major capital project" means a capital project as defined in K.C.C. 4.04.020 that:

313 A. Has an estimated overall project cost that exceeds ten million dollars; or

314 B. Has an overall project cost that exceeds ten million dollars and is subject to

315 CIP exceptions notification as described in K.C.C. 4.04.020.O; or

316 C. Has an overall project cost that exceeds ten million dollars and exhibits major

317 unanticipated changes affecting scope, schedule or liabilities as determined by either the

318 executive or council; or

319 D. Has significant policy considerations as determined by either the executive or

320 council.

321 NEW SECTION. SECTION 79. "Major real estate project" means any real

322 estate transaction meeting the definitions of county owned real property or surplus

323 property as described in K.C.C. chapter 4.56 that:

324 A. Has an estimated value that exceeds one million dollars; or

325 B. Is valued at one million dollars or more and is subject to the processes

326 established in K.C.C. 4.56.070 for acquisition, disposition, lease, sale or transfer of

327 property; or

328 C. Has significant policy considerations as determined by either the executive or

329 council.

330 NEW SECTION. SECTION 80. "Major maintenance reserve fund CIP project"

331 means any major maintenance reserve fund CIP project that is allocated in the adopted

332 six-year major maintenance reserve fund CIP and is appropriated at the major

333 maintenance reserve fund level in accordance with K.C.C. 4.04.265 or is a high-risk

334 project under K.C.C. 4.04.245.

335 NEW SECTION. SECTION 81. "Major widening project" means any roads CIP
336 project adding at least one through lane in each direction.

337 NEW SECTION. SECTION 82. "Management audit" means a review of the
338 management practices and procedures used in an agency.

339 NEW SECTION. SECTION 83. "Manager" means the manager of the finance
340 and business operations division.

341 NEW SECTION. SECTION 84. "Merchant copy" means the portion of the physical
342 credit card, debit card or check card transaction receipt that is signed by the holder and
343 retained by the county after completion of the credit card, debit card or check card
344 transaction.

345 NEW SECTION. SECTION 85. "Metropolitan function" means a function or
346 functions authorized by RCW 35.58.050, approved by the voters, and assumed by the
347 county in accordance with RCW 36.56.010.

348 NEW SECTION. SECTION 86. "Nontax payment" means a payment made for the
349 main purpose of purchasing either goods or services, or both. The transaction may
350 require an excise tax being collected in relation to the purchase of either goods or
351 services, or both.

352 NEW SECTION. SECTION 87. "Object of expenditure" means a grouping of
353 expenditures on the basis of goods and services purchased, such as salary and wages.

354 NEW SECTION. SECTION 88. "Open space non-bond fund project" means an
355 open space project that is allocated in the adopted six-year open space CIP and is
356 appropriated at the open space non-bond fund number 3522 level in accordance with
357 K.C.C. 4.04.300.

358 NEW SECTION. SECTION 89. "Operational master plan" means a
359 comprehensive plan for an agency setting forth how the organization will operate now
360 and in the future. An operational master plan shall include the analysis of alternatives
361 and their life cycle costs to accomplish defined goals and objectives, performance
362 measures, projected workload, needed resources, implementation schedules and general
363 cost estimates. The operational master plan shall also address how the organization
364 would respond in the future to changed conditions.

365 NEW SECTION. SECTION 90. "Post-audit" means an audit made after the
366 transactions to be audited have taken place and have been recorded or have been
367 approved for recording by designated officials, where required.

368 NEW SECTION. SECTION 91. "Professional or technical services" means
369 those services provided by independent contractors:

370 A. Within the scope of architecture, accounting, engineering, landscape
371 architecture, law, financial or administrative studies, feasibility studies of a scientific or
372 technical nature, management advisory services and special project management for a
373 defined time or result or other practice that requires specialized knowledge, advanced
374 education or professional licensing or certification; and

375 B. Where the primary service provided is mental or intellectual involving the
376 consistent exercise of judgment and discretion or the provision of specialized skills.

377 NEW SECTION. SECTION 92. "Program" means the definition of resources
378 and efforts committed to satisfying a public need. The extent to which the public need is
379 satisfied is measured by the effectiveness of the process in fulfilling the needs as
380 expressed in explicit objectives.

381 NEW SECTION. SECTION 93. "Project administration" means funds budgeted
382 for all county costs associated with administering design and construction contracts on
383 CIP projects.

384 NEW SECTION. SECTION 94. "Project program plan" means a plan, primarily
385 in written narrative form, that describes the overall development concept and scope of
386 work for a building, group of buildings or other facilities at a particular site. The
387 complexity of the project program plan will vary based upon the size and difficulty of the
388 program for a particular site. When the plan includes projects that are phased over time,
389 each phase shall have an updated project program plan prepared by the user agency
390 before project implementation. The project program plan shall be prepared by the user
391 agency with assistance from the implementing agency. The program plan describes the
392 user agency program requirements for a specific building or site; provides the basis for
393 these requirements; and identifies when funds for the implementation of the capital
394 projects will be provided. The project program plan shall elaborate on the general
395 program information provided in the operational master plan and the capital improvement
396 plan. The plan shall also describe user agency programs, how these programs would fit
397 and function on the site, and the general recommendation of the user agency regarding
398 the appearance of the building or site. The plan shall indicate when a site master plan is
399 required for a project.

400 NEW SECTION. SECTION 95. "Public art fund" means the fund established in
401 K.C.C. 4.08.185.

402 NEW SECTION. SECTION 96. "Public art program" means the county program
403 administered and implemented by the cultural development authority that includes the

404 works and thinking of artists in the planning, design and construction of facilities,
405 buildings, infrastructure and public spaces to enhance the physical environment, mitigate
406 the impacts of county construction projects, and enrich the lives of county residents
407 through increased opportunities to interact with art.

408 NEW SECTION. SECTION 97. "Public need" means those public services
409 found to be required to maintain the health, safety and well-being of the general citizenry.

410 NEW SECTION. SECTION 98. "Public work" means all work, construction,
411 alteration, enlargement, repair, demolition or improvement other than ordinary
412 maintenance executed at the cost of the county or which is by law a lien or charge on any
413 property therein.

414 NEW SECTION. SECTION 99. "Quarterly management and budget report"
415 means a report prepared quarterly by the director for major operating and capital funds,
416 that:

- 417 A. Presents executive revisions to the adopted financial plan or plans;
- 418 B. Identifies significant deviations in agency workload from approved levels;
- 419 C. Identifies potential future supplemental appropriations with a brief discussion
420 of the rationale for each potential supplemental;
- 421 D. Identifies significant variances in revenue estimates;
- 422 E. Reports information for each appropriation unit on the number of filled and
423 vacant full-time equivalent and term-limited temporary positions and the number of
424 temporary employees;
- 425 F. Includes the budget allotment plan information required under K.C.C.
426 4.04.060; and

427 G. Describes progress towards transitioning potential annexation areas to cities.

428 NEW SECTION. SECTION 100. "Reappropriation" means authorization
429 granted by the council to expend the appropriation for the previous fiscal year for capital
430 programs only.

431 NEW SECTION. SECTION 101. "Regulations" means the policies, standards
432 and requirements, stated in writing, designed to carry out the purposes of this chapter, as
433 issued by the executive and having the force and effect of law.

434 NEW SECTION. SECTION 102. "Residual treasury cash" means any cash in
435 the custody or control of the finance and business operations division as to which no
436 investment directive under the first paragraph of RCW 36.29.020, as now or hereafter
437 amended, has been received by the manager of the finance and business operations
438 division. Residual treasury cash includes county cash for which the fund manager has
439 not directed a specific fund investment under K.C.C. chapter 4.10.

440 NEW SECTION. SECTION 103. "Revenue" means the addition to assets that
441 does not increase any liability, does not represent the recovery of an expenditure, does
442 not represent the cancellation of certain liabilities on a decrease in assets and does not
443 represent a contribution to fund capital in enterprise and intragovernmental service funds.

444 NEW SECTION. SECTION 104. "Roads CIP project" means roads capital
445 projects that are allocated in the adopted six-year roads CIP and are appropriated at the
446 roads CIP fund level in accordance with K.C.C. 4.04.270 or a high-risk project under
447 K.C.C. 4.04.245.

448 NEW SECTION. SECTION 105. "Rolling stock" means revenue-producing
449 vehicles, including buses, vans, cars, railcars, locomotives and trolley cars.

450 NEW SECTION. SECTION 106. "Scope change" means, except for major
451 maintenance reserve fund, roads, solid waste, surface water management and wastewater
452 CIP projects, that a CIP project's total project cost increases by ten percent or by fifty
453 thousand dollars, whichever is less. For major maintenance reserve fund, roads, solid
454 waste, surface water management or wastewater CIP projects, "scope change" means the
455 total project cost increases by fifteen percent.

456 NEW SECTION. SECTION 107. "Second tier fund" means a fund that is listed
457 or described as a second tier fund in K.C.C. chapter 4.08 and is not to be invested for its
458 own benefit under the first paragraph of RCW 36.29.020.

459 NEW SECTION. SECTION 108. "Section" means an agency's budget unit
460 comprised of a particular project, program or line of business as described in Ordinance
461 16445, Section 5, for the 2010 budget or for all subsequent budgets as described in the
462 budget detail plan for the previous fiscal period as attached to the adopted appropriation
463 ordinance or as modified by the most-recent supplemental appropriation ordinance. This
464 definition is not intended to create an organizational structure for any agency.

465 NEW SECTION. SECTION 109. "Services," except for professional or
466 technical services, means the furnishing of labor, time or effort by a contractor, not
467 involving the delivery of tangible personal property, other than reports that are merely
468 incidental to the required performance.

469 NEW SECTION. SECTION 110.

470 A. "Site master plan" means a plan prepared by the implementing agency, with
471 input from the user agency, that describes, illustrates and defines the capital
472 improvements required to provide user agency program elements.

473 B. The site master plan shall include preliminary information regarding, at a
474 minimum:

- 475 1. Site analysis, including environmental constraints;
- 476 2. Layout, illustration and description of all capital improvements;
- 477 3. Project scopes and budgets;
- 478 4. Project phasing; and
- 479 5. Operating and maintenance requirements.

480 C. The site master plan shall be approved by the user agency and the
481 implementing agency before submittal to the executive and council for approval.

482 NEW SECTION. SECTION 111. "Smart card" means a card, issued by a
483 participating merchant or organization, that has an electronic chip with a specified
484 amount stored on the card to be spent for future transactions.

485 NEW SECTION. SECTION 112. "Solid waste CIP project" means a solid waste
486 project that is allocated in the adopted six-year solid waste CIP and is appropriated at the
487 solid waste CIP fund level in accordance with K.C.C. 4.04.273 or is a high-risk project
488 under K.C.C. 4.04.245.

489 NEW SECTION. SECTION 113. "Special project program" means the King
490 County cultural program described in K.C.C. chapter 2.48 supported by the arts and
491 cultural development fund.

492 NEW SECTION. SECTION 114. "Surface water management CIP project"
493 means a surface water management project that is allocated in the adopted six-year
494 surface water management CIP and is appropriated at the surface water management CIP

495 fund level in accordance with K.C.C. 4.04.275 or is a high-risk project under K.C.C.
496 4.04.245.

497 NEW SECTION. SECTION 115. "Sustained support program for arts" means
498 the King County cultural program described in K.C.C. chapter 2.48 supported by the arts
499 and cultural development fund.

500 NEW SECTION. SECTION 116. "Sustained support program for heritage"
501 means the King County cultural program described in K.C.C. chapter 2.48 supported by
502 the arts and cultural development fund.

503 NEW SECTION. SECTION 117. "Tangible personal property" means
504 equipment, supplies, materials, goods and rolling stock.

505 NEW SECTION. SECTION 118. "Tax payment" means a payment made for the
506 purpose of fulfilling tax obligations or other special assessments that may be included on
507 the tax statement.

508 NEW SECTION. SECTION 119. "Transaction fee" means a fee charged by a
509 service provider for the execution of an electronic payment.

510 NEW SECTION. SECTION 120. "User agency" means the appropriate
511 department, division, office or section to be served by any proposed CIP project.

512 NEW SECTION. SECTION 121. "Wastewater asset management projects"
513 means the wastewater capital projects identified and intended by the wastewater
514 treatment division to extend and optimize the useful life of wastewater treatment assets,
515 including facilities, structures, pipelines and equipment.

516 NEW SECTION. SECTION 122. "Wastewater CIP project" means wastewater
517 capital projects that are allocated in the adopted six-year wastewater CIP and are

518 appropriated at the wastewater CIP fund level in accordance with K.C.C. 4.04.280 or is a
519 high-risk project under K.C.C. 4.04.245.

520 NEW SECTION. SECTION 123. "Wire transfer" means a financial transaction
521 in which the transferor of the funds authorizes an immediate transfer of funds from a
522 bank account to another specified bank account.

523

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Larry Gossett, Chair

ATTEST:

Anne Noris, Clerk of the Council

APPROVED this ____ day of _____, ____.

Dow Constantine, County Executive

Attachments: None

Title 4
REVENUE AND FINANCIAL REGULATION

Chapters: *(highlighted sections will be moved to T4A if POs 2012-0086, 0087, & 0088 are adopted)*

- 4.04 Budget and Reporting System
- 4.06 Real Estate and Major Capital Project Review Joint Advisory Group
- 4.08 Funds
- 4.10 Investment of Funds
- 4.12 Claims Against County
- 4.13 Defense of County Officers, Employees, and Authorized Agents
- 4.14 Bidding Procedures for Financial Services Contracts
- 4.16 Procurement Procedures for Public Contracts
- 4.18 Minority and Women's Business Enterprises
- 4.19 Boost Program for Small Economically Disadvantaged Businesses
- 4.20 Duties of County Officers in Issuance of Bonds
- 4.24 Executive Finance Committee and Interfund Borrowing
- 4.26 Vehicle License Fee
- 4.28 Retail Sales or Use Tax
- 4.29 Public Transportation - Funding for Operation, Maintenance and Capital Needs
- 4.30 Sales and Use Tax for Transit Capital and Operations
- 4.31 Special Excise Tax
- 4.32 Excise Tax on Real Estate Sales
- 4.33 Sales and Use Tax for Mental Health and Chemical Dependency Services and Therapeutic Courts
- 4.34 Excise Tax for Enhanced 911
- 4.35 Excise Tax on Timber Harvested from Public Lands
- 4.36 County Property - Payment of Rent
- 4.40 Financing Art in County Construction Projects
- 4.42 Use of the Hotel-Motel Tax
- 4.44 Tax Title Property Sales
- 4.48 Junior Taxing District Levy Certification
- 4.52 Delinquent Local Improvement Assessment Foreclosure
- 4.56 Real and Personal Property
- 4.57 Concession Contracts for Recreational Facilities
- 4.60 Subdivision Parcel Property Taxes
- 4.62 Property Valuation
- 4.63 Property Tax Notice
- 4.64 Property Tax Refunds
- 4.68 Nondelinquent Property Tax Certification
- 4.69 Radius Batch Search Fees
- 4.80 Service Fees for Use of Computer Facilities and Equipment
- 4.81 Law Library Support
- 4.84 Registration of Bonds
- 4.88 Fees for Copies of Certain Medical Examiner Reports
- 4.90 Sewer Rates
- 4.92 Fees for Dishonored Checks
- 4.94 Noxious Weed Control Program Assessment
- 4.96 Department of Community and Human Services Fees
- 4.98 Technology Learning Center
- 4.100 Electronic Payments
- 4.104 Sheriff's Civil Unit Fees
- 4.110 Trolleywire Deactivation Fees and Costs
- 4.120 Public Health Administrative Services
- 4.140 Electric Vehicle Recharging Stations
- 4.150 Transit Program Fares

Cross References:

Boat tax - See K.C.C. chapter 12.45.

Open space taxation current use assessment - See K.C.C. chapter 20.36.