

September 29, 2023
Striking Amendment

[M. Bailey]

Sponsor: Upthegrove

Proposed No.: 2023-0274

1 **STRIKING AMENDMENT TO PROPOSED ORDINANCE 2023-0274, VERSION**

2 **1**

3 On page 1, beginning on line 20, strike everything through page 21, line
4 440, and insert:

5 "STATEMENT OF FACTS:

6 1. As established by Section 350 of the King County Charter, the
7 executive branch shall be divided by the county council by ordinance into
8 administrative offices and executive departments.

9 2. As established in ~~King County Code Title~~K.C.C. chapter 2, Chapter 16
10 ~~metro, the Metro~~ transit department, the department of public safety, and
11 the department of community and human services are executive
12 departments.

13 3. As established in ~~King County Code Title~~K.C.C. chapter 2, Chapter
14 .35A, the department of public health is an executive department.

15 4. In accordance with K.C.C. 2.16.020, executive department divisions
16 are to be created by ordinance.

17 5. These departments are reorganizing and establishing new divisions.

18 6. Codification of these new divisions is desirable.

19 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

20 SECTION 1. Ordinance 11348, Section 1, as amended, and K.C.C. 1.05.010 are
21 hereby amended to read as follows:

22 A. The county finds that, in the interest of the public health, safety, and welfare,
23 it is necessary to safeguard the integrity of the political process. Therefore, the county
24 election process and county government should be protected from undue influence by
25 individuals and groups making large contributions to the election campaigns of
26 candidates for executive, county council, ((~~sheriff~~)) and assessor.

27 B. The county finds that, in the interest of the public health, safety and welfare, it
28 is necessary to safeguard the confidence in the political process. Therefore, the county
29 election process and county government should be protected from even the appearance of
30 undue influence by individuals or groups contributing to candidates for executive, county
31 council, ((~~sheriff~~)) and assessor. The confidence of the public in a fair and democratic
32 election process is vital. In the high cost of election campaigning, there can be the
33 problem of improper influence, real or perceived, exercised by campaign contributors
34 over elected officials. It is the policy of this county to foster broad-based citizen
35 involvement in financing election campaigns. The county further finds that public
36 confidence can also be enhanced by broadening public disclosure requirements with
37 respect to the transfer and use of surplus campaign funds.

38 C. The county therefore finds that limitations on contributions of money,
39 services, and materials by individuals or groups to county election campaigns should be
40 imposed by law to protect the public health, safety, welfare, and the integrity of the

41 political process. These limitations, however, should be reasonable, so as not to
42 discourage personal expression.

43 D. The county, therefore, finds it is in the public interest to encourage the widest
44 participation of the public in the electoral process, to reduce the dependence of candidates
45 on large contributions, and to increase public knowledge of the candidates and of election
46 issues. The county finds that campaign expenditure limitations are in the best interest of
47 the public. Recognizing that public matching funds for campaign purposes are necessary
48 for voluntary expenditure limitations to be successful and voluntary programs are the
49 only limitations constitutionally permissible, the council finds a program of public
50 matching funds should be established. The council recognizes, however, that effective
51 December 3, 1992, Washington Initiative 134 passed by the voters at the November 3,
52 1992, general election prohibits the use of public funds to finance political campaigns for
53 state or local office.

54 SECTION 2. Ordinance 11348, Section 3, as amended, and K.C.C. 1.05.030 are
55 hereby amended to read as follows:

56 These limits shall apply only to candidates in any primary, general, or special
57 election for the offices of King County executive, council, ((~~sheriff,~~)) and assessor.

58 SECTION 3. Ordinance 11348, Section 4, as amended, and K.C.C. 1.05.040 are
59 hereby amended to read as follows:

60 A. No person other than a political committee shall make contributions during the
61 election cycle totaling more than one thousand two hundred dollars in the aggregate to
62 any candidate for executive, county council, ((~~sheriff,~~)) or assessor, nor shall any political
63 committee make contributions during the election cycle totaling more than one thousand

64 two hundred dollars in the aggregate to any candidate for executive, county council,
65 ((~~sheriff,~~)) or assessor.

66 B. No candidate for executive, county council, ((~~sheriff,~~)) or assessor shall accept
67 or receive during the election cycle campaign contributions totaling more than one
68 thousand two hundred dollars in the aggregate from any person other than a political
69 committee, nor shall any such a candidate accept or receive during the election cycle
70 campaign contributions totaling more than one thousand two hundred dollars in the
71 aggregate from any political committee.

72 SECTION 4. Ordinance 8627, Section 1, as amended, and K.C.C. 1.06.010 are
73 hereby amended to read as follows:

74 A. "Charitable organization" means any entity required to register as a charitable
75 organization under RCW 19.09.065 except those specifically excluded by this section.
76 For the purposes of this section "charitable organization" shall exclude any entity
77 ((~~which~~)) that meets all of the following requirements:

78 1. The organization has formed a political committee subject to ((~~RCW~~))
79 chapter 42.17 RCW;

80 2. The political committee has met all filing requirements of ((~~RCW~~)) chapter
81 42.17 RCW; and

82 3. The charitable organization uses a clearly identified political committee as
83 the exclusive sponsor for any solicitation for funds for campaign contributions.

84 B. "Contribution" means the loan, gift, deposit, subscription, forgiveness of
85 indebtedness, donation, advance, pledge, payment, transfer of funds between political
86 committees, or transfer of anything of value for less than full consideration, excluding

87 unpaid and voluntary personal and professional services. For the purposes of this
88 chapter, contributions other than money or its equivalents shall be deemed to have a
89 money value equivalent to the fair market value of the contribution. Sums paid for
90 tickets to fund-raising events such as dinners and parties are contributions; however, the
91 amount of any such contribution may be reduced for the purpose of complying with the
92 reporting requirements of this chapter, by the actual cost of consumables furnished in
93 connection with the purchase of the tickets, and only the excess over the actual cost of the
94 consumables shall be deemed a contribution.

95 _____ C. "Entity" means an individual, organization, group, association, partnership,
96 corporation, or agency, or any combination thereof.

97 _____ D. "General public" or "public" means any individual residing in Washington
98 state without a membership or other official relationship with a charitable organization
99 ((prior to)) before solicitation by the charitable organization.

100 _____ E. "King County elected office and ballot measures" means the offices of King
101 County executive, King County council, King County assessor, ((King County sheriff,))
102 King County prosecuting attorney, King County superior court or King County district
103 court judge, and any proposition or question submitted to voters of King County.

104 _____ F. "Solicitation" shall be as defined in K.C.C. 6.76.010.H.

105 _____ SECTION 5. Ordinance 10698, Section 3, as amended, and K.C.C. 2.12.005 are
106 hereby amended to read as follows:

107 _____ The definitions in this section apply throughout this chapter unless the context
108 clearly requires otherwise.

109 _____ A.1. "Agency" means:

110 a. the executive branch;
111 b. the legislative branch;
112 c. ~~((the department of public safety;))~~
113 ~~(d.))~~ the department of assessments;
114 ~~((e.))~~ d. the office of the prosecuting attorney;
115 ~~((f.))~~ e. the department of elections;
116 ~~((g.))~~ f. the forecast council and office of economic and financial analysis;
117 ~~((h.))~~ g. the board of appeals; and
118 ~~((i.))~~ h. the personnel board.
119 2. "Agency" does not include the superior court or the district court.
120 B. "Archival records" means those designated as having continuing historical
121 value by the Washington State Archives or the King County archivist.
122 C. "County records" means any document, including any paper, correspondence,
123 completed form, bound records book, photograph, film, sound or video recording, map,
124 drawing, machine-readable material, or other document, regardless of physical form or
125 characteristics, and including copies thereof, that has been made by or received by any
126 agency of King County in connection with the transaction of public business.
127 D. "Executive branch" means the executive branch as defined in the county
128 charter, but excluding ~~((the department of public safety;))~~ the department of assessments
129 and the department of elections.
130 E. "Legislative branch" means the legislative branch as defined in the county
131 charter and as provided by ordinance, including, but not limited to, the county council
132 and the ~~((offices of the))~~ county auditor's office, ~~((citizen))~~ the office of public

133 complaints/tax advisor, the office of the hearing examiner, and the office of law
134 enforcement oversight.

135 F. "Official record" means a public record that an agency is required by law to
136 accept or maintain, including, but not limited to, recorded documents, judgments,
137 licenses, vital statistics, and property records.

138 G. "Public record" includes any writing containing information relating to the
139 conduct of government or the performance of any governmental or proprietary function
140 prepared, owned, used, or retained by any state or local agency regardless of physical
141 form or characteristics.

142 H. "Public records officer" means the person appointed by the agency in
143 accordance with K.C.C. 2.12.230.A.

144 SECTION 6. Ordinance 18777, Section 5, and K.C.C. 2.16.038 are hereby
145 amended to read as follows:

146 A. The Metro transit department is responsible and fiscally accountable for
147 developing, delivering, integrating, and maintaining ~~((, and reducing historic disparities~~
148 ~~through,))~~ the county's public transportation and passenger ferry services for, and in
149 partnership with, the people and communities of King County. The Metro transit
150 department is also responsible for reducing historic disparities in the ~~county's~~county's
151 public transportation and passenger ferry services.

152 B. The department shall perform the metropolitan public transportation function
153 as authorized in Title 35 and the King County Code, as well as perform public
154 transportation functions as set forth in Title 47 RCW and other applicable laws,
155 regulations, and ordinances. The department shall also administer the passenger ferry

156 service function as authorized in [chapter](#) 36.54 RCW and the King County Code, as well
157 as other applicable laws, regulations, and ordinances. The department's functions shall
158 also include the administration of grants and the coordination of transportation planning
159 activities with other county agencies and outside entities to integrate transportation and
160 land use planning.

161 C. The Metro transit department shall be comprised of the following divisions
162 and functions:

163 1. The bus operations division, the functions of which include delivering fixed
164 route bus services;

165 2. The capital division, the functions of which include planning and delivering
166 the Metro transit fleet, information technology, and fixed assets capital program
167 portfolios;

168 3. The employee services division, the functions of which include delivering,
169 supporting, and developing the department's workforce;

170 4. The finance and administration division, the functions of which include
171 supporting the delivery of the Metro transit system through financial, transit technology,
172 accountability, and administrative services;

173 5. The marine division, the functions of which include delivering passenger-
174 only ferry services;

175 6. The mobility division, the functions of which include planning and delivering
176 the department's mobility programs and services such as planning for fixed-route transit
177 services; planning and organizing supplemental, paratransit, vanpool, dial-a-ride transit

178 (DART), and other types of transit services; partnering with regional transportation
179 providers; and providing outreach to and support for transit customers;

180 7. The rail division, the functions of which include delivering light rail and
181 ~~((street car))~~ streetcar services;

182 8. The transit facilities division, the functions of which include managing and
183 maintaining Metro transit facilities; ~~((and))~~

184 9. The vehicle maintenance division, the functions of which include managing
185 and maintaining the department's fleets; and

186 10. The safety, security, and quality assurance division, the functions of which
187 include managing safety and security administration and emergency management
188 activities for the traveling public and Metro transit department employees, and
189 maintaining regulatory compliance activities.

190 D. The director of the Metro transit department may also be referred to as the
191 department's general manager and the public transit agency's accountable executive.

192 E. The ~~director~~manager of the safety, security, and quality assurance division
193 may also be referred to as the public transit agency's chief safety officer.

194 SECTION 27. Ordinance 1438, Section 3(c), as amended, and K.C.C. 2.16.060
195 are hereby amended to read as follows:

196 A. The department of public safety, as identified in the Section 350.20.40 of the
197 King County Charter;~~((;))~~ and managed by the ~~((King County))~~ county sheriff, may also
198 be known and cited in the King County Code and in other usage or usages as the ~~((office~~
199 ~~of the sheriff.))~~ sheriff's office. Employees managed by the ~~((King County))~~ county

200 sheriff may be referred to in the King County Code or otherwise, as King County police,
201 King County ~~officer~~officers, or deputy ~~sheriff~~sheriffs.

202 B. The department of public safety is responsible to keep and preserve the public
203 peace and safety including the discharge of all duties of the ~~((office of sheriff))~~ sheriff's
204 office under state law, except those duties relating to jails and inmates which are
205 performed by other departments of county government. The functions of the department
206 include:

207 1. Oversee a crime prevention program, investigate crimes against persons and
208 property and arrest alleged offenders;

209 2. Execute the processes and orders of the courts of justice and all other
210 mandated functions required by law;

211 3. In coordination with the office of emergency management, plan and
212 coordinate resources for the public safety and welfare in the event of a major emergency
213 or disaster;

214 4. Provide service and administrative functions ~~((which))~~ that support but do not
215 duplicate other governmental activities, and ~~((which))~~ that have the potential to be
216 fiscally self-supportive;

217 5. Investigate the origin, cause, circumstances, and extent of loss of all fires, in
218 accordance with RCW 43.44.050. Fire investigations shall be conducted under the
219 direction of the fire investigation supervisor, who shall also be considered an assistant
220 fire marshal for the purposes of chapter 43.44 RCW. The functions of the fire and arson
221 investigation unit include, but are not limited to: investigation and determination of the
222 origin and cause of fires; preparation of detailed informational, investigative, and

223 statistical reports; conducting criminal follow-up investigations, including detection,
224 apprehension, and prosecution of arson suspects; providing expert testimony in court for
225 criminal and civil cases; maintenance of records of fires; [and](#) preparation and submission
226 of annual reports to the county sheriff and other entities as required by chapters 43.44 and
227 48.50 RCW; and

228 6. Consistent with the office of law enforcement oversight carrying out its
229 authorities as identified in Section ((365)) 265 King County Charter and K.C.C. chapter
230 2.75:

231 a. provide the office of law enforcement oversight all relevant information in a
232 timely manner, including:

233 (1) access to all relevant employees, facilities, systems, documents, files,
234 records, data, interviews, hearings, boards, trainings, and meetings;

235 (2) access to crime scenes and related follow-up administrative
236 investigations, in a manner so as to protect the integrity of the scene; and

237 (3) notifications regarding the current status of all complaints consistent with
238 K.C.C. 2.75.050.C.;

239 b. provide the oversight office with a reasonable opportunity to comment on all
240 administrative investigations before notifying the subject employee of the findings;

241 c. provide the oversight office with a reasonable opportunity to comment on all
242 sheriff's office policies, rules, procedures, or general orders; and

243 d. annually, in collaboration with the office of law enforcement oversight,
244 establish or update, as needed, pilot projects and sheriff's office policies and procedures
245 related to implementation of the authorities of K.C.C. chapter 2.75, including such things

246 as timelines and processes for achieving K.C.C. 2.16.060.B.6.a., b., c., and d., and
247 records management and controls.

248 C. The county sheriff, to carry out the duties under subsection B. of this section,
249 may establish the functions for the following divisions:

- 250 1. ~~((Office of the sheriff;~~
251 ~~2.))~~ Patrol operations division;
252 ~~((3.))~~ 2. Support services division;
253 ~~((4.))~~ 3. Criminal investigations division;
254 ~~((5. ((Professional standards))~~ 4. Community programs and services division;

255 and

256 ~~((6. ((Sound Transit))~~ 5. Special operations division, which provides services to
257 the Central Puget Sound Regional Transit Authority-((;)) and the Metro transit
258 department.

259 ~~((7. Metro transit division, which provides services to))~~ the Metro transit
260 department.))

261 SECTION 38. Ordinance 11955, Section 6, as amended, and K.C.C. 2.16.130 are
262 hereby amended to read as follows:

263 A. The department of community and human services is responsible to manage
264 and be fiscally accountable for the children, youth, and young adults division, the
265 behavioral health and recovery division, the developmental disabilities and early
266 childhood supports division, the adult services division, and the housing((;
267 ~~homelessness~~)) and community development division.

268 B. The duties of the children, youth, and young adults division shall include the
269 following:

270 1. Working in partnership with communities and other funders to develop,
271 support, and provide human services that emphasize prevention, early intervention, and
272 community education, and that strengthen children, youth, ~~((and)))~~, young adults,
273 families, and communities in King County; and

274 2. Managing programs that promote healthy childhood development, enhance
275 youth resiliency, reduce justice system involvement, strengthen families and
276 communities, and ensure all children, youth, and young adults have the opportunity to
277 achieve their full potentials. The division shall also provide staff to support the King
278 County children and youth advisory board.

279 C. The duties of the behavioral health and recovery division shall, subject to
280 available resources and to its exercise of discretionary prioritization, include the
281 following:

282 1. Managing and operating a comprehensive continuum of behavioral health
283 services including prevention, mental health, substance use disorder, and co-occurring
284 disorder treatment services for children, youth, and adults who meet eligibility criteria;

285 2. Managing and operating a twenty-four-hour crisis response system, including
286 civil commitment as a last resort;

287 3. Selecting appropriate agencies for the provision of behavioral health services
288 and developing, implementing, and monitoring the provision and outcomes of contracted
289 services;

290 4. Being responsible for resource management of a comprehensive behavioral
291 health system including provision of staff support to appropriate advisory boards, and
292 serving as liaison to federal, state, and other governments and relevant organizations in
293 carrying out planning and allocation processes;

294 5. Facilitating the continuing availability of appropriate treatment services for
295 eligible individuals with a diagnosis of a mental illness, substance use, or co-occurring
296 disorder; and

297 6. Developing and maintaining a continuum of appropriate treatment services
298 for eligible individuals.

299 D. The duties of the developmental disabilities and early childhood supports
300 division shall include the following:

301 1. Managing and operating a system of services for infant mental health, early
302 childhood development screening, and a system of services for persons with
303 developmental disabilities in accordance with relevant state statutes and county policies
304 and to provide staff support to the King County board for developmental disabilities; and

305 2. Negotiating, implementing, and monitoring contracts with community
306 agencies for the provision of developmental disabilities and early childhood support
307 services.

308 E. The duties of the adult services division shall include the following:

309 1. Working in partnership with communities to develop, support, and provide
310 human services and programs that emphasize health and safety, self-sufficiency, and
311 healthy aging. The programs are to include, but not be limited to, providing employment
312 and training for adults to achieve self-sufficiency, providing supports to survivors of

313 abuse and trauma, and providing health, socialization, and wellness services to promote
314 healthy aging in place;

315 2. Providing assistance to indigent veterans and their families as authorized by
316 chapter 73.08 RCW; and

317 3. Providing staff support for the women's advisory board as specified in K.C.C.
318 2.30.040 and for the veterans, seniors, and human services levy advisory board and its
319 committees consistent with state and county requirements.

320 F. The duties of the housing(~~(,homelessness))~~) and community development
321 division shall include the following:

322 1. Managing programs that address housing(~~(,homelessness))~~) and community
323 development needs, and helping implement improvements identified in subarea and
324 neighborhood plans for low- and moderate income communities;

325 2. Administering the county's federal housing, homelessness, and community
326 development (~~(funds))~~ moneys and other housing, homelessness, and community
327 development (~~(programs))~~ moneys;

328 3. Developing housing, homelessness, and community development policies and
329 programs to implement the growth management policies throughout King County to
330 provide affordable housing to low- and moderate-income residents; and

331 4. Providing staff support for the renter's commission as specified in K.C.C.
332 chapter 2.150.

333 [SECTION 4.9. Ordinance 11319, Section 1, and K.C.C. 2.28.001 are hereby](#)
334 [amended as follows:](#)

335 All members of county boards, ~~((and))~~ commissions, and council-created
336 committees shall be appointed, hold office, or be confirmed or rejected according to ~~((the~~
337 ~~provisions of))~~ this chapter; ~~((provided,))~~ however, ~~((that))~~ this chapter shall not affect
338 boards, ~~((and))~~ commissions, and council-created committees to the extent that they are
339 expressly dealt with under state law, the county charter, or an ordinance, in a manner
340 different than that set forth ~~((herein))~~ in this chapter.

341 SECTION 10. Ordinance 15548, Section 1, as amended, and K.C.C. 2.28.0015 are
342 hereby amended as follows:

343 A. Each councilmember must provide the executive with a nomination to represent
344 the councilmember's council district. If the executive does not appoint the person
345 nominated by the councilmember, the executive shall request that the councilmember
346 nominate another person.

347 B. At-large positions designated for the council shall be appointed by the executive
348 after receiving nominations from the council. When notified of a vacancy in one of these
349 four at-large positions, the council chair shall inform the council at an open public meeting
350 of the vacancy and seek nominations from councilmembers. At a subsequent council
351 meeting, the chair shall inform the council of the names of all nominees received from
352 councilmembers and that all nominations have been forwarded to the executive. If the
353 executive does not appoint a person who has been nominated by the council, the executive
354 must request that the council nominate other candidates for appointment.

355 C. When appointing and confirming members to boards, commissions, and
356 committees, it shall be the goal to have geographical diversity and balance. The women's
357 advisory board created under K.C.C. 2.30.010, the conservation futures advisory committee

358 established under K.C.C. 2.36.070, the Harborview Medical Center board of trustees
359 established under K.C.C. 2.42.030, and the civil rights commission created under K.C.C.
360 3.10.010, should not have more than two members from a single council district. This
361 subsection does not apply to a board, commission, or committee until the board,
362 commission, or committee attains the council district and at-large membership as specified
363 in Ordinance 15548, Section 7.

364 SECTION 11. Ordinance 11319, Section 2, and K.C.C. 2.28.002 are hereby
365 amended as follows:

366 The executive shall appoint members of boards, ~~((and))~~ commissions, and
367 committees by executing a letter of appointment when a vacancy exists. The letter shall be
368 filed with the clerk of the council and the board of ethics. The executive shall transmit with
369 the letter of appointment a draft motion confirming the appointment together with such
370 supporting and background information regarding the appointee as the executive deems
371 would assist the council in considering confirmation. The letter shall specify the position
372 to which the member is being appointed and the length of the term being filled.
373 Confirmation or rejection shall be by council motion.

374 SECTION 12. Ordinance 11319, Section 4, and K.C.C. 2.28.004 are hereby
375 amended as follows:

376 A. ~~((Grounds for vacancy:))~~ A position shall be deemed vacant upon the
377 occurrence of any of the events specified in RCW 42.12.010 or the following events:

- 378 1. Withdrawal by an appointee who has not yet been confirmed;
379 2. Failure to continue to meet qualifications for appointment during the term of
380 office ~~((:))~~; or

381 3. Voluntary resignation prior to the expiration of an appointed term.
382 B. ~~((Notice of vacancy.))~~ Any board, ~~((or))~~ commission, or committee receiving
383 notice of events constituting a vacancy shall immediately give written notice of such
384 vacancy to the executive and the clerk of the council.
385 C. ~~((Effect of vacancy.))~~ Until a successor is appointed and either confirmed or is
386 authorized to exercise official power under ~~((the provisions of section))~~ K.C.C.
387 2.28.003.B., the board, ~~((or))~~ commission, or committee shall be deemed temporarily
388 reduced in number for all official purposes except as otherwise provided by law;
389 ~~((provided,))~~ however, ~~((that no))~~ a board, ~~((or))~~ commission, or committee shall not be
390 temporarily reduced ~~((hereby))~~ under this subsection to less than two members.
391 D. ~~((Appointment to fill vacancy, an unexpired term.))~~ A person appointed to fill
392 an unexpired term ~~((shall))~~ may be appointed to serve ~~((only to the completion of the~~
393 original term of office)) for the remainder of the unexpired term, as well as one additional
394 full term for that position.
395 SECTION 13. Ordinance 11319, Section 5, and K.C.C. 2.28.005 are hereby
396 amended to read as follows:
397 The council by ordinance may specify qualifications for appointment to any or all
398 boards, ~~((and))~~ commissions, and committees; ~~((provided,))~~ however ~~((that such)),~~ the
399 qualifications shall not reduce or eliminate qualifications otherwise required by law.
400 SECTION 14. Ordinance 11319, Section 6, and K.C.C. 2.28.006 are hereby
401 amended to read as follows:
402 The council by ordinance may provide for per diem compensation for members of
403 specific boards ~~((and))~~, commissions, and committees.

404 SECTION 15. Ordinance 138, Section 1, and K.C.C. 2.28.010 are hereby
405 amended to read as follows:

406 Whenever the county council creates or recreates boards, commissions, and
407 committees, original terms of members will be as follows except where otherwise stated in
408 ((this)) the King County ((e))Code:

409 A. Boards, commissions, or committees of three to nine members: one-third to
410 one-year terms, one-third to two-year terms, one-third to full terms as defined by ((this))
411 the King County ((e))Code;

412 B. Boards, commissions, or committees with terms of two years or less: one-half
413 for half of a full term, one-half for a full term;

414 C. Boards, commissions, or committees of more than nine members: one-fourth for
415 one year, one-fourth for two years, one-fourth for three years or the full term if the full term
416 is three years, and one-fourth for full terms.

417 SECTION 16. Ordinance 11319, Section 7, and K.C.C. 2.28.020 are hereby
418 amended to read as follows:

419 The executive shall prepare and transmit to the council an annual status report ((to
420 the council)) regarding boards ((and)), commissions, and council-created committees, for
421 which the members are appointed by the executive and confirmed by the council. ((Such))
422 Each report shall contain, at a minimum, an inventory of such boards ((and)), commissions,
423 and committees; a description of activities; a list of members; a list showing the terms of
424 office, including the terms to expire during the following year; and the department or
425 agency providing staff support, including a contact address and phone number.

426 SECTION 17. Ordinance 15314, Section 1, and K.C.C. 2.28.030 are hereby
427 amended to read as follows:

428 A. The chair of the King County council may annually convene a gathering and
429 reception between King County's elected officials and members of county boards, ~~((and))~~
430 commissions, and council-created committees, for which the members are appointed by the
431 executive and confirmed by the council. The intent of convening the gathering and
432 reception shall be to:

433 1. Increase communication between King County elected officials and county
434 board ~~((and))~~, commission, and committee members;

435 2. Provide for informal discussion between King County elected officials, county
436 board ~~((and))~~, commission, and committee members and staff; and

437 3. Foster a spirit of cooperation in serving the public.

438 B. Costs of meals or refreshments for King County elected officials, county board
439 ~~((and))~~, commission, and committee members and staff attending the meeting and
440 reception are hereby authorized, subject to availability of funds in the council's budget and
441 to the dollar limits specified in K.C.C. 3.24.080.

442 SECTION 18. Ordinance 16997, Section 1, and K.C.C. 2.28.050 are hereby
443 amended to read as follows:

444 The public records officer of each agency staffing a county board, commission, or
445 committee shall provide training, in consultation with the office of the prosecuting attorney,
446 either in person or by video ~~((for existing members of county boards, commissions, and~~
447 committees by May 1, 2011, and thereafter)), to all new members of county boards,
448 commissions, and committees at the commencement of service regarding their public

449 records legal responsibilities and obligations under chapters 40.14 and 42.56 RCW. All
450 members of boards, commissions, and committees shall certify in writing, on a form
451 provided by the executive and approved by the office of the prosecuting attorney, their
452 acknowledgment of their completion of training and their commitment to comply with
453 ~~((these laws))~~ chapters 40.14 and 42.56 RCW. To facilitate the greatest degree of
454 compliance with ~~((these laws))~~ chapters 40.14 and 42.56 RCW, the executive shall provide
455 all members of county boards, commissions, and committees with county-managed email
456 accounts for use by members in the performance of their duties on behalf of the county.

457 SECTION 19. Ordinance 1872, Section 3, as amended, and K.C.C. 2.32.120 are
458 hereby amended to read as follows:

459 A. There is established a board of corrections, hereinafter~~((;))~~ referred to as "the
460 board," consisting of fourteen members. The members shall consist of the ~~((following:~~
461 ~~the chairman~~)) chair of the King County magistrate's association, the presiding judge of
462 the Seattle Municipal Court, the presiding judge of the King County ~~((S))~~superior
463 ~~((C))~~court, the ~~((chairman))~~ chair of the juvenile court management committee, the
464 ~~((director of King County department of public safety))~~ county sheriff, the King County
465 public defender, the King County prosecuting attorney, the mayor of the city of Seattle,
466 the president of the King County Suburban Mayors' Association, the chief of the Seattle
467 Police Department, the dean of the University of Washington School of Law, the dean of
468 the University of Washington School of Social Work, and the director of the King
469 County ~~((health))~~ department of public health. In addition, the King County executive
470 shall appoint one member who has been incarcerated in a King County detention facility

471 within three years (~~(prior to)~~) before the appointment. The director of the department of
472 adult and juvenile detention shall serve as a nonvoting ex officio member.

473 B. The board shall serve as an advisory body to the manager of the department of
474 adult and juvenile detention to review and make recommendations at least annually for
475 the department of adult detention on its policies, operations, and matters of budget.

476 C. The advisory board shall meet at least once during each calendar quarter of
477 each year.

478 SECTION 20. Ordinance 12529, Section 2, as amended, and K.C.C. 2.35A.010
479 are hereby amended to read as follows:

480 A.~~((+))~~ The department of public health, which is also known as public health -
481 Seattle & King County, is responsible to manage and be fiscally accountable for
482 providing a functionally integrated set of services and programs that are fully responsive
483 to urban, suburban city_s, and unincorporated communities. The department shall
484 ~~((include: -))~~ provide regional services; ~~((+))~~ and include: a health sciences division; an
485 emergency medical services division; an environmental health division; a prevention
486 division; a community health services division; a jail health services division; and an
487 administrative services division. ~~((The department shall also provide administrative~~
488 support to the children and family commission.))

489 ~~((2-))~~ B. As of January 1, 1981, the city of Seattle and the county established a
490 combined city-county health department under chapters 70.05 and 70.08 RCW and
491 certain city ordinances and county ordinances. The director of the department shall be
492 jointly appointed by the mayor of the city and the county executive, subject to
493 confirmation by the city and county councils, and may be removed by the county

494 executive, after consultation with the mayor, upon filing a statement of the reasons
495 therefor with the city and county councils as authorized by RCW 70.08.040. The director
496 shall be responsible for the management of the department.

497 ~~((3-))~~ C. The department shall achieve and sustain healthy people and healthy
498 communities throughout King County by providing public health services that promote
499 health, prevent disease, and reduce health inequities, including, but not limited to:
500 providing needed or mandated prevention or intervention services to address individual
501 and community health concerns; assessing and monitoring the health status of
502 communities; preventing disease, injury, disability, and premature death; promoting
503 healthy living conditions and healthy behaviors; and controlling and reducing the
504 exposure of individuals and communities to environmental or personal hazards. The
505 department shall assess the health of King County residents and communities facilitate
506 planning to develop responses to issue ~~((which))~~ that affected the public's health and
507 evaluate the effectiveness of programs and initiatives ~~((which))~~ that address ~~((these))~~
508 those issues.

509 SECTION 521. Ordinance 17733, Section 4, and K.C.C. 2.35A.020 are hereby
510 amended to read as follows:

511 The duties of the department's regional services shall include the following:

512 A.1. Convening and leading programs to improve health access and ~~((quality))~~
513 well-being;

514 2. Forming partnerships with ~~((organizations and))~~ community partners, health
515 care providers, human services providers, and others to increase the number of healthy

516 years lived by people in the county and to eliminate health inequities through policy and
517 systems change, access to affordable, appropriate, and quality health care services; and

518 3. Increasing efficiency and effectiveness of public health services;

519 B. Planning and developing local and regional capacity for responding to public
520 health emergencies and providing for the direction and mobilization of health and
521 medical resources, information, and personnel during emergencies and disasters in the
522 county;

523 C. ~~((Providing the functions of assessment, epidemiology and program
524 evaluation; and~~

525 ~~D.))~~ Developing and disseminating information, tools, and strategies that support
526 the public health functions described in this chapter; and

527 D. Developing and advancing policies that advance the public health functions
528 described in this chapter.

529 NEW SECTION. SECTION 622. There is hereby added to K.C.C. chapter
530 2.35A a new section to read as follows:

531 The duties of the health sciences division shall include the following:

532 A. Working with community partners to address the root cause of health
533 disparities and improve population health outcomes;

534 B. Providing the functions of assessment, epidemiology, and program evaluation;
535 and

536 C. Advancing health equity in the community through strategies at the individual
537 and environmental levels that promote protective factors and reduce risk for chronic
538 disease, injury, and violence.

539 SECTION 723. Ordinance 17733, Section 7, and K.C.C. 2.35A.050 are hereby
540 amended to read as follows:

541 The duties of the prevention division shall include the following:

542 A. Reducing the public's exposure to communicable diseases through
543 surveillance and outbreak investigation and disease prevention and control measures;

544 B. ~~((Lowering the occurrence of chronic diseases, injury and violence in the~~
545 ~~community through strategies that reduce the frequency of risk factors for these~~
546 ~~conditions;~~

547 ~~C. Promoting and providing public education and research in the development of~~
548 ~~prevention models;~~

549 ~~D.))~~ Performing specific public health services including vital statistics and
550 laboratory functions; and

551 ~~((E.))~~ C. Performing medical examiner and statutory coroner duties as described
552 in K.C.C. 2.35A.090.

553 SECTION 824. The following are hereby repealed:

554 A. Ordinance 8577, Section 1, as amended, and K.C.C. 2.35A.110;

555 B. Ordinance 8577, Section 2, as amended, and K.C.C. 2.35A.120;

556 C. Ordinance 10217, Section 3, as amended, and K.C.C. 2.35A.130;

557 D. Ordinance 8577, Section 3, as amended, and K.C.C. 2.35A.140; and

558 E. Ordinance 12075, Section 13, as amended, and K.C.C. 2.35A.150.

559 SECTION 925. Ordinance 12075, Section 20, as amended, and K.C.C. 2.92.030
560 are hereby amended as follows:

561 The director of the department of human resources or designee shall at a
562 minimum:

563 A. Investigate or supervise the investigation of all accidents involving either
564 county employees ~~((and/))~~ or property, or both, resulting from department operations;

565 B. Establish and supervise procedures designed to discover and control hazardous
566 conditions and unsafe work practices;

567 C. Inspect all properties and work areas and require reasonable correction to
568 safety deficiencies;

569 D. Select and approve purchase of all safety equipment and establish safety
570 specifications prior to purchase of other equipment of machines;

571 E. Establish safety requirements in addition to minimum state and local rules and
572 regulations where deemed necessary;

573 F. Review all employee suggestions relating to safety to ensure compatibility
574 with federal, state, and local codes, rules, and regulations;

575 G. Review the safety criteria on all proposed construction projects to be
576 accomplished by private contractors;

577 H. Coordinate or provide training to employees in first aid, driving, and other
578 safety related specialty fields;

579 I. Demand immediate cessation of work around any operation or piece of
580 equipment in which the director believes a hazard exists creating imminent danger to the
581 employees involved;

582 J. Act as liaison between the county, the state Department of Labor and
583 Industries, and the Washington Traffic Safety Commission and coordinate activities

584 toward compliance under the Washington State Industrial Safety and Health Act and the
585 Highway Safety Act of 1966;

586 K. Coordinate the requirements of the Washington State Traffic Safety
587 Commission within the county((-)); and

588 L. Coordinate the county preemployment physical examination program.

589 SECTION ~~40.26~~. Ordinance 13623, Section 1, as amended, and K.C.C.

590 2A.310.050 are hereby amended to read as follows:

591 A. The King County emergency management advisory committee is hereby
592 established. The committee shall act in an advisory capacity to the executive, council, and
593 the office of emergency management on emergency management matters and facilitate the
594 coordination of regional emergency planning in King County.

595 B. The committee shall be composed of members who represent the following
596 emergency management interests, with each interest having one member except for the
597 Sound Cities Association, which may have three members:

598 1. The Central Region Emergency Medical Services and Trauma Care Council;

599 2. Each city with a population of over one hundred thousand;

600 3. Electric and gas utilities;

601 4. The financial community;

602 5. The King County Fire Chiefs Association;

603 6. The King County Fire Commissioners Association;

604 7. The King County Police Chiefs & Sheriffs Association;

605 8. Local emergency planning committees;

606 9. The Port of Seattle;

- 607 10. Private business and industry;
- 608 11. The Puget Sound Educational Service District;
- 609 12. The American Red Cross serving King County;
- 610 13. Water and sewer districts;
- 611 14. The Sound Cities Association;
- 612 15. The Washington Association of Building Officials;
- 613 16. The King County executive or designee;
- 614 17. The King County department of natural resources and parks;
- 615 18. The King County department of local services;
- 616 19. The King County Metro transit department;
- 617 20. The King County department of executive services;
- 618 21. The ~~((Seattle King County department of))~~ public health - Seattle & King
- 619 County;
- 620 22. The Muckleshoot Tribe;
- 621 23. The Snoqualmie Tribe;
- 622 24. The ~~((King County))~~ sheriff's office;
- 623 25. The Northwest Healthcare Response Network; and
- 624 26. A faith-based organization prepared to provide emergency relief services to
- 625 the public.
- 626 C. The scope and charge of the committee is to:
- 627 1. Advise King County on emergency management issues and facilitate
- 628 coordination of regional emergency planning in King County;

629 2. Assist King County in the development of programs and policies concerning
630 emergency management; and

631 3. Review and comment on proposed emergency management rules, policies, or
632 ordinances before the adoption of the rules, policies, or ordinances.

633 D.1. The executive shall appoint regular members and one alternate member for
634 each regular member of the committee, subject to confirmation by the council.

635 2. Individuals serving as regular members of the committee shall be the chair of
636 the association or designee if an association or agency is named as a member. Individuals
637 serving as alternate members of the committee shall be designated by the association if an
638 association or agency is named as a member. This includes the Sound Cities Association,
639 which shall designate the individuals to serve as its regular members and alternates.

640 3. Individuals serving the committee from industry groups or a faith-based
641 organization shall be recruited with the assistance of those entities.

642 4. A regular or alternate member of the committee shall serve a term of three
643 years or until the regular or alternate member's successor is appointed and confirmed as
644 provided in this section. The terms of office shall be staggered consistent with K.C.C.
645 chapter 2.28.

646 5. Memberships are not limited as to numbers of terms, but regular and alternate
647 members shall participate in a reappointment process every three years. Reappointment is
648 subject to confirmation by the county council.

649 6. A vacancy shall be filled for the remainder of the term of the vacant position in
650 the manner described in the initial appointment.

651 E.1. The committee shall elect a regular committee member as chair by a majority
652 vote of committee members. The term of the chair is one year.

653 2. The committee shall adopt appropriate bylaws, including quorum
654 requirements.

655 F. The office of emergency management shall provide ongoing administrative
656 support to the committee.

657 G. Members of the committee shall serve without compensation.

658 SECTION 27. Ordinance 18757, Section 2, and K.C.C. 3.12D.010 are hereby
659 amended to read as follows:

660 A. It is the policy of King County to promote a respectful, nondiscriminatory
661 work environment, free of behavior that is illegal or contributes to interpersonal conflicts,
662 poor performance, or poor morale. Therefore, King County prohibits discrimination and
663 harassment, including sexual harassment, and inappropriate conduct, toward any
664 employee on the basis of the employee's race, color, gender, age, creed, disability, marital
665 status, national origin, religion, pregnancy, gender identity or expression, domestic
666 violence victimization, sexual orientation, honorably discharged veteran or military
667 status, use of a service or assistive animal by a person with a disability, or any other
668 status protected by federal, state or local law. Additionally, King County prohibits
669 retaliation of any kind against anyone who in good faith reports incidents of harassment,
670 discrimination, or inappropriate conduct.

671 B. The executive, assessor, director of elections, ((~~sheriff,~~)) council, and
672 prosecuting attorney, shall revise their current policies or develop new policies,
673 procedures, and training to prevent and respond to discrimination and harassment,

674 including sexual harassment, and inappropriate conduct. The policies, procedures, and
675 training shall be developed in consultation with subject matter experts and employees and
676 are intended to promote respectful, nondiscriminatory work environments throughout the
677 King County government. The policies, procedures, and training should reflect the
678 recommendations included in the Report of the Co-Chairs of the EEOC Select Task
679 Force on the Study of Harassment in the Workplace. The policies and procedures shall
680 include:

- 681 1. Definitions of discrimination and harassment, including sexual harassment,
682 and inappropriate conduct;
- 683 2. A clear and easy-to-understand nondiscrimination, antiharassment, and
684 inappropriate conduct policy that includes:
 - 685 a. a description of prohibited conduct, including examples;
 - 686 b. a statement that the reporting system will provide a prompt, thorough, and
687 impartial investigation;
 - 688 c. a statement that the identity of an individual who submits a report, a witness
689 who provides information regarding a report, and the subject of the complaint, will be
690 kept confidential to the extent possible;
 - 691 d. an assurance that King County will take prompt and proportionate corrective
692 action if it determines that harassment or discrimination has occurred;
 - 693 e. an assurance that an individual who submits a report or a witness who
694 provides information regarding a report will be protected from retaliation; and

695 f. a statement that any employee who retaliates against any individual who
696 submits a report or provides information regarding a report will be disciplined
697 appropriately;

698 3. A description of a reporting system for employees that encourages those who
699 experience workplace discrimination and harassment, including sexual harassment, and
700 inappropriate conduct as well as those who observe such behavior to report it. The
701 reporting system shall provide multiple options for reporting such behavior, including
702 county, state, and federal reporting options, as well as an informal mechanism, such as
703 the county's employee assistance program, that allows employees to make inquiries and
704 to resolve issues informally when appropriate;

705 4. Guidelines for how to handle a complaint. The guidelines should cover: how
706 to handle a complaint promptly, effectively, and in way that respects the vulnerability and
707 privacy of the individual reporting the incident((s)); the application and limitations of
708 confidentiality; the legal duties required as an employer; and how to determine the
709 appropriate scope of the investigation process; and

710 5. A plan to require managers and supervisors to promote an inclusive and
711 respectful workplace culture that is free of discrimination and harassment, including
712 sexual harassment, and inappropriate conduct. The executive, assessor, director of
713 elections, ((sheriff,)) council, and prosecuting attorney, shall assist each manager and
714 supervisor within their ((department)) agencies with compliance with this subsection B.5.
715 and evaluate ((their)) each manager and supervisor's progress and performance either
716 independently or as part of ((the agency's)) their agencies' performance evaluation
717 process.

718 C.1. The executive, assessor, director of elections, ((~~sheriff,~~) council, and
719 prosecuting attorney shall develop options, including cost information, to deliver training
720 and communications on the county's policies and procedures and on recognizing and
721 preventing discrimination and harassment, including sexual harassment, and
722 inappropriate conduct, and educating employees on the resources and procedures
723 available if such behavior is experienced or observed. Each option may be phased in
724 over time and shall:

725 a. address how the policies and procedures will be regularly communicated to
726 all employees, as well as to all new employees. Resources for employees to understand
727 the policy and procedures shall be easily locatable on-line;

728 b. include training to foster an equitable, respectful, and inclusive workplace;
729 and

730 c. include training for those handling complaints.

731 2. At least one of the training options must be a plan for a regular, interactive
732 training program that includes all of the following:

733 a. in-person or interactive on-line training;

734 b. a plan to address the specific needs of the county's workplaces, considering
735 risk factors of harassment and discrimination, including those identified in the Report of
736 the Co-Chairs of the EEOC Select Task Force on the Study of Harassment in the
737 Workplace, such as those with a disproportionate number of males among its employees
738 and youth employed in a workplace;

739 c. supervisor and manager training that specifically addresses power dynamics
740 and building a healthy workplace culture; and

741 d. a plan to partner with unions representing county employees in order for
742 unions to become aware of county policies and procedures and be encouraged to foster an
743 environment that is free from discrimination and harassment, including sexual
744 harassment, and inappropriate conduct.

745 D. The policies, procedures, and training developed by the executive, assessor,
746 director of elections, ((~~sheriff,~~)) council, and prosecuting attorney shall specifically
747 address the power dynamics involving staff and elected officials and how to respond to
748 and prevent discrimination, harassment, sexual harassment, and inappropriate conduct by
749 their elected officials.

750 SECTION 28. Ordinance 18757, Section 4, as amended, and K.C.C. 3.12D.020
751 are hereby amended to read as follows:

752 The executive, assessor, director of elections, ((~~sheriff,~~)) council, and prosecuting
753 attorney shall report biennially on the number of workplace discrimination and
754 harassment complaints, including sexual harassment, and inappropriate conduct
755 complaints and, when possible, informal inquiries, received by each department each
756 year. The report shall indicate the basis or bases of the complaint, which may be race,
757 color, gender, age, creed, disability, marital status, national origin, religion, pregnancy,
758 gender identity or expression, domestic violence victimization, sexual orientation,
759 honorably discharged veteran or military status, use of service or assistive animal by a
760 person with a disability, or any other status protected by federal, state, or local law. The
761 office of equity and racial and social justice shall report on the number of unfair
762 employment practice complaints filed, the basis or bases of the complaint, the number of
763 investigations of unfair employment practices in the reporting year, and the number of

764 findings that reasonable cause exists to believe that an unfair employment practice
765 occurred. The first report shall be transmitted to the council by December 31, 2019. All
766 reports under this section shall be electronically filed with the clerk of the council who
767 shall retain an electronic copy and provide an electronic copy to all councilmembers, the
768 council chief of staff, and the council chief policy officer.

769 SECTION 29. Ordinance 16339, Section 17, as amended, and K.C.C. 3.12F.010
770 are hereby amended to read as follows:

771 The definitions in this section apply throughout this chapter unless the context
772 clearly requires otherwise.

773 A. "Budgetary furlough" has the same meaning as found in K.C.C. 3.12.010.

774 B. "Emergency budget crisis" or "financial emergency" means a circumstance in
775 which projected county revenues are determined to be insufficient to fully fund county
776 agency operations and significant cost savings must be achieved through reductions in
777 services and pay.

778 C. "Furlough day" has the same meaning as found in K.C.C. 3.12.010.

779 D. "Furloughed employee" has the same meaning as found in K.C.C. 3.12.010.

780 E. "Furlough administrator" means: the county executive for the executive
781 departments; the chair of the council for the legislative branch; the prosecutor for the
782 office of the prosecuting attorney; the presiding judges of the district and superior courts;
783 ~~((the sheriff for the sheriff's office;))~~ the assessor for the department of assessments; the
784 director of elections for the department of elections; the chair of the forecast council for
785 the office of economic and financial analysis; or the official or officials designated by
786 that branch or unit of county government.

787 F. "Salaried employee" means an employee whose position is normally exempt
788 from wage and hours regulations.

789 SECTION 30. Ordinance 197, Section 1, as amended, and K.C.C. 3.16.010 are
790 hereby amended to read as follows:

791 ~~((A.))~~ In accordance with Sections 890 and 898 of the King County Charter, the
792 King County executive is designated bargaining agent for King County~~((, except as~~
793 ~~provided in subsection B. of this section)).~~

794 ~~((B.1. The sheriff is the designated bargaining agent of the county on all~~
795 ~~department of public safety matters except for compensation and benefits for employees~~
796 ~~of the department of public safety. The county executive is the designated bargaining~~
797 ~~agent on compensation and benefits for employees of the department of public safety.~~

798 ~~2. The sheriff and the executive shall consult and collaborate with each other in~~
799 ~~advance of collective bargaining negotiations with representatives of the employees of~~
800 ~~the department of public safety. The sheriff and the executive shall identify respective~~
801 ~~areas of bargaining authority, the positions to be taken on issues expected to arise during~~
802 ~~collective bargaining and other matters that have the potential to affect collective~~
803 ~~bargaining. The sheriff and the executive shall make a good faith effort, including~~
804 ~~meeting if necessary, to resolve any disagreements between them concerning such~~
805 ~~matters.~~

806 ~~3. If the sheriff and the executive are unable to resolve any such disagreements,~~
807 ~~the sheriff and the executive shall promptly submit to each councilmember a confidential,~~
808 ~~detailed, joint written report describing the disagreement.~~

809 4. Neither the executive nor the sheriff may propose or agree to the inclusion of
810 language in any collective bargaining agreement, memorandum of agreement or
811 memorandum of understanding concerning employees of the department of public safety
812 without conferring with each other, except regarding compensation and benefits.))

813 SECTION 31. Ordinance 15393, Section 3, as amended, and K.C.C. 3.16.100 are
814 hereby amended to read as follows:

815 A. ((By the power conferred upon the county legislative authority in RCW
816 41.14.070, the council authorizes the following number of positions as unclassified and
817 exempt from the state civil service system for county sheriff's employees:

- 818 1. Office of the sheriff: five positions;
- 819 2. Patrol operations division: six positions;
- 820 3. Support services division: two positions;
- 821 4. Criminal investigation division: one position;
- 822 5. Professional standards division: two positions;
- 823 6. Sound Transit division: one position; and
- 824 7. Metro Transit division: one position.)) The county sheriff may designate as

825 unclassified the number of positions as allowed by and in accordance with RCW
826 41.14.070(1) through (3).

827 B. ((RCW 41.14.070 grants the sheriff the ability to designate ten unclassified
828 positions that are exempt from the state civil service system for sheriff's employees. By the
829 power conferred upon the county legislative authority in RCW 41.14.070(4), the sheriff's
830 office is authorized two additional unclassified positions for a total of twenty unclassified
831 positions.)) By the power conferred upon the county legislative authority in RCW

832 41.14.070(4), the council authorizes the county sheriff to designate as unclassified up to the
833 maximum number of positions of administrative responsibility allowed.

834 C. Positions in the sheriff's office designated as unclassified under subsections A.
835 and B. of this section shall be exempt from the state civil service system under Chapter
836 RCW 41.14.

837 SECTION 32. Ordinance 9206, Section 1, as amended, and K.C.C. 3.24.010 are
838 hereby amended to read as follows:

839 All words in this chapter shall have their ordinary and usual meanings except
840 those defined in this section which shall have the meaning set forth below:

841 A. "Day travel" means travel outside of the county that exceeds six hours but
842 does not include an overnight stay. Travel outside of the county for six hours or less or
843 travel within the county is not considered day travel.

844 B. "Emergency" means the occurrence of unforeseen or exigent circumstances
845 which may result in harm to the public good.

846 C. "Employee" means any person who is employed in a career service position,
847 an exempt position, or a temporary position as defined in K.C.C. chapter 3.12, except
848 persons serving the county without compensation and members of boards and
849 commissions. "Employee" includes all county elected officials.

850 D. "Essential employee" means an employee designated by their department
851 leadership who provides for and maintains the functions of county essential services.

852 E. "Essential services" means those services stated or implied that are required to
853 be.

854 1. Performed by statute or executive order for the exercise of civil authority, to
855 maintain the safety, health and well-being of the county population, and to sustain the
856 county's industrial and economic base; or

857 2. Other functions as deemed essential by the heads of county agencies.

858 F. "Federal lodging limit" means the maximum amount a federal employee may
859 be reimbursed per day for lodging expenses, excluding applicable taxes, in the respective
860 host city for travel within the continental United States as published in the Code of
861 Federal Regulations, 41 CFR Sec. 301, App. A, and as hereafter amended.

862 G. "First responder" means an employee who protects lives, property, and
863 evidence and who provides for the restoration of order.

864 H. "Government rates" means the discounted rates offered to government
865 employees, in the course of conducting official business, by lodging establishments,
866 rental car agencies, and other providers of services to government employees.

867 I. "Moving expenses" means expenses incurred for transportation of family and
868 common household possessions, including meals and incidentals per diem, automobiles,
869 and lodging expenses.

870 J. "Official county business" means business that relates directly to a person's
871 work function and benefits the county.

872 K. "Overnight travel" means travel outside of the county that exceeds twelve
873 hours and includes an overnight stay.

874 L. "Presiding elected official" means the county executive for the executive
875 branch departments, agencies, and offices except assessments(~~(?)~~) and elections(~~and~~
876 public safety)); the county assessor for the department of assessments; the director of

877 elections for the department of elections, the prosecuting attorney for the office of the
878 prosecuting attorney; ((the county sheriff for the department of public safety;)) the chair
879 of the county council for the legislative branch; and the presiding judges of the superior
880 and district courts, or the official or officials designated by that branch or unit of county
881 government.

882 M. "Unanticipated event" means an event necessitating a response due to a
883 regulator requirement or public safety and health situation that does not rise to the level
884 of a proclaimed emergency.

885 SECTION 33. Ordinance 12014, Section 56, as amended, and K.C.C. 3.24.170
886 are hereby amended to read as follows:

887 A. Within the executive branch, including the department of judicial
888 administration, the director of the department of human resources may authorize in
889 writing at the written request of the appointing authority reimbursement of reasonable
890 and necessary moving expenses for the following categories of county employees:

891 1. Persons whose appointments require council confirmation and who have been
892 so confirmed;

893 2. Persons appointed by the county administrative officer to exempt positions;

894 3. Persons appointed by the directors of executive departments to exempt
895 positions; and

896 4. Persons hired for positions requiring specialized knowledge, skill, or abilities
897 that the director of the department of human resources has confirmed in writing are not
898 found in the local labor market. However, this subsection A.4. may be used no more than
899 four times each calendar year.

900 B. Within the legislative branch, the department of assessments, ((the department
901 of public safety,)) the department of elections, the office of the prosecuting attorney,
902 district court, and superior court, the presiding elected official may authorize, in writing,
903 the reasonable and necessary moving expenses of employees appointed within their
904 agencies.

905 C. The forecast council may authorize, in writing, reimbursement of the
906 reasonable and necessary moving expenses of the chief economist.

907 D. Moving expenses may not be reimbursed unless the following conditions are
908 met:

909 1. The reimbursement is permitted under subsection A., B., or C. of this section;

910 2. The reimbursement is necessary to obtain the services of the individual whose
911 moving expenses are being reimbursed;

912 3. The reimbursement is limited to reasonable and necessary moving expenses,
913 which may include the cost of travel directly to the place of new residence following
914 appointment;

915 4. The reimbursement to a particular employee does not exceed a total of fifteen
916 thousand dollars;

917 5. The reimbursement will not create a need for a supplemental appropriation to
918 the department, agency, or office in which the individual is employed;

919 6. Before the appointment the appointing authority and the appointee agreed to
920 the reimbursement in writing;

921 7. The written reimbursement agreement provides that if the appointee leaves
922 county employment, either voluntarily or involuntarily, less than two years after the

923 appointment, the appointee shall repay to the county, within thirty days after leaving
924 county employment, the entire amount of the reimbursement; and

925 8. Reimbursement of specific expenses complies with the other limitations
926 contained in this chapter.

927 E. Moving expenses may not be reimbursed for confidential secretaries or other
928 exempt clerical positions.

929 F. To the extent that reimbursement of moving expenses is permitted under this
930 section, the appointing authority may pay the third party provider of moving services
931 directly, rather than by reimbursing the employee, subject to any applicable requirements
932 concerning the county's purchase of goods and services from third parties.

933 SECTION 34. Ordinance 8891, Section 3, as amended, and K.C.C. 10.04.020 are
934 hereby amended as follows:

935 The definitions in this section apply throughout this title unless the context clearly
936 requires otherwise:

937 A. "Adjunct transfer station" means a privately owned and operated transfer
938 facility authorized by the county to receive, consolidate, and deposit municipal solid
939 waste into larger transfer vehicles for transport to and disposal at county-authorized solid
940 waste facilities.

941 B. "Asbestos-containing waste material" means any waste that contains or is
942 contaminated with asbestos-containing material. "Asbestos-containing waste material"
943 includes asbestos waste from control equipment, materials used to enclose the work area
944 during an asbestos project, asbestos-containing material collected for disposal, asbestos-
945 contaminated waste, waste, containers, bags, protective clothing, or HEPA filters.

946 Asbestos-containing waste material does not include samples of asbestos-containing
947 material taken for testing or enforcement purposes.

948 C. "Ashes" means the residue including any air pollution control equipment flue
949 dusts from combustion or incineration of material including solid wastes.

950 D. "Billing entity" means either a city or a solid waste collection entity that bills
951 its customers directly for the deposit of its customers' municipal solid waste at a county-
952 operated solid waste facility.

953 E. "Biomedical waste" means and is limited to the following types of waste
954 defined as "biomedical waste" in RCW 70.95K.010, as now or as hereafter amended:
955 animal waste, biosafety level 4 disease waste, cultures and stocks, human blood and
956 blood products, pathological waste, sharps waste, and any other waste determined to be
957 infectious by the generator's infection control staff or committee.

958 F. "C&D" means construction and demolition.

959 G. "C&D receiving facility" means any properly licensed or permitted facility
960 that is designated by the county through an executed agreement as a facility to which
961 C&D waste is required to be delivered under this title. A C&D receiving facility may be
962 either a material recovery facility, a transfer facility, a combination of a material recovery
963 facility and a transfer facility, intermodal facility, or landfill.

964 H. "C&D recycling facility" means any properly licensed or permitted facility at
965 which recyclable C&D materials are accepted for reuse or remanufacture into a usable
966 product.

967 I. "Certificated hauler" means any person engaged in the business of solid waste
968 handling having a certificate of convenience and necessity granted by the Washington
969 Utilities and Transportation Commission for that purpose.

970 J. "Charitable organization" means any organization that meets the following
971 criteria: must be defined by the Internal Revenue Service as a 501(c)3 charitable
972 organization; must be engaged as a primary form of business in the processing of
973 abandoned goods for resale or reuse; and must have an account with the solid waste
974 division.

975 K. "Clean mud and dirt" means mud and dirt that meet the definition of "natural
976 background" in this title, as currently enacted and as hereafter amended.

977 L. "Clean wood" means stumps and branches over four inches in diameter and
978 construction lumber free of paint, preservatives, metals, concrete, and other nonwood
979 additives or attachments.

980 M. "Clean wood collection area" means an area used by county residents,
981 businesses, and institutions to deposit source-separated clean wood.

982 N. "Closure" means those actions taken by the owner or operator of a solid waste
983 facility to cease disposal operations or other solid waste handling activities, and to ensure
984 that all such facilities are closed in conformance with applicable rules at the time of the
985 closure and to prepare the site for the post-closure period.

986 O. "Commercial hauler" means any person, including, but not limited to,
987 certificated haulers, contract haulers, and others collecting or transporting solid waste for
988 hire or consideration.

989 P. "Compacted waste" means any solid waste whose volume is less than in the
990 loose condition as a result of compression.

991 Q. "Composted material" means organic solid waste that has undergone
992 biological degradation and transformation under controlled conditions designed to
993 promote aerobic decomposition at a solid waste facility in compliance with ((the
994 requirements of)) this title((;)). Natural decay of organic solid waste under uncontrolled
995 conditions does not result in "composted material."

996 R. "Composting" means the biological degradation and transformation of organic
997 solid waste under controlled conditions designed to promote aerobic decomposition.
998 Natural decay of organic solid waste under uncontrolled conditions is not composting.

999 S. "Comprehensive solid waste management plan" means the King County plan
1000 prepared in accordance with chapter 70.95 RCW, as enacted or hereafter amended.

1001 T.1. "Construction and demolition waste" or "C&D waste" means any
1002 nonputrescible recyclable materials or nonrecyclable waste that results from construction,
1003 remodeling, repair, or demolition of buildings, roads, or other structures and requires
1004 removal from the site of construction or demolition. Except where otherwise expressly
1005 provided, "C&D waste" means C&D waste generated in the county jurisdiction.

1006 2. "C&D waste" does not include land clearing materials such as soil, rock,
1007 vegetation, or contaminated soil, friable asbestos-containing waste material as defined
1008 under Regulation III, Article 4 of the Puget Sound Clean Air Agency, unacceptable
1009 waste, garbage, sewerage, animal carcasses, or any other solid waste that does not meet
1010 the definition of C&D waste.

1011 U. "Container" means a portable device used for the collection, storage, or
1012 transportation, or any combination thereof, of solid waste including, but not limited to,
1013 reusable containers, disposable containers, and detachable containers.

1014 V. "Contaminated soil" means any soil that does not meet the definition of
1015 "natural background" in the soil cleanup standards of the chapter 173-340 WAC, as
1016 currently enacted and as hereafter amended.

1017 W. "Contract hauler" means any person engaged in the business of solid waste
1018 handling having a contract with a city or town for that purpose.

1019 X. "County jurisdiction" means the geographic area for which King County
1020 government has comprehensive planning authority for solid waste management either by
1021 law, such as unincorporated areas, or by interlocal agreement, or both.

1022 Y. "County solid waste" means all solid waste generated, collected, or disposed
1023 within the county jurisdiction.

1024 Z. "Curbside collection" means the pick-up of recyclable materials and solid
1025 waste from a household. This pick-up may be at a curb, end of driveway, or alleyway
1026 from either a single family or multifamily dwelling.

1027 AA. "Dangerous wastes" means any solid waste designated as dangerous waste
1028 by the Washington state Department of Ecology under chapter 173-303 WAC,
1029 ~~((D))~~dangerous waste regulations.

1030 BB. "Department" means any executive department and administrative office as
1031 defined by King County ordinance or other applicable law and includes, but is not limited
1032 to, all county agencies not associated with a department, such as the prosecuting attorney,
1033 the assessor, ~~((the sheriff))~~ and the council.

1034 CC. "Director" means the director of the department of natural resources and
1035 parks or designee.

1036 DD. "Disposal" means the discharge, deposit, injection, dumping, leaking, or
1037 placing of any solid waste into or on any land or water.

1038 EE. "Disposal facility" means a facility or facilities where any final treatment,
1039 utilization, processing, or disposal of solid waste occurs.

1040 FF. "Disposal system" means the system of solid waste facilities, rules, and
1041 procedures established in accordance with this title.

1042 GG. "Diversion rate" means a measure of the amount of waste materials being
1043 diverted for recycling compared with the total amount that would otherwise be thrown
1044 away.

1045 HH. "Division" means the solid waste division of the King County department of
1046 natural resources and parks.

1047 II. "Division director" means the manager of the solid waste division of the
1048 department of natural resources and parks of King County, or designee.

1049 JJ. "Drop box facility" means a facility used for the placement of a detachable
1050 solid waste container, such as a drop box, including the area adjacent for necessary
1051 entrance and exit roads, unloading, and turnaround areas. A drop box facility normally
1052 serves self-haulers with loose loads and receives waste from off-site. A drop box facility
1053 may also include containers for separated recyclable materials.

1054 KK. "Eligible C&D demolition project" means a project on one or more
1055 contiguous lots under common ownership or documented legal control and the

1056 aggregated square footage space of the buildings and structures to be demolished exceeds
1057 six thousand square feet.

1058 LL. "Environmentally preferable products" means products that have fewer or
1059 reduced negative impacts on human health or the environment compared to competing
1060 products that serve the same purpose. This comparison may consider raw materials
1061 acquisition, production, manufacturing, packaging, distribution, operation, maintenance,
1062 reuse, and disposal of the product.

1063 MM. "Facility" means all contiguous land and structures, other appurtenances,
1064 and improvements on the land used for the management of solid waste.

1065 NN. "Federal guidance" means guidelines provided by the United States
1066 Environmental Protection Agency, the Offices of the Federal Environmental Executive,
1067 federal executive orders, or other guidelines offered by federal agencies.

1068 OO. "Fixed-annual charge" means the total dollar amount the division shall
1069 collect from billing entities each year to recover a portion of the costs of the division's
1070 nondisposal activities, including, but not limited to, regulatory compliance, regional
1071 planning, and zero waste of resources.

1072 PP. "Fixed-rate vehicle" means an enclosed automobile having two or four doors
1073 such as a hatchback or sedan (all without trailers). The definition of Fixed-rate vehicles
1074 does not include minivans, vans, station wagons, sport utility vehicles, trucks, or pick-up
1075 trucks.

1076 QQ. "Franchise area" means a certificated hauler's territorial collection area,
1077 which is delineated in the certificate of convenience and necessity issued by the
1078 Washington Utilities and Transportation Commission.

1079 RR. "Garbage" means all putrescible wastes, except the following:
1080 1. Organics that have been source separated for the purpose of recycling,
1081 2. Sewage; and
1082 3. Sewage sludge.

1083 SS. "Hazardous waste" includes, but is not limited to, explosives, medical wastes,
1084 radioactive wastes, pesticides, and chemicals that are potentially harmful to the public
1085 health or the environment. Unless otherwise defined by the health department,
1086 "hazardous waste" has the same meaning as defined by the Washington state Department
1087 of Ecology in the Washington Administrative Code.

1088 TT. "Hazardous waste management plan" means a plan for managing moderate
1089 risk wastes, under RCW 70.105.220.

1090 UU. "Health department" means ((the Seattle King County department of))
1091 public health - Seattle & King County.

1092 VV. "Health officer" means the health department director or designee.

1093 WW. "Host city" means a city that has a county transfer facility within its
1094 incorporated boundaries.

1095 XX. "Household hazardous waste" means any waste that exhibits any of the
1096 properties of dangerous wastes that is exempt from regulation under chapter 70.105
1097 RCW, Hazardous waste management, solely because the waste is generated by
1098 households. Household hazardous waste can also include other solid waste identified in
1099 the local hazardous waste management plan.

1100 YY. "Illegal dumping" means disposing of solid waste in any manner other than
1101 in a receptacle specifically provided for that purpose, in any public place, public road,

1102 public park, or private property or in the waters of King County, except as authorized by
1103 King County or at the official solid waste disposal facility provided by the county.

1104 ZZ. "Industrial solid wastes" means solid waste generated from manufacturing
1105 operations, food processing, or other industrial processes.

1106 AAA. "Interlocal forum" means representatives of the metropolitan King County
1107 council and representatives of incorporated cities and towns within King County
1108 designated by the Suburban Cities Associated and by interlocal agreement to discuss
1109 solid waste issues and facilitate regional cooperation in solid waste management. The
1110 regional policy committee of the council is designated by interlocal agreements between
1111 suburban cities and the county as the solid waste interlocal forum.

1112 BBB. "Intermediate solid waste handling facility" means any intermediate use or
1113 processing site engaged in solid waste handling that is not the final site of disposal. This
1114 includes material recovery facilities, transfer stations, drop box, facilities, and baling and
1115 compaction sites.

1116 CCC. "Intermodal facility" means any facility operated for the purpose of
1117 transporting closed containers of waste from one mode of transportation to another and
1118 the containers are not opened for further treatment, processing, or consolidation of the
1119 waste.

1120 DDD. "King County solid waste advisory committee" means the committee
1121 formed in accordance with K.C.C. chapter 10.28 and chapter 70.95 RCW to advise the
1122 county on solid waste management planning, assist in the development of programs and
1123 policies concerning solid waste management, and review and comment on the

1124 comprehensive solid waste management plan and other proposed solid waste
1125 management rules, policies, or ordinances before adoption.

1126 EEE. "Landfill" means a disposal facility or part of a facility at which solid waste
1127 is permanently placed in or on land including facilities that use solid waste as a
1128 component of fill.

1129 FFF. "Landfill gas" means gas produced by the microbial decomposition of
1130 municipal solid waste in a landfill.

1131 GGG. "Level of service" means the level and degree of service provided at
1132 facilities, including hours of operation, classes of customers served, and recyclable
1133 materials collection available.

1134 HHH. "Liquid waste" means any solid waste that is deemed to contain free
1135 liquids as determined by the Paint Filter Liquids Test, Method 9095, in "Test Methods for
1136 Evaluating Solid Waste, Physical/Chemical Methods," EPA Publication SW-846.31.

1137 III. "Littering" means to accumulate, or to place, throw, deposit, put into or in
1138 any land or water or otherwise dispose of solid waste including rubbish, ashes, garbage,
1139 dead animals, industrial solid waste, and all other waste material of every kind and
1140 description in any manner except as authorized by this chapter.

1141 JJJ. "Material recovery facility" or "MRF" means any facility that processes for
1142 transport mixed C&D waste or source separated solid waste for the purpose of recycling.

1143 KKK. "Mattress" means any material or combination of materials that is enclosed
1144 by ticking, used along or in combination with other products, and that is intended for or
1145 promoted for sleeping upon, including futons and crib or child mattresses. "Mattress"
1146 also refers to the foundation, which means a ticking-covered structure used to support a

1147 mattress or sleep surface. The structure may include constructed wood or other frames,
1148 steel springs or other materials, used alone or in combination. "Mattress" does not
1149 include any unattached mattress pad or unattached mattress topper or products containing
1150 liquid-and gaseous-filled ticking, including a waterbed or air mattress that does not
1151 contain upholstery material between the ticking and the mattress core. For per-unit fee
1152 purposes, a foundation will be charged as a separate unit.

1153 LLL. "Mixed C&D waste" means waste containing both recyclable C&D
1154 materials and nonrecyclable C&D waste that has not been separated.

1155 MMM. "Mixed waste processing" means sorting of solid waste after collection
1156 from the point of generation to remove recyclable materials from the solid waste to be
1157 disposed.

1158 NNN. "Moderate risk waste" means solid waste that is limited to conditionally
1159 exempt small quantity generator (CESQG) waste and household hazardous waste (HHW)
1160 as defined in chapter 173-350 WAC.

1161 OOO. "Municipal solid waste" or "MSW" means a subset of solid waste that
1162 includes unsegregated garbage, rubbish, and similar solid waste material discarded from
1163 residential, commercial, institutional, and industrial sources and community activities,
1164 including residue after recyclable materials have been separated. Solid waste that has
1165 been segregated by source and characteristic may qualify for management as a non-MSW
1166 solid waste, at a facility designed and operated to address the waste's characteristics and
1167 potential environmental impacts. MSW does not include:

1168 1. Dangerous wastes other than wastes excluded from ((the requirements of))
1169 chapter 173-303 WAC in WAC 173-303-071, such as household hazardous wastes;

1170 2. Any solid waste, including contaminated soil and debris, resulting from
1171 response action taken under section 104 or 106 of the Comprehensive Environmental
1172 Response, Compensation and Liability Act of 1980 (42 U.S.C. 9601), chapter 70.105D
1173 RCW, chapter 173-340 WAC or a remedial action taken under those rules;

1174 3. Mixed or segregated recyclable material that has been source-separated from
1175 garbage, rubbish, and similar solid waste. The residual from source separated recyclable
1176 materials is MSW; or

1177 4. C&D waste.

1178 PPP. "Natural background" means the concentration of a hazardous substance
1179 consistently present in the environment that has not been influenced by localized human
1180 activities.

1181 QQQ. "Noncommercial user" means any person who uses King County solid
1182 waste facilities but is not engaged in the business of solid waste handling.

1183 RRR. "Nonrecyclable C&D waste" means any C&D waste that is not recyclable
1184 C&D materials. C&D waste used as alternative daily cover for landfills or as a waste
1185 stabilizer is considered nonrecyclable C&D waste.

1186 SSS. "Oil" means engine lubricating, gear, hydraulic, fuel, and other types of oil.

1187 TTT. "Operating hours" means those times during which solid waste facilities are
1188 normally open and available for the delivery of solid waste.

1189 UUU. "Organics" means yard waste, food waste, and soiled paper products
1190 determined by the division director to be acceptable for composting.

1191 VVV. "Person" means any individual, association, business, firm, corporation,
1192 limited liability corporation, copartnership, marital community, political subdivision,

1193 municipality, government agency, industry, public or private corporation, or any other
1194 entity whatever.

1195 WWW. "Per-ton-rate vehicle" means any vehicle that is not a fixed-rate vehicle.
1196 "Per-ton-rate vehicles" include, but are not limited to, minivans, vans, station wagons,
1197 sport utility vehicles, vehicles with trailers, trucks, pick-up trucks, motorhomes, buses,
1198 and commercial vehicles.

1199 XXX. "Post-closure" means the requirements placed upon disposal facilities after
1200 closure to ensure their environmental safety for at least a thirty-year period or until the
1201 site becomes stabilized, which means there is little or no settlement, gas production, or
1202 leachate generation.

1203 YYY. "Postconsumer material" means material has been previously used by
1204 consumers that is diverted from the solid waste stream.

1205 ZZZ. "Practicable" means satisfactory in performance and available at a fair and
1206 reasonable price.

1207 AAAA. "Primary recyclable materials" means recyclable materials that are
1208 commonly collected and are included under the minimum service levels for recycling
1209 collection programs. These include paper, cardboard, glass, tin, and aluminum beverage
1210 containers, high density polyethylene (HDPE) and polyethylene terephthalate (PET)
1211 bottles, and yard waste either less than four inches in diameter($\frac{1}{4}$) or four feet long, or
1212 both.

1213 BBBB. "Product stewardship" means taking measures to minimize the impacts of
1214 a product on the environment during its life cycle. The principle of product stewardship

1215 applies to designers, suppliers, manufacturers, distributors, retailers, consumers,
1216 recyclers, and disposers.

1217 CCCC. "Putrescible waste" means solid waste that contains material capable of
1218 being readily decomposed by microorganisms and ((which)) that is likely to produce
1219 offensive odors.

1220 DDDD. "Reclamation site" means a location used for the processing or the
1221 storage of recycled waste.

1222 EEEE. "Recovered material" means waste material that has been recovered from
1223 the solid waste stream, but does not include material generated from and commonly
1224 reused on site in an original manufacturing process.

1225 FFFF. "Recyclable C&D materials" means C&D materials that can be kept out of
1226 or recovered from C&D waste and reused or transformed into a usable product.
1227 Recyclable C&D materials may consist of a single type of recyclable material or a
1228 mixture of two or more types of recyclable materials. Material used to produce hog fuel
1229 is recyclable C&D material.

1230 GGGG. "Recyclable materials" means those solid wastes that are separated for
1231 reuse, recycling, or composting, including, but not limited to, papers, cardboard, metals,
1232 glass, plastic bottles and containers, plastic bags, mattresses, yard waste, food waste,
1233 wood waste, chemicals, oil, textiles, white goods, and other materials that are identified
1234 as recyclable material under the King County comprehensive solid waste management
1235 plan.

1236 HHHH. "Recycled paper" means paper meeting recycled content standards in
1237 federal guidance.

1238 III. "Recycled product" means a product manufactured with the maximum
1239 practicable amount of recovered material, especially postconsumer material.

1240 JJJJ. "Recycling" means transforming or remanufacturing waste materials into
1241 usable or marketable materials for use other than landfill disposal or incineration.
1242 "Recycling" does not include collection, compacting, repackaging, or sorting, or any
1243 combination thereof, for the purpose of transport. "Recycling" does not include
1244 combustion of solid waste or preparation of a fuel from solid waste.

1245 KKKK. "Region" means the area encompassing those cities with solid waste
1246 signed interlocal agreements and unincorporated areas of King County that are included
1247 in the comprehensive solid waste management plan. "Region" includes all of King
1248 County except the cities of Seattle and Milton.

1249 LLLL. "Regional direct" means any solid waste, except C&D waste, generated
1250 and collected in King County and transported to Cedar Hills regional landfill by
1251 conventional long haul transfer vehicles from privately owned solid waste transfer
1252 stations or intermediate handling facilities permitted by the health department as provided
1253 for in King County board of health regulations.

1254 MMMM. "Regulated refrigerant" means a class I or class II substance as listed in
1255 Title VI of the Federal Clean Air Act Amendments of 1990.

1256 NNNN. "Residual C&D waste" means the nonrecyclable waste remaining after
1257 recycling processes have removed recyclable C&D materials.

1258 OOOO. "Reuse" means the return of a commodity into the economic stream for
1259 use.

1260 PPPP. "Rubbish" means all nonputrescible wastes, except C&D waste or
1261 materials that have been source separated for the purpose of recycling.

1262 QQQQ. "Rural transfer facilities" means the Vashon and Enumclaw transfer
1263 stations, the Cedar Falls and Skykomish drop box facilities, and other facilities the
1264 division director designates as rural transfer facilities.

1265 RRRR. "Salvaging" or "scavenging" means the removal of materials from a solid
1266 waste facility without the authorization of the division director and the health officer.

1267 SSSS. "Secondary recyclable materials" means those recyclable materials that
1268 have not been designated as being included in the county's minimum service levels for
1269 recyclable materials collection. "Secondary recyclable" are those with generally limited
1270 markets, a lack of collection systems, or a limited number of generators of the material.

1271 TTTT. "Secured load" means a load of solid waste that has been securely
1272 fastened, covered, or both in a manner that will prevent the covering or any part of the
1273 load from becoming loose, detached, or leaving the vehicle while the vehicle is moving
1274 except sand may be dropped for the purpose of securing traction.

1275 UUUU. "Self-hauler" means county residents, business, and institutions who
1276 choose to bring their municipal solid waste and recyclable materials to the transfer
1277 facilities themselves.

1278 VVVV. "Service Area" means each separate, geographical area of a city serviced
1279 by the city's own employees, a contract hauler, or a certificated hauler. For the
1280 unincorporated area, "service area" means each separate, geographical area specified in a
1281 certificate issued by the Washington Utilities and Transportation Commission to a
1282 certificated hauler. A contract or certificated hauler may provide service to more than

1283 one service area. Each such service area remains distinct even if serviced by the same
1284 contract or certificated hauler.

1285 WWWW. "Shall" and "will" in a policy mean that it is mandatory to carry out the
1286 policy. "Should" in a policy provides noncompulsory guidance and establishes some
1287 discretion in making decisions. "May" in a policy means that it is in the interest of the
1288 county or other named entity to carry out the policy but there is a total discretion in
1289 making decisions.

1290 XXXX. "Solid waste" or "wastes" means all putrescible and nonputrescible solid
1291 and semisolid wastes, except wastes identified in WAC 173-350-020, including, but not
1292 limited to, garbage, rubbish, ashes, industrial wastes, commercial waste, sewage sludge,
1293 demolition and construction wastes, abandoned vehicles or parts thereof, contaminated
1294 soils and contaminated dredged material, discarded commodities, and recyclable
1295 materials.

1296 YYYY. "Solid waste collection entity" means every person owning, controlling,
1297 operating, or managing vehicles used in the business of transporting solid waste for
1298 collection or disposal, or both, for compensation within the county jurisdiction, including
1299 all certificated haulers, any city using its own employees, or any person operating under a
1300 contract with or franchise from a city or town performing solid waste collection services
1301 within the jurisdiction city or town's. For the purposes of K.C.C. 10.12.021, "solid waste
1302 collection" entity is limited to certificated haulers, contract haulers, and any city using its
1303 own employees.

1304 ZZZZ. "Solid waste facility" means a disposal facility or intermediate solid waste
1305 handling facility. "Solid waste facility" includes, but is not limited to, transfer stations,

1306 intermodal facilities, landfills, incinerators, composting plants, and facilities for the
1307 recycling or recovery of resources from solid waste or the conversion of the energy from
1308 solid waste to more useful forms or combinations thereof. "Solid waste facility" includes
1309 all contiguous land, including buffers and setbacks, and structures, other appurtenances,
1310 and improvements on the land used for solid waste handling.

1311 AAAAA. "Solid waste interlocal agreement" means an agreement between a city
1312 and the county for use of the King County solid waste system for disposal of solid waste
1313 generated or collected within the city.

1314 BBBBB. "Solid waste management" means the systematic administration of
1315 activities that provide for the reduction in generated volume, source separation,
1316 collection, storage, transportation, transfer, recycling, processing, treatment, and disposal
1317 of solid waste. "Solid waste management" includes public education and marketing
1318 activities.

1319 CCCCC. "Solid waste system" means King County's system of solid waste
1320 facilities as authorized under RCW 36.58.040 as here enacted or otherwise amended and
1321 as established in accordance with the approved King County comprehensive solid waste
1322 management plan.

1323 DDDDD. "Source separation" means the separation of recyclable materials from
1324 other solid waste at the place where the waste originates.

1325 EEEEEE. "Special waste" means all nonhazardous wastes that have special
1326 handling needs or have specific waste properties that require waste clearance by either
1327 the division or the health department, or both. These wastes are specified in the waste
1328 acceptance rule (P.U.T. 7-1-5 (PR) or future amendments of that rule), and include

1329 contaminated soil, asbestos-containing materials, wastewater treatment plant grit,
1330 industrial wastes, and other wastes.

1331 FFFFF. "Suspect waste" means any waste the division director suspects may be
1332 unauthorized waste.

1333 GGGGG. "Sustainable building principles" means the use of energy- and
1334 resource-efficient site and building design, construction, operations, and management.

1335 HHHHH. "Transfer facility" or "transfer station" means a permanent fixed,
1336 supplemental collection and transportation facility used by either persons or route
1337 collection vehicles, or both to deposit collected solid waste from off-site into a larger
1338 transfer vehicle for transport to a solid waste handling facility. "Transfer facility" or
1339 "transfer station" may also include recycling operations.

1340 IIIII. "Unacceptable waste" means any material for which the transportation or
1341 disposal would constitute a violation of any governmental requirement pertaining to
1342 health, safety, or the environment. The material may include, but is not limited to,
1343 hazardous, extremely hazardous, or dangerous waste as designated under Washington
1344 state or federal law, including, but not limited to, regulations contained in the Washington
1345 Administrative Code, now in effect or as may be hereafter amended, or in the Code of
1346 Federal regulations, now in effect or as may be hereafter amended.

1347 JJJJJ. "Unauthorized waste" means waste that is not acceptable for disposal at
1348 any or a specific solid waste facility according to applicable rules or a determination of
1349 the division director.

1350 KKKKK. "Uncompacted waste" means any solid waste in an uncompressed or
1351 loose condition.

1352 LLLLL. "Unincorporated service area" means the geographical area of
1353 unincorporated King County designated to receive the solid waste, recyclable material,
1354 and organics collection services defined in this chapter. The unincorporated service area
1355 does not include:

- 1356 1. Vashon Island (served under Certificate No. G-87, Tariff No. 7);
1357 2. Snoqualmie pass (served under Certificate No. G-237, Tariff No. 10); and
1358 3. Areas where residential garbage collection service is not provided by a
1359 certificated hauler.

1360 MMMMM. "Unsecured load" means a load of solid waste that has not been
1361 securely fastened, covered, or both to prevent the covering or any part of the load from
1362 becoming loose, detached, or leaving the vehicle while the vehicle is moving.

1363 NNNNN. "Urban transfer facilities" means the county's Algona, Bow Lake,
1364 Factoria, Houghton, Shoreline, and Renton transfer facilities and other transfer facilities
1365 the division director designates as urban transfer facilities.

1366 OOOOO. "Washington Utilities and Transportation Commission" means the state
1367 commission created under chapter 80.01 RCW, as now enacted or hereafter amended.

1368 PPPPP. "Waste diversion plan" means a plan prepared in a format approved by
1369 the division and submitted to the division by the generator, including but not limited to
1370 the property owner or demolition contractor, for an eligible C&D demolition project as
1371 required by K.C.C. 10.30.020.A.

1372 QQQQQ. "Waste export" means the act of sending waste to a disposal facility
1373 out of the region.

1374 RRRRR. "Waste reduction" means reducing the amount or type of waste
1375 generated.

1376 SSSSS. "Waste stream" means the total flow of solid waste from homes,
1377 businesses, institutions, and manufacturing plants that must be recycled or disposed in
1378 landfills, or any segment thereof, such as the "residential waste stream" or the "recyclable
1379 waste stream."

1380 TTTTT. "White goods" means major appliances, including refrigerators, freezers,
1381 heat pumps, air conditioners, stoves, ranges, dishwashers, washers, dryers, trash
1382 compactors, dehumidifiers, and other appliances specified by the division director.

1383 UUUUU. "White goods collection area" means an area used by county residents
1384 to deposit source separated white goods.

1385 VVVVV. "Wood waste" means solid waste consisting of wood pieces or
1386 particles generated as a byproduct resulting from the handling and processing of wood,
1387 including, but not limited to, hog fuel, sawdust, shavings, chips, bark, small pieces of
1388 wood, stumps, limbs, and any other material composed largely of wood that has no
1389 significant commercial value, but does not include slash developed from logging
1390 operations unless disposed of on a different site, and does not include wood pieces or
1391 particles containing chemical preservatives such as creosote, pentachlorophenol, or
1392 copper-chrome-arsenate.

1393 WWWWW. "Woody debris" means natural vegetation greater than four inches in
1394 diameter, four feet in length, or both, such as stumps, fallen tree branches, or limbs,
1395 resulting from land clearing activity, storms, or natural disasters.

1396 XXXXX. "Yard waste" means a compostable organic material generated in yards
1397 or gardens, including but not limited to, leaves, grass, branches, prunings, and clippings
1398 of woody and fleshy plants and unflocked holiday trees, but does not include rocks, dirt
1399 or sod, concrete, asphalt, bricks, land-clearing wastes, demolition wastes, wood waste, or
1400 food waste.

1401 YYYYY. "Yard waste collection area" means an area used by county residents,
1402 businesses, and institutions to deposit source-separated yard waste.

1403 ZZZZZ. "Zero waste of resources" is a planning principle and framework
1404 designated to eliminate the disposal of materials with economic value through reuse,
1405 recycling, or both.

1406 SECTION 35. Resolution 28232, Section 13, as amended, and K.C.C. 12.44.160
1407 are hereby amended as follows:

1408 The captain, owner, or operator of any watercraft shall file a written report within
1409 forty-eight hours with the sheriff's ((department)) office or Washington State Patrol of
1410 any accident involving death or personal injury requiring medical treatment or property
1411 damage in excess of two hundred dollars in which such watercraft shall have been
1412 involved on waters of King County.

1413 SECTION 36. Resolution 28232, Section 14, as amended, and K.C.C. 12.44.170
1414 are hereby amended as follows:

1415 All required accident reports and supplemental reports and copies thereof shall be
1416 without prejudice to the individual so reporting and shall be for the confidential use of the
1417 sheriff's ((department)) office, prosecuting attorney, or other peace and enforcement
1418 officer as provided herein, except that any such officer may disclose the identity of a

1419 person reported as involved in an accident when such identity is not otherwise known or
1420 when such person denies the person's presence at such accident. No such accident report
1421 or copy thereof shall be used as evidence in any trial, civil or criminal, arising out of an
1422 accident, except that any officer above named for receiving accident reports shall furnish,
1423 upon demand of any person who has, or who claims to have, made such a report, or, upon
1424 demand of any court, a certificate showing that a specified accident report has or has not
1425 been made to the county sheriff, solely to prove a compliance or a failure to comply with
1426 the requirement that such a report be made in the manner required by law.

1427 SECTION 37. Ordinance 2041, Section 7, and K.C.C. 12.54.070 are hereby
1428 amended as follows:

1429 The ((~~director of the department of public safety~~)) county sheriff shall have the
1430 power to enter into contracts with municipalities for the enforcement of state laws, state
1431 rules and regulations, and city ordinances related to gambling activities.

1432 SECTION 38. Ordinance 12808, Section 3, as amended, and K.C.C. 24.28.020
1433 are hereby amended as follows:

1434 A. The project-based credit enhancement program will add to the stock of
1435 workforce housing aiding the poor and infirm of King County. The program is intended
1436 to create an incentive to develop new types of housing, increased affordability for
1437 residents, and realization of multiple growth management goals. Extension of credit
1438 enhancements to housing developers to secure favorable financing terms for housing
1439 projects should result in tangible benefits to the direct beneficiaries, who are poor and
1440 infirm residents of the proposed housing, and other public benefits, as appropriate.
1441 Project-based credit enhancements may be utilized for one or more of the following:

1442 1. Enabling the development of needed housing that would not otherwise have
1443 been built were the project-based credit enhancement unavailable;

1444 2. Increasing the affordability of individual units that are targeted for lower
1445 income households within workforce housing projects; and

1446 3. Providing a payment to King County in lieu of additional project affordability
1447 for the purpose of developing affordable housing at another location.

1448 B. Eligible applicants may include public housing authorities, nonprofit
1449 organizations, for-profit organizations, local governments, public agencies, and public
1450 development authorities.

1451 C. Eligible beneficiaries must be the poor and infirm of King County. These
1452 persons are commonly recognized as households earning eighty percent or less of the
1453 county median income and persons or households with special needs.

1454 D. Project-based credit enhancements are to be used to assist the development of
1455 mixed-income projects that add to the stock of workforce housing units in King County,
1456 including homeownership opportunities for eligible beneficiaries. Owned housing must
1457 remain affordable for subsequent buyers who are eligible beneficiaries or upon resale to
1458 an ineligible buyer the county shall recapture the subsidy provided by the credit
1459 enhancement. Rental projects must guarantee long term affordability to eligible
1460 beneficiaries. Eligible activities shall include ~~((new construction and))~~ acquisition
1461 ~~((and/or)), which may include~~ rehabilitation of existing housing when the final product
1462 will yield additional workforce housing units, and new construction.

1463 E. Projects assisted through the project-based credit enhancement program must
1464 be located in urban centers or within close proximity to transit hubs or corridors. Projects

1465 proposed to be sited elsewhere may be considered when there are unique opportunities to
1466 aid eligible beneficiaries. These projects shall nevertheless demonstrate access to
1467 employment, transportation ~~((, and))~~ ~~((;))~~ human services, ~~((;))~~ and adequate infrastructure
1468 to support housing development.

1469 F. Applications for project-based credit enhancements should be accepted year-
1470 round to accommodate timely approval of final financial arrangements for projects.
1471 Proposed projects must detail the financial benefit of the project-based credit
1472 enhancement over the life of the project and how that benefit will be realized by eligible
1473 beneficiaries residing in the project.

1474 G. All projects shall undergo rigorous review for financial, legal, and policy
1475 compliance by staff from appropriate county agencies, including the housing ~~((;~~
1476 ~~homelessness))~~ and community development division, the finance and business operations
1477 division, and the office of the prosecuting attorney. When determined necessary by staff,
1478 review by the county's economic development consultant and bond counsel, as well as
1479 opinions from a bond rating service, shall be required. Project-based credit enhancements
1480 shall be used to improve the credit worthiness of the housing developer, but shall never be
1481 used as a sole source of credit worthiness of an applicant. Developers and developer teams
1482 shall be competent, experienced, and financially stable. Minimum standards for developers
1483 and projects shall be established by the executive.

1484 H. Projects shall conform with applicable county requirements for contracting
1485 services.

1486 I. All contingent loan agreements resulting in a project-based credit enhancement
1487 for a project shall be structured to minimize the county's financial risk and shall ensure the

1488 county's right to review all project records and direct corrective measures deemed
1489 necessary to prevent financial instability, material, or technical default. All agreements
1490 shall be reviewed and approved by appropriate county agencies, including the housing((;
1491 homelessness)) and community development division, the finance and business operations
1492 division, the office of the prosecuting attorney, and the office of risk management services,
1493 and shall be reviewed by the county's economic development consultant and bond counsel,
1494 as appropriate.

1495 SECTION 439. Ordinance 18591, Section 6, as amended, and K.C.C. 24.28.050
1496 are hereby amended as follows:

1497 A. The King County Housing Authority credit enhancement program is hereby
1498 created.

1499 B. The King County Housing Authority shall be the only eligible user of the
1500 program.

1501 C. All projects financed under the program shall satisfy the requirements of state
1502 housing authority law, chapter 35.82 RCW, which requires a minimum of fifty percent of
1503 the units in a project be made available to and affordable to eligible beneficiaries, which
1504 are households with income at or below eighty percent of the area median income.

1505 D. Credit enhancement under the program will be utilized by the King County
1506 Housing Authority to assist in the acquisition, new construction, or rehabilitation, or any
1507 combination of acquisition, new construction, and rehabilitation, of housing that adds to
1508 the stock of workforce housing units in King County. The purpose of the King County
1509 Housing Authority credit enhancement program is to provide long term affordability to
1510 eligible beneficiaries consistent with the requirements of state housing authority law.

1511 E. All properties developed or acquired under the program must be located in
1512 areas with access to high-capacity transit, schools, jobs, or other social amenities that
1513 support upward economic mobility.

1514 F. The King County Housing Authority may submit requests to commit credit
1515 enhancement under the program on a rolling basis until December 31, 2022, at which
1516 time no new credit enhancement commitments shall be made.

1517 G. Credit enhancements under the program shall be provided and underwritten to
1518 the financial strength, legal, and policy compliance of the King County Housing
1519 Authority and not based on an individual project viability review. Credit enhancements
1520 shall be used to provide the King County Housing Authority with ready access to
1521 municipal credit markets at the lowest available interest rates.

1522 H. All financial instruments utilized by the King County Housing Authority with
1523 credit enhancements under the program shall comply with all state and federal law.

1524 I. All contingent loan agreements resulting in credit enhancement under the
1525 program shall be structured to minimize the county's financial risk, and the county shall
1526 have recourse to the King County Housing Authority's general revenues as security for its
1527 contingent loan agreements.

1528 J. The King County Housing Authority shall provide to the housing((
1529 ~~homelessness~~)) and community development division its annual audited financial
1530 statements within ten days of receipt and participate in an annual credit review by the
1531 appropriate county agencies, including the housing((~~homelessness~~)) and community
1532 development division, the finance and business operations division, and the office of the

1533 prosecuting attorney, with review by the county's economic development consultant and
1534 bond counsel, as appropriate.

1535 K. The executive is authorized to collect an application fee up to 0.3 percent of the
1536 amount of credit enhancement committed under the program. The application fee shall be
1537 payable on the effective date of each commitment of county credit enhancement under the
1538 program. The proceeds of the application fee shall be deposited in the housing and
1539 community development fund and used for program administrative costs.

1540 L. The executive is authorized to impose an annual monitoring fee of up to 0.1
1541 percent of the amount committed under the program's credit enhancement. The proceeds of

1542 the monitoring fee shall be deposited in the housing and community development fund and
1543 used for program administrative costs."

1544

1545 **EFFECT prepared by M. Bailey: The striking amendment would retain the intent of**
1546 **the executive's proposed changes and include the following additional changes:**

- 1547 • **Sheriff's Office. The striking amendment would:**
- 1548 ○ **Makes changes to recognize that the sheriff's office is part of the**
1549 **executive branch, reporting to the executive, and that the county**
1550 **sheriff is no longer an elected position or the bargaining agent on**
1551 **Sheriff's Office matters.**
 - 1552 ○ **Makes changes so that the language in the Code aligns with the**
1553 **Charter by consistently referring to the "Sheriff" as the "County**
1554 **Sheriff". Removes references to the "Office of the Sheriff" and**
1555 **replaces it with the more common vernacular "Sheriff's Office".**
 - 1556 ○ **Removes the Office of the Sheriff as a division within the Sheriff's**
1557 **Office to reflect current practice/structure.**
 - 1558 ○ **For county sheriff positions that are unclassified and exempt from**
1559 **the state civil service system, the striker would remove the specific**
1560 **number of exempt positions allotted by division in the code and**
1561 **instead allow the sheriff's office the maximum provided under state**
1562 **statute (see Section 31).**

- 1563 • **Metro Transit Department.** *The striking amendment would change the head*
1564 *of the new Safety, Security, and Quality Assurance Division to a manager*
1565 *instead of a director to align with K.C.C. chapter 2.16.*
- 1566 • **Department of Public Health.** *The striking amendment would:*
- 1567 ○ *Clarify that human services providers are being referenced rather*
1568 *than human services on line 512.*
- 1569 ○ *Clean up the Code to consistently refer to the Department of Public*
1570 *Health or Public Health – Seattle & King County.*
- 1571 • **Board & Commissions.** *The striking amendment would allow a person*
1572 *appointed to fill an unexpired term to serve for the remainder of the*
1573 *unexpired term as well as one additional full term for that position. The*
1574 *striker would also add "committee" in several places so that the use of*
1575 *committee is consistent throughout the chapter (see sections related to*
1576 *K.C.C. chapter 2.28).*
- 1577 • **Technical.** *It would also make a series of drafting and technical corrections*
1578 *to address things such as grammar and punctuation.*