



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Ordinance 19741

Proposed No. 2023-0274.2

Sponsors Upthegrove

1 AN ORDINANCE relating to the executive branch;
2 amending Ordinance 11348, Section 1, as amended, and
3 K.C.C. 1.05.010, Ordinance 11348, Section 3, as amended,
4 and K.C.C. 1.05.030, Ordinance 11348, Section 4, as
5 amended, and K.C.C. 1.05.040, Ordinance 8627, Section 1,
6 as amended, and K.C.C. 1.06.010, Ordinance 10698,
7 Section 3, as amended, and K.C.C. 2.12.005, Ordinance
8 18777, Section 5, and K.C.C. 2.16.038, Ordinance 1438,
9 Section 3(c), as amended, and K.C.C. 2.16.060, Ordinance
10 11955, Section 6, as amended, and K.C.C. 2.16.130,
11 Ordinance 11319, Section 1, and K.C.C. 2.28.001,
12 Ordinance 15548, Section 1, as amended, and K.C.C.
13 2.28.0015, Ordinance 11319, Section 2, and K.C.C.
14 2.28.002, Ordinance 11319, Section 4, and K.C.C. 2.28.004,
15 Ordinance 11319, Section 5, and K.C.C. 2.28.005,
16 Ordinance 11319, Section 6, and K.C.C. 2.28.006,
17 Ordinance 138, Section 1, and K.C.C. 2.28.010, Ordinance
18 11319, Section 7, and K.C.C. 2.28.020, Ordinance 15314,
19 Section 1, and K.C.C. 2.28.030, Ordinance 16997, Section
20 1, and K.C.C. 2.28.050, Ordinance 1872, Section 3, as

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21 amended, and K.C.C. 2.32.120, Ordinance 12529, Section
22 2, as amended, and K.C.C. 2.35A.010, Ordinance 17733,
23 Section 4, and K.C.C. 2.35A.020, Ordinance 17733,
24 Section 7, and K.C.C. 2.35A.050, Ordinance 12075,
25 Section 20, as amended, and K.C.C. 2.92.030, Ordinance
26 13623, Section 1, as amended, and K.C.C. 2A.310.050,
27 Ordinance 18757, Section 2, and K.C.C. 3.12D.010,
28 Ordinance 18757, Section 4, as amended, and K.C.C.
29 3.12D.020, Ordinance 16339, Section 17, as amended, and
30 K.C.C. 3.12F.010, Ordinance 197, Section 1, as amended,
31 and K.C.C. 3.16.010, Ordinance 15393, Section 3, as
32 amended, and K.C.C. 3.16.100, Ordinance 9206, Section 1,
33 as amended, and K.C.C. 3.24.010, Ordinance 12014,
34 Section 56, as amended, and K.C.C. 3.24.170, Ordinance
35 8891, Section 3, as amended, and K.C.C. 10.04.020,
36 Resolution 28232, Section 13, as amended, and K.C.C.
37 12.44.160, Resolution 28232, Section 14, as amended, and
38 K.C.C. 12.44.170, Ordinance 2041, Section 7, and K.C.C.
39 12.54.070, Ordinance 12808, Section 3, as amended, and
40 K.C.C. 24.28.020, and Ordinance 18591, Section 6, as
41 amended, and K.C.C. 24.28.050, adding a new section to
42 K.C.C. chapter 2.35A, and repealing Ordinance 8577,
43 Section 1, as amended, and K.C.C. 2.35A.110, Ordinance

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44 8577, Section 2, as amended, and K.C.C. 2.35A.120,
45 Ordinance 10217, Section 3, as amended, and K.C.C.
46 2.35A.130, Ordinance 8577, Section 3, as amended, and
47 K.C.C. 2.35A.140, and Ordinance 12075, Section 13, as
48 amended, and K.C.C. 2.35A.150.

49 STATEMENT OF FACTS:

- 50 1. As established by Section 350 of the King County Charter, the
51 executive branch shall be divided by the county council by ordinance into
52 administrative offices and executive departments.
- 53 2. As established in K.C.C. chapter 2.16, the Metro transit department, the
54 department of public safety, and the department of community and human
55 services are executive departments.
- 56 3. As established in K.C.C. chapter 2.35A, the department of public
57 health is an executive department.
- 58 4. In accordance with K.C.C. 2.16.020, executive department divisions
59 are to be created by ordinance.
- 60 5. These departments are reorganizing and establishing new divisions.
- 61 6. Codification of these new divisions is desirable.

62 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

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

- 65 A. The county finds that, in the interest of the public health, safety, and welfare,
66 it is necessary to safeguard the integrity of the political process. Therefore, the county

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67 election process and county government should be protected from undue influence by
68 individuals and groups making large contributions to the election campaigns of
69 candidates for executive, county council, ((~~sheriff,~~)) and assessor.

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

81 C. The county therefore finds that limitations on contributions of money,
82 services, and materials by individuals or groups to county election campaigns should be
83 imposed by law to protect the public health, safety, welfare, and the integrity of the
84 political process. These limitations, however, should be reasonable, so as not to
85 discourage personal expression.

86 D. The county, therefore, finds it is in the public interest to encourage the widest
87 participation of the public in the electoral process, to reduce the dependence of candidates
88 on large contributions, and to increase public knowledge of the candidates and of election
89 issues. The county finds that campaign expenditure limitations are in the best interest of

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90 the public. Recognizing that public matching funds for campaign purposes are necessary
91 for voluntary expenditure limitations to be successful and voluntary programs are the
92 only limitations constitutionally permissible, the council finds a program of public
93 matching funds should be established. The council recognizes, however, that effective
94 December 3, 1992, Washington Initiative 134 passed by the voters at the November 3,
95 1992, general election prohibits the use of public funds to finance political campaigns for
96 state or local office.

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

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

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

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

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

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113 campaign contributions totaling more than one thousand two hundred dollars in the
114 aggregate from any political committee.

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

117 A. "Charitable organization" means any entity required to register as a charitable
118 organization under RCW 19.09.065 except those specifically excluded by this section.

119 For the purposes of this section "charitable organization" shall exclude any entity
120 (~~which~~) that meets all of the following requirements:

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

123 2. The political committee has met all filing requirements of (~~RCW~~) chapter
124 42.17 RCW; and

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

127 B. "Contribution" means the loan, gift, deposit, subscription, forgiveness of
128 indebtedness, donation, advance, pledge, payment, transfer of funds between political
129 committees, or transfer of anything of value for less than full consideration, excluding
130 unpaid and voluntary personal and professional services. For the purposes of this
131 chapter, contributions other than money or its equivalents shall be deemed to have a
132 money value equivalent to the fair market value of the contribution. Sums paid for
133 tickets to fund-raising events such as dinners and parties are contributions; however, the
134 amount of any such contribution may be reduced for the purpose of complying with the
135 reporting requirements of this chapter, by the actual cost of consumables furnished in

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136 connection with the purchase of the tickets, and only the excess over the actual cost of the
137 consumables shall be deemed a contribution.

138 C. "Entity" means an individual, organization, group, association, partnership,
139 corporation, or agency, or any combination thereof.

140 D. "General public" or "public" means any individual residing in Washington
141 state without a membership or other official relationship with a charitable organization
142 ~~((prior to))~~ before solicitation by the charitable organization.

143 E. "King County elected office and ballot measures" means the offices of King
144 County executive, King County council, King County assessor, ~~((King County sheriff,))~~
145 King County prosecuting attorney, King County superior court or King County district
146 court judge, and any proposition or question submitted to voters of King County.

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

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

150 The definitions in this section apply throughout this chapter unless the context
151 clearly requires otherwise.

152 A.1. "Agency" means:

153 a. the executive branch;

154 b. the legislative branch;

155 c. ~~((the department of public safety;))~~

156 ~~d.))~~ the department of assessments;

157 ~~((e.))~~ d. the office of the prosecuting attorney;

158 ~~((f.))~~ e. the department of elections;

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159 ~~((g-))~~ f. the forecast council and office of economic and financial analysis;

160 ~~((h-))~~ g. the board of appeals; and

161 ~~((i-))~~ h. the personnel board.

162 2. "Agency" does not include the superior court or the district court.

163 B. "Archival records" means those designated as having continuing historical
164 value by the Washington State Archives or the King County archivist.

165 C. "County records" means any document, including any paper, correspondence,
166 completed form, bound records book, photograph, film, sound or video recording, map,
167 drawing, machine-readable material, or other document, regardless of physical form or
168 characteristics, and including copies thereof, that has been made by or received by any
169 agency of King County in connection with the transaction of public business.

170 D. "Executive branch" means the executive branch as defined in the county
171 charter, but excluding ~~((the department of public safety,))~~ the department of assessments
172 and the department of elections.

173 E. "Legislative branch" means the legislative branch as defined in the county
174 charter and as provided by ordinance, including, but not limited to, the county council
175 and the ~~((offices of the))~~ county auditor's office, ~~((citizen))~~ the office of public
176 complaints/tax advisor, the office of the hearing examiner, and the office of law
177 enforcement oversight.

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

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

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

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

189 A. The Metro transit department is responsible and fiscally accountable for
190 developing, delivering, integrating, and maintaining ~~((, and reducing historic disparities
191 through,))~~ the county's public transportation and passenger ferry services for, and in
192 partnership with, the people and communities of King County. The Metro transit
193 department is also responsible for reducing historic disparities in the county's public
194 transportation and passenger ferry services.

195 B. The department shall perform the metropolitan public transportation function
196 as authorized in Title 35 and the King County Code, as well as perform public
197 transportation functions as set forth in Title 47 RCW and other applicable laws,
198 regulations, and ordinances. The department shall also administer the passenger ferry
199 service function as authorized in chapter 36.54 RCW and the King County Code, as well
200 as other applicable laws, regulations, and ordinances. The department's functions shall
201 also include the administration of grants and the coordination of transportation planning
202 activities with other county agencies and outside entities to integrate transportation and
203 land use planning.

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

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

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

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

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

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

218 6. The mobility division, the functions of which include planning and delivering
219 the department's mobility programs and services such as planning for fixed-route transit
220 services; planning and organizing supplemental, paratransit, vanpool, dial-a-ride transit
221 (DART), and other types of transit services; partnering with regional transportation
222 providers; and providing outreach to and support for transit customers;

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

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

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

229 10. The safety, security, and quality assurance division, the functions of which
230 include managing safety and security administration and emergency management
231 activities for the traveling public and Metro transit department employees, and
232 maintaining regulatory compliance activities.

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

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

237 SECTION 7. Ordinance 1438, Section 3(c), as amended, and K.C.C. 2.16.060 are
238 hereby amended to read as follows:

239 A. The department of public safety, as identified in the Section 350.20.40 of the
240 King County Charter(~~(;)~~) and managed by the (~~((King County))~~) county sheriff, may also
241 be known and cited in the King County Code and in other usage or usages as the (~~((office~~
242 ~~of the sheriff))~~) sheriff's office. Employees managed by the (~~((King County))~~) county
243 sheriff may be referred to in the King County Code or otherwise, as King County police,
244 King County officers, or deputy sheriffs.

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

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- 250 1. Oversee a crime prevention program, investigate crimes against persons and
251 property and arrest alleged offenders;
- 252 2. Execute the processes and orders of the courts of justice and all other
253 mandated functions required by law;
- 254 3. In coordination with the office of emergency management, plan and
255 coordinate resources for the public safety and welfare in the event of a major emergency
256 or disaster;
- 257 4. Provide service and administrative functions (~~(which)~~ that support but do not
258 duplicate other governmental activities, and (~~(which)~~ that have the potential to be
259 fiscally self-supportive;
- 260 5. Investigate the origin, cause, circumstances, and extent of loss of all fires, in
261 accordance with RCW 43.44.050. Fire investigations shall be conducted under the
262 direction of the fire investigation supervisor, who shall also be considered an assistant
263 fire marshal for the purposes of chapter 43.44 RCW. The functions of the fire and arson
264 investigation unit include, but are not limited to: investigation and determination of the
265 origin and cause of fires; preparation of detailed informational, investigative, and
266 statistical reports; conducting criminal follow-up investigations, including detection,
267 apprehension, and prosecution of arson suspects; providing expert testimony in court for
268 criminal and civil cases; maintenance of records of fires; and preparation and submission
269 of annual reports to the county sheriff and other entities as required by chapters 43.44 and
270 48.50 RCW; and

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271 6. Consistent with the office of law enforcement oversight carrying out its
272 authorities as identified in Section ((365)) 265 King County Charter and K.C.C. chapter
273 2.75:

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

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

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

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

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

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

286 d. annually, in collaboration with the office of law enforcement oversight,
287 establish or update, as needed, pilot projects and sheriff's office policies and procedures
288 related to implementation of the authorities of K.C.C. chapter 2.75, including such things
289 as timelines and processes for achieving K.C.C. 2.16.060.B.6.a., b., c., and d., and
290 records management and controls.

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

293 1. (~~Office of the sheriff;~~

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294 ~~2.)~~) Patrol operations division;
295 ~~((3.))~~ 2. Support services division;
296 ~~((4.))~~ 3. Criminal investigations division;
297 ~~((5. Professional standards))~~ 4. Community programs and services division; and
298 ~~((6. Sound Transit))~~ 5. Special operations division, which provides services to
299 the Central Puget Sound Regional Transit Authority~~((;))~~ and
300 ~~((7. Metro transit division, which provides services to))~~ the Metro transit
301 department.

302 SECTION 8. Ordinance 11955, Section 6, as amended, and K.C.C. 2.16.130 are
303 hereby amended to read as follows:

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

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

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

315 2. Managing programs that promote healthy childhood development, enhance
316 youth resiliency, reduce justice system involvement, strengthen families and

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317 communities, and ensure all children, youth, and young adults have the opportunity to
318 achieve their full potentials. The division shall also provide staff to support the King
319 County children and youth advisory board.

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

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

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

328 3. Selecting appropriate agencies for the provision of behavioral health services
329 and developing, implementing, and monitoring the provision and outcomes of contracted
330 services;

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

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

338 6. Developing and maintaining a continuum of appropriate treatment services
339 for eligible individuals.

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

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

346 2. Negotiating, implementing, and monitoring contracts with community
347 agencies for the provision of developmental disabilities and early childhood support
348 services.

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

350 1. Working in partnership with communities to develop, support, and provide
351 human services and programs that emphasize health and safety, self-sufficiency, and
352 healthy aging. The programs are to include, but not be limited to, providing employment
353 and training for adults to achieve self-sufficiency, providing supports to survivors of
354 abuse and trauma, and providing health, socialization, and wellness services to promote
355 healthy aging in place;

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

358 3. Providing staff support for the women's advisory board as specified in K.C.C.
359 2.30.040 and for the veterans, seniors, and human services levy advisory board and its
360 committees consistent with state and county requirements.

361 F. The duties of the housing(~~(homelessness)~~) and community development
362 division shall include the following:

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363 1. Managing programs that address housing(~~(, homelessness))~~ and community
364 development needs, and helping implement improvements identified in subarea and
365 neighborhood plans for low_ and_ moderate income communities;

366 2. Administering the county's federal housing, homelessness_ and community
367 development (~~(funds))~~ moneys and other housing, homelessness_ and community
368 development (~~(programs))~~ moneys;

369 3. Developing housing, homelessness_ and community development policies and
370 programs to implement the growth management policies throughout King County to
371 provide affordable housing to low_ and moderate-income residents; and

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

374 SECTION 9. Ordinance 11319, Section 1, and K.C.C. 2.28.001 are hereby
375 amended as follows:

376 All members of county boards_ (~~(and))~~ commissions, and council-created
377 committees shall be appointed, hold office, or be confirmed or rejected according to (~~(the~~
378 ~~provisions of))~~ this chapter; (~~(provided,))~~ however, (~~(that))~~ this chapter shall not affect
379 boards_ (~~(and))~~ commissions, and council-created committees to the extent that they are
380 expressly dealt with under state law, the county charter_ or an ordinance_ in a manner
381 different than that set forth (~~(herein))~~ in this chapter.

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

384 A. Each councilmember must provide the executive with a nomination to represent
385 the councilmember's council district. If the executive does not appoint the person

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386 nominated by the councilmember, the executive shall request that the councilmember
387 nominate another person.

388 B. At-large positions designated for the council shall be appointed by the executive
389 after receiving nominations from the council. When notified of a vacancy in one of these
390 four at-large positions, the council chair shall inform the council at an open public meeting
391 of the vacancy and seek nominations from councilmembers. At a subsequent council
392 meeting, the chair shall inform the council of the names of all nominees received from
393 councilmembers and that all nominations have been forwarded to the executive. If the
394 executive does not appoint a person who has been nominated by the council, the executive
395 must request that the council nominate other candidates for appointment.

396 C. When appointing and confirming members to boards, commissions, and
397 committees, it shall be the goal to have geographical diversity and balance. The women's
398 advisory board created under K.C.C. 2.30.010, the conservation futures advisory committee
399 established under K.C.C. 2.36.070, the Harborview Medical Center board of trustees
400 established under K.C.C. 2.42.030, and the civil rights commission created under K.C.C.
401 3.10.010, should not have more than two members from a single council district. This
402 subsection does not apply to a board, commission, or committee until the board,
403 commission, or committee attains the council district and at-large membership as specified
404 in Ordinance 15548, Section 7.

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

407 The executive shall appoint members of boards, ~~((and))~~ commissions, and
408 committees by executing a letter of appointment when a vacancy exists. The letter shall be

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409 filed with the clerk of the council and the board of ethics. The executive shall transmit with
410 the letter of appointment a draft motion confirming the appointment together with such
411 supporting and background information regarding the appointee as the executive deems
412 would assist the council in considering confirmation. The letter shall specify the position
413 to which the member is being appointed and the length of the term being filled.

414 Confirmation or rejection shall be by council motion.

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

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

- 419 1. Withdrawal by an appointee who has not yet been confirmed;
420 2. Failure to continue to meet qualifications for appointment during the term of
421 office ~~((-))~~; or
422 3. Voluntary resignation prior to the expiration of an appointed term.

423 B. ~~((Notice of vacancy.))~~ Any board, ~~((or))~~ commission, or committee receiving
424 notice of events constituting a vacancy shall immediately give written notice of such
425 vacancy to the executive and the clerk of the council.

426 C. ~~((Effect of vacancy.))~~ Until a successor is appointed and either confirmed or is
427 authorized to exercise official power under ~~((the provisions of section))~~ K.C.C.
428 2.28.003_B., the board, ~~((or))~~ commission, or committee shall be deemed temporarily
429 reduced in number for all official purposes except as otherwise provided by law;
430 ~~((provided,))~~ however, ~~((that no))~~ a board, ~~((or))~~ commission, or committee shall not be
431 temporarily reduced ~~((hereby))~~ under this subsection to less than two members.

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432 D. (~~Appointment to fill vacancy, an unexpired term.~~) A person appointed to fill
433 an unexpired term (~~shall~~) may be appointed to serve (~~only to the completion of the~~
434 ~~original term of office~~) for the remainder of the unexpired term, as well as one additional
435 full term for that position.

436 SECTION 13. Ordinance 11319, Section 5, and K.C.C. 2.28.005 are hereby
437 amended to read as follows:

438 The council by ordinance may specify qualifications for appointment to any or all
439 boards, ~~(and)~~ commissions, and committees; (~~provided,~~) however (~~that such~~), the
440 qualifications shall not reduce or eliminate qualifications otherwise required by law.

441 SECTION 14. Ordinance 11319, Section 6, and K.C.C. 2.28.006 are hereby
442 amended to read as follows:

443 The council by ordinance may provide for per diem compensation for members of
444 specific boards ~~(and)~~ commissions, and committees.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

485 The public records officer of each agency staffing a county board, commission, or
486 committee shall provide training, in consultation with the office of the prosecuting attorney,
487 either in person or by video ~~((for existing members of county boards, commissions, and~~
488 ~~committees by May 1, 2011, and thereafter))~~, to all new members of county boards,
489 commissions, and committees at the commencement of service regarding their public
490 records legal responsibilities and obligations under chapters 40.14 and 42.56 RCW. All
491 members of boards, commissions, and committees shall certify in writing, on a form
492 provided by the executive and approved by the office of the prosecuting attorney, their
493 acknowledgment of their completion of training and their commitment to comply with
494 ~~((these laws))~~ chapters 40.14 and 42.56 RCW. To facilitate the greatest degree of
495 compliance with ~~((these laws))~~ chapters 40.14 and 42.56 RCW, the executive shall provide
496 all members of county boards, commissions, and committees with county-managed email
497 accounts for use by members in the performance of their duties on behalf of the county.

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

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500 A. There is established a board of corrections, hereinafter((,)) referred to as "the
501 board," consisting of fourteen members. The members shall consist of the ((following:
502 ~~the chairman~~)) chair of the King County magistrate's association, the presiding judge of
503 the Seattle Municipal Court, the presiding judge of the King County ((S))superior
504 ((C))court, the ((~~chairman~~)) chair of the juvenile court management committee, the
505 ((~~director of King County department of public safety~~)) county sheriff, the King County
506 public defender, the King County prosecuting attorney, the mayor of the city of Seattle,
507 the president of the King County Suburban Mayors' Association, the chief of the Seattle
508 Police Department, the dean of the University of Washington School of Law, the dean of
509 the University of Washington School of Social Work, and the director of the King
510 County ((~~health~~)) department of public health. In addition, the King County executive
511 shall appoint one member who has been incarcerated in a King County detention facility
512 within three years ((~~prior to~~)) before the appointment. The director of the department of
513 adult and juvenile detention shall serve as a nonvoting ex officio member.

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

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

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

521 A.((+)) The department of public health, which is also known as public health -
522 Seattle & King County, is responsible to manage and be fiscally accountable for

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523 providing a functionally integrated set of services and programs that are fully responsive
524 to urban, suburban city, and unincorporated communities. The department shall
525 ~~((include:))~~ provide regional services ((;)) and include: a health sciences division; an
526 emergency medical services division; an environmental health division; a prevention
527 division; a community health services division; a jail health services division; and an
528 administrative services division. ((The department shall also provide administrative
529 support to the children and family commission.))

530 ~~((2-))~~ B. As of January 1, 1981, the city of Seattle and the county established a
531 combined city-county health department under chapters 70.05 and 70.08 RCW and
532 certain city ordinances and county ordinances. The director of the department shall be
533 jointly appointed by the mayor of the city and the county executive, subject to
534 confirmation by the city and county councils, and may be removed by the county
535 executive, after consultation with the mayor, upon filing a statement of the reasons
536 therefor with the city and county councils as authorized by RCW 70.08.040. The director
537 shall be responsible for the management of the department.

538 ~~((3-))~~ C. The department shall achieve and sustain healthy people and healthy
539 communities throughout King County by providing public health services that promote
540 health, prevent disease, and reduce health inequities, including, but not limited to:
541 providing needed or mandated prevention or intervention services to address individual
542 and community health concerns; assessing and monitoring the health status of
543 communities; preventing disease, injury, disability, and premature death; promoting
544 healthy living conditions and healthy behaviors; and controlling and reducing the
545 exposure of individuals and communities to environmental or personal hazards. The

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546 department shall assess the health of King County residents and communities facilitate
547 planning to develop responses to issue ~~((which))~~ that affected the public's health and
548 evaluate the effectiveness of programs and initiatives ~~((which))~~ that address ~~((these))~~
549 those issues.

550 SECTION 21. Ordinance 17733, Section 4, and K.C.C. 2.35A.020 are hereby
551 amended to read as follows:

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

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

555 2. Forming partnerships with ~~((organizations and))~~ community partners, health
556 care providers, human services providers, and others to increase the number of healthy
557 years lived by people in the county and to eliminate health inequities through policy and
558 systems change, access to affordable, appropriate, and quality health care services; and

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

560 B. Planning and developing local and regional capacity for responding to public
561 health emergencies and providing for the direction and mobilization of health and
562 medical resources, information, and personnel during emergencies and disasters in the
563 county;

564 C. ~~((Providing the functions of assessment, epidemiology and program~~
565 evaluation; and

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

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

570 NEW SECTION. SECTION 22. There is hereby added to K.C.C. chapter 2.35A
571 a new section to read as follows:

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

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

575 B. Providing the functions of assessment, epidemiology, and program evaluation;
576 and

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

580 SECTION 23. Ordinance 17733, Section 7, and K.C.C. 2.35A.050 are hereby
581 amended to read as follows:

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

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

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

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

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590 ~~D~~)) Performing specific public health services including vital statistics and
591 laboratory functions; and

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

594 SECTION 24. The following are hereby repealed:

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

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

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

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

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

600 SECTION 25. Ordinance 12075, Section 20, as amended, and K.C.C. 2.92.030

601 are hereby amended as follows:

602 The director of the department of human resources or designee shall at a
603 minimum:

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

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

608 C. Inspect all properties and work areas and require reasonable correction to
609 safety deficiencies;

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

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

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

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

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

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

623 J. Act as liaison between the county, the state Department of Labor and
624 Industries, and the Washington Traffic Safety Commission and coordinate activities
625 toward compliance under the Washington State Industrial Safety and Health Act and the
626 Highway Safety Act of 1966;

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

629 L. Coordinate the county preemployment physical examination program.

630 SECTION 26. Ordinance 13623, Section 1, as amended, and K.C.C. 2A.310.050
631 are hereby amended to read as follows:

632 A. The King County emergency management advisory committee is hereby
633 established. The committee shall act in an advisory capacity to the executive, council, and

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634 the office of emergency management on emergency management matters and facilitate the
635 coordination of regional emergency planning in King County.

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

- 639 1. The Central Region Emergency Medical Services and Trauma Care Council;
- 640 2. Each city with a population of over one hundred thousand;
- 641 3. Electric and gas utilities;
- 642 4. The financial community;
- 643 5. The King County Fire Chiefs Association;
- 644 6. The King County Fire Commissioners Association;
- 645 7. The King County Police Chiefs & Sheriffs Association;
- 646 8. Local emergency planning committees;
- 647 9. The Port of Seattle;
- 648 10. Private business and industry;
- 649 11. The Puget Sound Educational Service District;
- 650 12. The American Red Cross serving King County;
- 651 13. Water and sewer districts;
- 652 14. The Sound Cities Association;
- 653 15. The Washington Association of Building Officials;
- 654 16. The King County executive or designee;
- 655 17. The King County department of natural resources and parks;
- 656 18. The King County department of local services;

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- 657 19. The King County Metro transit department;
- 658 20. The King County department of executive services;
- 659 21. The ~~((Seattle King County department of))~~ public health - Seattle & King
- 660 County;
- 661 22. The Muckleshoot Tribe;
- 662 23. The Snoqualmie Tribe;
- 663 24. The ~~((King County))~~ sheriff's office;
- 664 25. The Northwest Healthcare Response Network; and
- 665 26. A faith-based organization prepared to provide emergency relief services to
- 666 the public.

667 C. The scope and charge of the committee is to:

- 668 1. Advise King County on emergency management issues and facilitate
- 669 coordination of regional emergency planning in King County;
- 670 2. Assist King County in the development of programs and policies concerning
- 671 emergency management; and
- 672 3. Review and comment on proposed emergency management rules, policies, or
- 673 ordinances before the adoption of the rules, policies, or ordinances.

674 D.1. The executive shall appoint regular members and one alternate member for

675 each regular member of the committee, subject to confirmation by the council.

- 676 2. Individuals serving as regular members of the committee shall be the chair of
- 677 the association or designee if an association or agency is named as a member. Individuals
- 678 serving as alternate members of the committee shall be designated by the association if an

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679 association or agency is named as a member. This includes the Sound Cities Association,
680 which shall designate the individuals to serve as its regular members and alternates.

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

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

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

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

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

694 2. The committee shall adopt appropriate bylaws, including quorum
695 requirements.

696 F. The office of emergency management shall provide ongoing administrative
697 support to the committee.

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

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

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

712 B. The executive, assessor, director of elections, (~~sheriff~~) council, and
713 prosecuting attorney, shall revise their current policies or develop new policies,
714 procedures, and training to prevent and respond to discrimination and harassment,
715 including sexual harassment, and inappropriate conduct. The policies, procedures, and
716 training shall be developed in consultation with subject matter experts and employees and
717 are intended to promote respectful, nondiscriminatory work environments throughout the
718 King County government. The policies, procedures, and training should reflect the
719 recommendations included in the Report of the Co-Chairs of the EEOC Select Task
720 Force on the Study of Harassment in the Workplace. The policies and procedures shall
721 include:

722 1. Definitions of discrimination and harassment, including sexual harassment,
723 and inappropriate conduct;

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- 724 2. A clear and easy-to-understand nondiscrimination, antiharassment, and
725 inappropriate conduct policy that includes:
- 726 a. a description of prohibited conduct, including examples;
- 727 b. a statement that the reporting system will provide a prompt, thorough, and
728 impartial investigation;
- 729 c. a statement that the identity of an individual who submits a report, a witness
730 who provides information regarding a report, and the subject of the complaint, will be
731 kept confidential to the extent possible;
- 732 d. an assurance that King County will take prompt and proportionate corrective
733 action if it determines that harassment or discrimination has occurred;
- 734 e. an assurance that an individual who submits a report or a witness who
735 provides information regarding a report will be protected from retaliation; and
- 736 f. a statement that any employee who retaliates against any individual who
737 submits a report or provides information regarding a report will be disciplined
738 appropriately;
- 739 3. A description of a reporting system for employees that encourages those who
740 experience workplace discrimination and harassment, including sexual harassment, and
741 inappropriate conduct as well as those who observe such behavior to report it. The
742 reporting system shall provide multiple options for reporting such behavior, including
743 county, state, and federal reporting options, as well as an informal mechanism, such as
744 the county's employee assistance program, that allows employees to make inquiries and
745 to resolve issues informally when appropriate;

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746 4. Guidelines for how to handle a complaint. The guidelines should cover: how
747 to handle a complaint promptly, effectively, and in way that respects the vulnerability and
748 privacy of the individual reporting the incident~~((,))~~; the application and limitations of
749 confidentiality; the legal duties required as an employer; and how to determine the
750 appropriate scope of the investigation process; and

751 5. A plan to require managers and supervisors to promote an inclusive and
752 respectful workplace culture that is free of discrimination and harassment, including
753 sexual harassment, and inappropriate conduct. The executive, assessor, director of
754 elections, ~~((sheriff,))~~ council, and prosecuting attorney, shall assist each manager and
755 supervisor within their ~~((department))~~ agencies with compliance with this subsection B.5.
756 and evaluate ~~((their))~~ each manager and supervisor's progress and performance either
757 independently or as part of ~~((the agency's))~~ their agencies' performance evaluation
758 process.

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

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

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

770 and

771 c. include training for those handling complaints.

772 2. At least one of the training options must be a plan for a regular, interactive

773 training program that includes all of the following:

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

775 b. a plan to address the specific needs of the county's workplaces, considering

776 risk factors of harassment and discrimination, including those identified in the Report of

777 the Co-Chairs of the EEOC Select Task Force on the Study of Harassment in the

778 Workplace, such as those with a disproportionate number of males among its employees

779 and youth employed in a workplace;

780 c. supervisor and manager training that specifically addresses power dynamics

781 and building a healthy workplace culture; and

782 d. a plan to partner with unions representing county employees in order for

783 unions to become aware of county policies and procedures and be encouraged to foster an

784 environment that is free from discrimination and harassment, including sexual

785 harassment, and inappropriate conduct.

786 D. The policies, procedures, and training developed by the executive, assessor,

787 director of elections, ((sheriff,)) council, and prosecuting attorney shall specifically

788 address the power dynamics involving staff and elected officials and how to respond to

789 and prevent discrimination, harassment, sexual harassment, and inappropriate conduct by

790 their elected officials.

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

793 The executive, assessor, director of elections, (~~sheriff,~~) council, and prosecuting
794 attorney shall report biennially on the number of workplace discrimination and
795 harassment complaints, including sexual harassment, and inappropriate conduct
796 complaints and, when possible, informal inquiries, received by each department each
797 year. The report shall indicate the basis or bases of the complaint, which may be race,
798 color, gender, age, creed, disability, marital status, national origin, religion, pregnancy,
799 gender identity or expression, domestic violence victimization, sexual orientation,
800 honorably discharged veteran or military status, use of service or assistive animal by a
801 person with a disability, or any other status protected by federal, state, or local law. The
802 office of equity and racial and social justice shall report on the number of unfair
803 employment practice complaints filed, the basis or bases of the complaint, the number of
804 investigations of unfair employment practices in the reporting year, and the number of
805 findings that reasonable cause exists to believe that an unfair employment practice
806 occurred. The first report shall be transmitted to the council by December 31, 2019. All
807 reports under this section shall be electronically filed with the clerk of the council who
808 shall retain an electronic copy and provide an electronic copy to all councilmembers, the
809 council chief of staff, and the council chief policy officer.

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

812 The definitions in this section apply throughout this chapter unless the context
813 clearly requires otherwise.

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

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

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

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

821 E. "Furlough administrator" means: the county executive for the executive
822 departments; the chair of the council for the legislative branch; the prosecutor for the
823 office of the prosecuting attorney; the presiding judges of the district and superior courts;
824 ~~((the sheriff for the sheriff's office;))~~ the assessor for the department of assessments; the
825 director of elections for the department of elections; the chair of the forecast council for
826 the office of economic and financial analysis; or the official or officials designated by
827 that branch or unit of county government.

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

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

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

835 ~~((B.1. The sheriff is the designated bargaining agent of the county on all
836 department of public safety matters except for compensation and benefits for employees~~

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837 of the department of public safety. The county executive is the designated bargaining
838 agent on compensation and benefits for employees of the department of public safety.

839 ~~2. The sheriff and the executive shall consult and collaborate with each other in~~
840 ~~advance of collective bargaining negotiations with representatives of the employees of~~
841 ~~the department of public safety. The sheriff and the executive shall identify respective~~
842 ~~areas of bargaining authority, the positions to be taken on issues expected to arise during~~
843 ~~collective bargaining and other matters that have the potential to affect collective~~
844 ~~bargaining. The sheriff and the executive shall make a good faith effort, including~~
845 ~~meeting if necessary, to resolve any disagreements between them concerning such~~
846 ~~matters.~~

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

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

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

856 A. ~~((By the power conferred upon the county legislative authority in RCW~~
857 ~~41.14.070, the council authorizes the following number of positions as unclassified and~~
858 ~~exempt from the state civil service system for county sheriff's employees:~~

859 ~~1. Office of the sheriff: five positions;~~

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860 ~~2. Patrol operations division: six positions;~~
861 ~~3. Support services division: two positions;~~
862 ~~4. Criminal investigation division: one position;~~
863 ~~5. Professional standards division: two positions;~~
864 ~~6. Sound Transit division: one position; and~~
865 ~~7. Metro Transit division: one position.))~~ The county sheriff may designate as
866 unclassified the number of positions as allowed by and in accordance with RCW
867 41.14.070(1) through (3).

868 B. (~~RCW 41.14.070 grants the sheriff the ability to designate ten unclassified~~
869 ~~positions that are exempt from the state civil service system for sheriff's employees. By the~~
870 ~~power conferred upon the county legislative authority in RCW 41.14.070(4), the sheriff's~~
871 ~~office is authorized two additional unclassified positions for a total of twenty unclassified~~
872 ~~positions.)) By the power conferred upon the county legislative authority in RCW
873 41.14.070(4), the council authorizes the county sheriff to designate as unclassified up to the
874 maximum number of positions of administrative responsibility allowed.~~

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

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

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

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

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

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

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

893 E. "Essential services" means those services stated or implied that are required to
894 be.

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

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

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

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

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

908 I. "Moving expenses" means expenses incurred for transportation of family and
909 common household possessions, including meals and incidentals per diem, automobiles,
910 and lodging expenses.

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

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

915 L. "Presiding elected official" means the county executive for the executive
916 branch departments, agencies, and offices except assessments(;) and elections(~~and~~
917 ~~public safety~~); the county assessor for the department of assessments; the director of
918 elections for the department of elections, the prosecuting attorney for the office of the
919 prosecuting attorney; (~~the county sheriff for the department of public safety;~~) the chair
920 of the county council for the legislative branch; and the presiding judges of the superior
921 and district courts, or the official or officials designated by that branch or unit of county
922 government.

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

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

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

932 1. Persons whose appointments require council confirmation and who have been
933 so confirmed;

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

935 3. Persons appointed by the directors of executive departments to exempt
936 positions; and

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

941 B. Within the legislative branch, the department of assessments, (~~the department~~
942 ~~of public safety,~~) the department of elections, the office of the prosecuting attorney,
943 district court, and superior court, the presiding elected official may authorize, in writing,
944 the reasonable and necessary moving expenses of employees appointed within their
945 agencies.

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

948 D. Moving expenses may not be reimbursed unless the following conditions are
949 met:

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

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

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

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

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

960 6. Before the appointment the appointing authority and the appointee agreed to
961 the reimbursement in writing;

962 7. The written reimbursement agreement provides that if the appointee leaves
963 county employment, either voluntarily or involuntarily, less than two years after the
964 appointment, the appointee shall repay to the county, within thirty days after leaving
965 county employment, the entire amount of the reimbursement; and

966 8. Reimbursement of specific expenses complies with the other limitations
967 contained in this chapter.

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

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

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

976 The definitions in this section apply throughout this title unless the context clearly
977 requires otherwise:

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

982 B. "Asbestos-containing waste material" means any waste that contains or is
983 contaminated with asbestos-containing material. "Asbestos-containing waste material"
984 includes asbestos waste from control equipment, materials used to enclose the work area
985 during an asbestos project, asbestos-containing material collected for disposal, asbestos-
986 contaminated waste, waste, containers, bags, protective clothing, or HEPA filters.
987 Asbestos-containing waste material does not include samples of asbestos-containing
988 material taken for testing or enforcement purposes.

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

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

994 E. "Biomedical waste" means and is limited to the following types of waste
995 defined as "biomedical waste" in RCW 70.95K.010, as now or as hereafter amended:
996 animal waste, biosafety level 4 disease waste, cultures and stocks, human blood and

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997 blood products, pathological waste, sharps waste, and any other waste determined to be
998 infectious by the generator's infection control staff or committee.

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

1000 G. "C&D receiving facility" means any properly licensed or permitted facility
1001 that is designated by the county through an executed agreement as a facility to which
1002 C&D waste is required to be delivered under this title. A C&D receiving facility may be
1003 either a material recovery facility, a transfer facility, a combination of a material recovery
1004 facility and a transfer facility, intermodal facility, or landfill.

1005 H. "C&D recycling facility" means any properly licensed or permitted facility at
1006 which recyclable C&D materials are accepted for reuse or remanufacture into a usable
1007 product.

1008 I. "Certificated hauler" means any person engaged in the business of solid waste
1009 handling having a certificate of convenience and necessity granted by the Washington
1010 Utilities and Transportation Commission for that purpose.

1011 J. "Charitable organization" means any organization that meets the following
1012 criteria: must be defined by the Internal Revenue Service as a 501(c)3 charitable
1013 organization; must be engaged as a primary form of business in the processing of
1014 abandoned goods for resale or reuse; and must have an account with the solid waste
1015 division.

1016 K. "Clean mud and dirt" means mud and dirt that meet the definition of "natural
1017 background" in this title, as currently enacted and as hereafter amended.

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1018 L. "Clean wood" means stumps and branches over four inches in diameter and
1019 construction lumber free of paint, preservatives, metals, concrete, and other nonwood
1020 additives or attachments.

1021 M. "Clean wood collection area" means an area used by county residents,
1022 businesses, and institutions to deposit source-separated clean wood.

1023 N. "Closure" means those actions taken by the owner or operator of a solid waste
1024 facility to cease disposal operations or other solid waste handling activities, and to ensure
1025 that all such facilities are closed in conformance with applicable rules at the time of the
1026 closure and to prepare the site for the post-closure period.

1027 O. "Commercial hauler" means any person, including, but not limited to,
1028 certificated haulers, contract haulers, and others collecting or transporting solid waste for
1029 hire or consideration.

1030 P. "Compacted waste" means any solid waste whose volume is less than in the
1031 loose condition as a result of compression.

1032 Q. "Composted material" means organic solid waste that has undergone
1033 biological degradation and transformation under controlled conditions designed to
1034 promote aerobic decomposition at a solid waste facility in compliance with ~~((the~~
1035 ~~requirements of))~~ this title~~((;))~~. Natural decay of organic solid waste under uncontrolled
1036 conditions does not result in "composted material."

1037 R. "Composting" means the biological degradation and transformation of organic
1038 solid waste under controlled conditions designed to promote aerobic decomposition.
1039 Natural decay of organic solid waste under uncontrolled conditions is not composting.

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1040 S. "Comprehensive solid waste management plan" means the King County plan
1041 prepared in accordance with chapter 70.95 RCW, as enacted or hereafter amended.

1042 T.1. "Construction and demolition waste" or "C&D waste" means any
1043 nonputrescible recyclable materials or nonrecyclable waste that results from construction,
1044 remodeling, repair, or demolition of buildings, roads, or other structures and requires
1045 removal from the site of construction or demolition. Except where otherwise expressly
1046 provided, "C&D waste" means C&D waste generated in the county jurisdiction.

1047 2. "C&D waste" does not include land clearing materials such as soil, rock,
1048 vegetation, or contaminated soil, friable asbestos-containing waste material as defined
1049 under Regulation III, Article 4 of the Puget Sound Clean Air Agency, unacceptable
1050 waste, garbage, sewerage, animal carcasses, or any other solid waste that does not meet
1051 the definition of C&D waste.

1052 U. "Container" means a portable device used for the collection, storage, or
1053 transportation, or any combination thereof, of solid waste including, but not limited to,
1054 reusable containers, disposable containers, and detachable containers.

1055 V. "Contaminated soil" means any soil that does not meet the definition of
1056 "natural background" in the soil cleanup standards of the chapter 173-340 WAC, as
1057 currently enacted and as hereafter amended.

1058 W. "Contract hauler" means any person engaged in the business of solid waste
1059 handling having a contract with a city or town for that purpose.

1060 X. "County jurisdiction" means the geographic area for which King County
1061 government has comprehensive planning authority for solid waste management either by
1062 law, such as unincorporated areas, or by interlocal agreement, or both.

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1063 Y. "County solid waste" means all solid waste generated, collected, or disposed
1064 within the county jurisdiction.

1065 Z. "Curbside collection" means the pick-up of recyclable materials and solid
1066 waste from a household. This pick-up may be at a curb, end of driveway, or alleyway
1067 from either a single family or multifamily dwelling.

1068 AA. "Dangerous wastes" means any solid waste designated as dangerous waste
1069 by the Washington state Department of Ecology under chapter 173-303 WAC,
1070 ~~((D))~~ dangerous waste regulations.

1071 BB. "Department" means any executive department and administrative office as
1072 defined by King County ordinance or other applicable law and includes, but is not limited
1073 to, all county agencies not associated with a department, such as the prosecuting attorney,
1074 the assessor, ~~((the sheriff))~~ and the council.

1075 CC. "Director" means the director of the department of natural resources and
1076 parks or designee.

1077 DD. "Disposal" means the discharge, deposit, injection, dumping, leaking, or
1078 placing of any solid waste into or on any land or water.

1079 EE. "Disposal facility" means a facility or facilities where any final treatment,
1080 utilization, processing, or disposal of solid waste occurs.

1081 FF. "Disposal system" means the system of solid waste facilities, rules, and
1082 procedures established in accordance with this title.

1083 GG. "Diversion rate" means a measure of the amount of waste materials being
1084 diverted for recycling compared with the total amount that would otherwise be thrown
1085 away.

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1086 HH. "Division" means the solid waste division of the King County department of
1087 natural resources and parks.

1088 II. "Division director" means the manager of the solid waste division of the
1089 department of natural resources and parks of King County, or designee.

1090 JJ. "Drop box facility" means a facility used for the placement of a detachable
1091 solid waste container, such as a drop box, including the area adjacent for necessary
1092 entrance and exit roads, unloading, and turnaround areas. A drop box facility normally
1093 serves self-haulers with loose loads and receives waste from off-site. A drop box facility
1094 may also include containers for separated recyclable materials.

1095 KK. "Eligible C&D demolition project" means a project on one or more
1096 contiguous lots under common ownership or documented legal control and the
1097 aggregated square footage space of the buildings and structures to be demolished exceeds
1098 six thousand square feet.

1099 LL. "Environmentally preferable products" means products that have fewer or
1100 reduced negative impacts on human health or the environment compared to competing
1101 products that serve the same purpose. This comparison may consider raw materials
1102 acquisition, production, manufacturing, packaging, distribution, operation, maintenance,
1103 reuse, and disposal of the product.

1104 MM. "Facility" means all contiguous land and structures, other appurtenances,
1105 and improvements on the land used for the management of solid waste.

1106 NN. "Federal guidance" means guidelines provided by the United States
1107 Environmental Protection Agency, the Offices of the Federal Environmental Executive,
1108 federal executive orders, or other guidelines offered by federal agencies.

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1109 OO. "Fixed-annual charge" means the total dollar amount the division shall
1110 collect from billing entities each year to recover a portion of the costs of the division's
1111 nondisposal activities, including, but not limited to, regulatory compliance, regional
1112 planning, and zero waste of resources.

1113 PP. "Fixed-rate vehicle" means an enclosed automobile having two or four doors
1114 such as a hatchback or sedan (all without trailers). The definition of Fixed-rate vehicles
1115 does not include minivans, vans, station wagons, sport utility vehicles, trucks, or pick-up
1116 trucks.

1117 QQ. "Franchise area" means a certificated hauler's territorial collection area,
1118 which is delineated in the certificate of convenience and necessity issued by the
1119 Washington Utilities and Transportation Commission.

1120 RR. "Garbage" means all putrescible wastes, except the following:

- 1121 1. Organics that have been source separated for the purpose of recycling,
- 1122 2. Sewage; and
- 1123 3. Sewage sludge.

1124 SS. "Hazardous waste" includes, but is not limited to, explosives, medical wastes,
1125 radioactive wastes, pesticides, and chemicals that are potentially harmful to the public
1126 health or the environment. Unless otherwise defined by the health department,
1127 "hazardous waste" has the same meaning as defined by the Washington state Department
1128 of Ecology in the Washington Administrative Code.

1129 TT. "Hazardous waste management plan" means a plan for managing moderate
1130 risk wastes, under RCW 70.105.220.

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1131 UU. "Health department" means ~~((the Seattle King County department of))~~
1132 public health - Seattle & King County.

1133 VV. "Health officer" means the health department director or designee.

1134 WW. "Host city" means a city that has a county transfer facility within its
1135 incorporated boundaries.

1136 XX. "Household hazardous waste" means any waste that exhibits any of the
1137 properties of dangerous wastes that is exempt from regulation under chapter 70.105
1138 RCW, Hazardous waste management, solely because the waste is generated by
1139 households. Household hazardous waste can also include other solid waste identified in
1140 the local hazardous waste management plan.

1141 YY. "Illegal dumping" means disposing of solid waste in any manner other than
1142 in a receptacle specifically provided for that purpose, in any public place, public road,
1143 public park, or private property or in the waters of King County, except as authorized by
1144 King County or at the official solid waste disposal facility provided by the county.

1145 ZZ. "Industrial solid wastes" means solid waste generated from manufacturing
1146 operations, food processing, or other industrial processes.

1147 AAA. "Interlocal forum" means representatives of the metropolitan King County
1148 council and representatives of incorporated cities and towns within King County
1149 designated by the Suburban Cities Associated and by interlocal agreement to discuss
1150 solid waste issues and facilitate regional cooperation in solid waste management. The
1151 regional policy committee of the council is designated by interlocal agreements between
1152 suburban cities and the county as the solid waste interlocal forum.

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1153 BBB. "Intermediate solid waste handling facility" means any intermediate use or
1154 processing site engaged in solid waste handling that is not the final site of disposal. This
1155 includes material recovery facilities, transfer stations, drop box, facilities, and baling and
1156 compaction sites.

1157 CCC. "Intermodal facility" means any facility operated for the purpose of
1158 transporting closed containers of waste from one mode of transportation to another and
1159 the containers are not opened for further treatment, processing, or consolidation of the
1160 waste.

1161 DDD. "King County solid waste advisory committee" means the committee
1162 formed in accordance with K.C.C. chapter 10.28 and chapter 70.95 RCW to advise the
1163 county on solid waste management planning, assist in the development of programs and
1164 policies concerning solid waste management, and review and comment on the
1165 comprehensive solid waste management plan and other proposed solid waste
1166 management rules, policies, or ordinances before adoption.

1167 EEE. "Landfill" means a disposal facility or part of a facility at which solid waste
1168 is permanently placed in or on land including facilities that use solid waste as a
1169 component of fill.

1170 FFF. "Landfill gas" means gas produced by the microbial decomposition of
1171 municipal solid waste in a landfill.

1172 GGG. "Level of service" means the level and degree of service provided at
1173 facilities, including hours of operation, classes of customers served, and recyclable
1174 materials collection available.

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1175 HHH. "Liquid waste" means any solid waste that is deemed to contain free
1176 liquids as determined by the Paint Filter Liquids Test, Method 9095, in "Test Methods for
1177 Evaluating Solid Waste, Physical/Chemical Methods," EPA Publication SW-846.31.

1178 III. "Littering" means to accumulate, or to place, throw, deposit, put into or in
1179 any land or water or otherwise dispose of solid waste including rubbish, ashes, garbage,
1180 dead animals, industrial solid waste, and all other waste material of every kind and
1181 description in any manner except as authorized by this chapter.

1182 JJJ. "Material recovery facility" or "MRF" means any facility that processes for
1183 transport mixed C&D waste or source separated solid waste for the purpose of recycling.

1184 KKK. "Mattress" means any material or combination of materials that is enclosed
1185 by ticking, used along or in combination with other products, and that is intended for or
1186 promoted for sleeping upon, including futons and crib or child mattresses. "Mattress"
1187 also refers to the foundation, which means a ticking-covered structure used to support a
1188 mattress or sleep surface. The structure may include constructed wood or other frames,
1189 steel springs or other materials, used alone or in combination. "Mattress" does not
1190 include any unattached mattress pad or unattached mattress topper or products containing
1191 liquid-and gaseous-filled ticking, including a waterbed or air mattress that does not
1192 contain upholstery material between the ticking and the mattress core. For per-unit fee
1193 purposes, a foundation will be charged as a separate unit.

1194 LLL. "Mixed C&D waste" means waste containing both recyclable C&D
1195 materials and nonrecyclable C&D waste that has not been separated.

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1196 MMM. "Mixed waste processing" means sorting of solid waste after collection
1197 from the point of generation to remove recyclable materials from the solid waste to be
1198 disposed.

1199 NNN. "Moderate risk waste" means solid waste that is limited to conditionally
1200 exempt small quantity generator (CESQG) waste and household hazardous waste (HHW)
1201 as defined in chapter 173-350 WAC.

1202 OOO. "Municipal solid waste" or "MSW" means a subset of solid waste that
1203 includes unsegregated garbage, rubbish, and similar solid waste material discarded from
1204 residential, commercial, institutional, and industrial sources and community activities,
1205 including residue after recyclable materials have been separated. Solid waste that has
1206 been segregated by source and characteristic may qualify for management as a non-MSW
1207 solid waste, at a facility designed and operated to address the waste's characteristics and
1208 potential environmental impacts. MSW does not include:

1209 1. Dangerous wastes other than wastes excluded from ~~((the requirements of))~~
1210 chapter 173-303 WAC in WAC 173-303-071, such as household hazardous wastes;

1211 2. Any solid waste, including contaminated soil and debris, resulting from
1212 response action taken under section 104 or 106 of the Comprehensive Environmental
1213 Response, Compensation and Liability Act of 1980 (42 U.S.C. 9601), chapter 70.105D
1214 RCW, chapter 173-340 WAC or a remedial action taken under those rules;

1215 3. Mixed or segregated recyclable material that has been source-separated from
1216 garbage, rubbish, and similar solid waste. The residual from source separated recyclable
1217 materials is MSW; or

1218 4. C&D waste.

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1219 PPP. "Natural background" means the concentration of a hazardous substance
1220 consistently present in the environment that has not been influenced by localized human
1221 activities.

1222 QQQ. "Noncommercial user" means any person who uses King County solid
1223 waste facilities but is not engaged in the business of solid waste handling.

1224 RRR. "Nonrecyclable C&D waste" means any C&D waste that is not recyclable
1225 C&D materials. C&D waste used as alternative daily cover for landfills or as a waste
1226 stabilizer is considered nonrecyclable C&D waste.

1227 SSS. "Oil" means engine lubricating, gear, hydraulic, fuel, and other types of oil.

1228 TTT. "Operating hours" means those times during which solid waste facilities are
1229 normally open and available for the delivery of solid waste.

1230 UUU. "Organics" means yard waste, food waste, and soiled paper products
1231 determined by the division director to be acceptable for composting.

1232 VVV. "Person" means any individual, association, business, firm, corporation,
1233 limited liability corporation, copartnership, marital community, political subdivision,
1234 municipality, government agency, industry, public or private corporation, or any other
1235 entity whatever.

1236 WWW. "Per-ton-rate vehicle" means any vehicle that is not a fixed-rate vehicle.
1237 "Per-ton-rate vehicles" include, but are not limited to, minivans, vans, station wagons,
1238 sport utility vehicles, vehicles with trailers, trucks, pick-up trucks, motorhomes, buses,
1239 and commercial vehicles.

1240 XXX. "Post-closure" means the requirements placed upon disposal facilities after
1241 closure to ensure their environmental safety for at least a thirty-year period or until the

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1242 site becomes stabilized, which means there is little or no settlement, gas production, or
1243 leachate generation.

1244 YYY. "Postconsumer material" means material has been previously used by
1245 consumers that is diverted from the solid waste stream.

1246 ZZZ. "Practicable" means satisfactory in performance and available at a fair and
1247 reasonable price.

1248 AAAA. "Primary recyclable materials" means recyclable materials that are
1249 commonly collected and are included under the minimum service levels for recycling
1250 collection programs. These include paper, cardboard, glass, tin, and aluminum beverage
1251 containers, high density polyethylene (HDPE) and polyethylene terephthalate (PET)
1252 bottles, and yard waste either less than four inches in diameter((;)) or four feet long, or
1253 both.

1254 BBBB. "Product stewardship" means taking measures to minimize the impacts of
1255 a product on the environment during its life cycle. The principle of product stewardship
1256 applies to designers, suppliers, manufacturers, distributors, retailers, consumers,
1257 recyclers, and disposers.

1258 CCCC. "Putrescible waste" means solid waste that contains material capable of
1259 being readily decomposed by microorganisms and ((which)) that is likely to produce
1260 offensive odors.

1261 DDDD. "Reclamation site" means a location used for the processing or the
1262 storage of recycled waste.

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1263 EEEE. "Recovered material" means waste material that has been recovered from
1264 the solid waste stream, but does not include material generated from and commonly
1265 reused on site in an original manufacturing process.

1266 FFFF. "Recyclable C&D materials" means C&D materials that can be kept out of
1267 or recovered from C&D waste and reused or transformed into a usable product.

1268 Recyclable C&D materials may consist of a single type of recyclable material or a
1269 mixture of two or more types of recyclable materials. Material used to produce hog fuel
1270 is recyclable C&D material.

1271 GGGG. "Recyclable materials" means those solid wastes that are separated for
1272 reuse, recycling, or composting, including, but not limited to, papers, cardboard, metals,
1273 glass, plastic bottles and containers, plastic bags, mattresses, yard waste, food waste,
1274 wood waste, chemicals, oil, textiles, white goods, and other materials that are identified
1275 as recyclable material under the King County comprehensive solid waste management
1276 plan.

1277 HHHH. "Recycled paper" means paper meeting recycled content standards in
1278 federal guidance.

1279 IIII. "Recycled product" means a product manufactured with the maximum
1280 practicable amount of recovered material, especially postconsumer material.

1281 JJJJ. "Recycling" means transforming or remanufacturing waste materials into
1282 usable or marketable materials for use other than landfill disposal or incineration.

1283 "Recycling" does not include collection, compacting, repackaging, or sorting, or any
1284 combination thereof, for the purpose of transport. "Recycling" does not include
1285 combustion of solid waste or preparation of a fuel from solid waste.

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1286 KKKK. "Region" means the area encompassing those cities with solid waste
1287 signed interlocal agreements and unincorporated areas of King County that are included
1288 in the comprehensive solid waste management plan. "Region" includes all of King
1289 County except the cities of Seattle and Milton.

1290 LLLL. "Regional direct" means any solid waste, except C&D waste, generated
1291 and collected in King County and transported to Cedar Hills regional landfill by
1292 conventional long haul transfer vehicles from privately owned solid waste transfer
1293 stations or intermediate handling facilities permitted by the health department as provided
1294 for in King County board of health regulations.

1295 MMMM. "Regulated refrigerant" means a class I or class II substance as listed in
1296 Title VI of the Federal Clean Air Act Amendments of 1990.

1297 NNNN. "Residual C&D waste" means the nonrecyclable waste remaining after
1298 recycling processes have removed recyclable C&D materials.

1299 OOOO. "Reuse" means the return of a commodity into the economic stream for
1300 use.

1301 PPPP. "Rubbish" means all nonputrescible wastes, except C&D waste or
1302 materials that have been source separated for the purpose of recycling.

1303 QQQQ. "Rural transfer facilities" means the Vashon and Enumclaw transfer
1304 stations, the Cedar Falls and Skykomish drop box facilities, and other facilities the
1305 division director designates as rural transfer facilities.

1306 RRRR. "Salvaging" or "scavenging" means the removal of materials from a solid
1307 waste facility without the authorization of the division director and the health officer.

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1308 SSSS. "Secondary recyclable materials" means those recyclable materials that
1309 have not been designated as being included in the county's minimum service levels for
1310 recyclable materials collection. "Secondary recyclable" are those with generally limited
1311 markets, a lack of collection systems, or a limited number of generators of the material.

1312 TTTT. "Secured load" means a load of solid waste that has been securely
1313 fastened, covered, or both in a manner that will prevent the covering or any part of the
1314 load from becoming loose, detached, or leaving the vehicle while the vehicle is moving
1315 except sand may be dropped for the purpose of securing traction.

1316 UUUU. "Self-hauler" means county residents, business, and institutions who
1317 choose to bring their municipal solid waste and recyclable materials to the transfer
1318 facilities themselves.

1319 VVVV. "Service Area" means each separate, geographical area of a city serviced
1320 by the city's own employees, a contract hauler, or a certificated hauler. For the
1321 unincorporated area, "service area" means each separate, geographical area specified in a
1322 certificate issued by the Washington Utilities and Transportation Commission to a
1323 certificated hauler. A contract or certificated hauler may provide service to more than
1324 one service area. Each such service area remains distinct even if serviced by the same
1325 contract or certificated hauler.

1326 WWWW. "Shall" and "will" in a policy mean that it is mandatory to carry out the
1327 policy. "Should" in a policy provides noncompulsory guidance and establishes some
1328 discretion in making decisions. "May" in a policy means that it is in the interest of the
1329 county or other named entity to carry out the policy but there is a total discretion in
1330 making decisions.

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1331 XXXX. "Solid waste" or "wastes" means all putrescible and nonputrescible solid
1332 and semisolid wastes, except wastes identified in WAC 173-350-020, including, but not
1333 limited to, garbage, rubbish, ashes, industrial wastes, commercial waste, sewage sludge,
1334 demolition and construction wastes, abandoned vehicles or parts thereof, contaminated
1335 soils and contaminated dredged material, discarded commodities, and recyclable
1336 materials.

1337 YYYY. "Solid waste collection entity" means every person owning, controlling,
1338 operating, or managing vehicles used in the business of transporting solid waste for
1339 collection or disposal, or both, for compensation within the county jurisdiction, including
1340 all certificated haulers, any city using its own employees, or any person operating under a
1341 contract with or franchise from a city or town performing solid waste collection services
1342 within the jurisdiction city or town's. For the purposes of K.C.C. 10.12.021, "solid waste
1343 collection" entity is limited to certificated haulers, contract haulers, and any city using its
1344 own employees.

1345 ZZZZ. "Solid waste facility" means a disposal facility or intermediate solid waste
1346 handling facility. "Solid waste facility" includes, but is not limited to, transfer stations,
1347 intermodal facilities, landfills, incinerators, composting plants, and facilities for the
1348 recycling or recovery of resources from solid waste or the conversion of the energy from
1349 solid waste to more useful forms or combinations thereof. "Solid waste facility" includes
1350 all contiguous land, including buffers and setbacks, and structures, other appurtenances,
1351 and improvements on the land used for solid waste handling.

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1352 AAAAA. "Solid waste interlocal agreement" means an agreement between a city
1353 and the county for use of the King County solid waste system for disposal of solid waste
1354 generated or collected within the city.

1355 BBBBB. "Solid waste management" means the systematic administration of
1356 activities that provide for the reduction in generated volume, source separation,
1357 collection, storage, transportation, transfer, recycling, processing, treatment, and disposal
1358 of solid waste. "Solid waste management" includes public education and marketing
1359 activities.

1360 CCCCC. "Solid waste system" means King County's system of solid waste
1361 facilities as authorized under RCW 36.58.040 as here enacted or otherwise amended and
1362 as established in accordance with the approved King County comprehensive solid waste
1363 management plan.

1364 DDDDD. "Source separation" means the separation of recyclable materials from
1365 other solid waste at the place where the waste originates.

1366 EEEEEE. "Special waste" means all nonhazardous wastes that have special
1367 handling needs or have specific waste properties that require waste clearance by either
1368 the division or the health department, or both. These wastes are specified in the waste
1369 acceptance rule (P.U.T. 7-1-5 (PR) or future amendments of that rule), and include
1370 contaminated soil, asbestos-containing materials, wastewater treatment plant grit,
1371 industrial wastes, and other wastes.

1372 FFFFFF. "Suspect waste" means any waste the division director suspects may be
1373 unauthorized waste.

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1374 GGGGG. "Sustainable building principles" means the use of energy- and
1375 resource-efficient site and building design, construction, operations, and management.

1376 HHHHH. "Transfer facility" or "transfer station" means a permanent fixed,
1377 supplemental collection and transportation facility used by either persons or route
1378 collection vehicles, or both to deposit collected solid waste from off-site into a larger
1379 transfer vehicle for transport to a solid waste handling facility. "Transfer facility" or
1380 "transfer station" may also include recycling operations.

1381 IIIII. "Unacceptable waste" means any material for which the transportation or
1382 disposal would constitute a violation of any governmental requirement pertaining to
1383 health, safety, or the environment. The material may include, but is not limited to,
1384 hazardous, extremely hazardous, or dangerous waste as designated under Washington
1385 state or federal law, including, but not limited to, regulations contained in the Washington
1386 Administrative Code, now in effect or as may be hereafter amended, or in the Code of
1387 Federal regulations, now in effect or as may be hereafter amended.

1388 JJJJJ. "Unauthorized waste" means waste that is not acceptable for disposal at
1389 any or a specific solid waste facility according to applicable rules or a determination of
1390 the division director.

1391 KKKKK. "Uncompacted waste" means any solid waste in an uncompressed or
1392 loose condition.

1393 LLLLL. "Unincorporated service area" means the geographical area of
1394 unincorporated King County designated to receive the solid waste, recyclable material,
1395 and organics collection services defined in this chapter. The unincorporated service area
1396 does not include:

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- 1397 1. Vashon Island (served under Certificate No. G-87, Tariff No. 7);
1398 2. Snoqualmie pass (served under Certificate No. G-237, Tariff No. 10); and
1399 3. Areas where residential garbage collection service is not provided by a
1400 certified hauler.

1401 MMMMM. "Unsecured load" means a load of solid waste that has not been
1402 securely fastened, covered, or both to prevent the covering or any part of the load from
1403 becoming loose, detached, or leaving the vehicle while the vehicle is moving.

1404 NNNNN. "Urban transfer facilities" means the county's Algona, Bow Lake,
1405 Factoria, Houghton, Shoreline, and Renton transfer facilities and other transfer facilities
1406 the division director designates as urban transfer facilities.

1407 OOOOO. "Washington Utilities and Transportation Commission" means the state
1408 commission created under chapter 80.01 RCW, as now enacted or hereafter amended.

1409 PPPPP. "Waste diversion plan" means a plan prepared in a format approved by
1410 the division and submitted to the division by the generator, including but not limited to
1411 the property owner or demolition contractor, for an eligible C&D demolition project as
1412 required by K.C.C. 10.30.020.A.

1413 QQQQQ. "Waste export" means the act of sending waste to a disposal facility
1414 out of the region.

1415 RRRRR. "Waste reduction" means reducing the amount or type of waste
1416 generated.

1417 SSSSS. "Waste stream" means the total flow of solid waste from homes,
1418 businesses, institutions, and manufacturing plants that must be recycled or disposed in

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1419 landfills, or any segment thereof, such as the "residential waste stream" or the "recyclable
1420 waste stream."

1421 TTTTT. "White goods" means major appliances, including refrigerators, freezers,
1422 heat pumps, air conditioners, stoves, ranges, dishwashers, washers, dryers, trash
1423 compactors, dehumidifiers, and other appliances specified by the division director.

1424 UUUUU. "White goods collection area" means an area used by county residents
1425 to deposit source separated white goods.

1426 VVVVV. "Wood waste" means solid waste consisting of wood pieces or
1427 particles generated as a byproduct resulting from the handling and processing of wood,
1428 including, but not limited to, hog fuel, sawdust, shavings, chips, bark, small pieces of
1429 wood, stumps, limbs, and any other material composed largely of wood that has no
1430 significant commercial value, but does not include slash developed from logging
1431 operations unless disposed of on a different site, and does not include wood pieces or
1432 particles containing chemical preservatives such as creosote, pentachlorophenol, or
1433 copper-chrome-arsenate.

1434 WWWWW. "Woody debris" means natural vegetation greater than four inches in
1435 diameter, four feet in length, or both, such as stumps, fallen tree branches, or limbs,
1436 resulting from land clearing activity, storms, or natural disasters.

1437 XXXXX. "Yard waste" means a compostable organic material generated in yards
1438 or gardens, including but not limited to, leaves, grass, branches, prunings, and clippings
1439 of woody and fleshy plants and unflocked holiday trees, but does not include rocks, dirt
1440 or sod, concrete, asphalt, bricks, land-clearing wastes, demolition wastes, wood waste, or
1441 food waste.

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1442 YYYYY. "Yard waste collection area" means an area used by county residents,
1443 businesses, and institutions to deposit source-separated yard waste.

1444 ZZZZZ. "Zero waste of resources" is a planning principle and framework
1445 designated to eliminate the disposal of materials with economic value through reuse,
1446 recycling, or both.

1447 SECTION 35. Resolution 28232, Section 13, as amended, and K.C.C. 12.44.160
1448 are hereby amended as follows:

1449 The captain, owner, or operator of any watercraft shall file a written report within
1450 forty-eight hours with the sheriff's (~~(department)~~) office or Washington State Patrol of
1451 any accident involving death or personal injury requiring medical treatment or property
1452 damage in excess of two hundred dollars in which such watercraft shall have been
1453 involved on waters of King County.

1454 SECTION 36. Resolution 28232, Section 14, as amended, and K.C.C. 12.44.170
1455 are hereby amended as follows:

1456 All required accident reports and supplemental reports and copies thereof shall be
1457 without prejudice to the individual so reporting and shall be for the confidential use of the
1458 sheriff's (~~(department)~~) office, prosecuting attorney, or other peace and enforcement
1459 officer as provided herein, except that any such officer may disclose the identity of a
1460 person reported as involved in an accident when such identity is not otherwise known or
1461 when such person denies the person's presence at such accident. No such accident report
1462 or copy thereof shall be used as evidence in any trial, civil or criminal, arising out of an
1463 accident, except that any officer above named for receiving accident reports shall furnish,
1464 upon demand of any person who has, or who claims to have, made such a report, or, upon

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1465 demand of any court, a certificate showing that a specified accident report has or has not
1466 been made to the county sheriff, solely to prove a compliance or a failure to comply with
1467 the requirement that such a report be made in the manner required by law.

1468 SECTION 37. Ordinance 2041, Section 7, and K.C.C. 12.54.070 are hereby
1469 amended as follows:

1470 The ((~~director of the department of public safety~~)) county sheriff shall have the
1471 power to enter into contracts with municipalities for the enforcement of state laws, state
1472 rules and regulations, and city ordinances related to gambling activities.

1473 SECTION 38. Ordinance 12808, Section 3, as amended, and K.C.C. 24.28.020
1474 are hereby amended as follows:

1475 A. The project-based credit enhancement program will add to the stock of
1476 workforce housing aiding the poor and infirm of King County. The program is intended
1477 to create an incentive to develop new types of housing, increased affordability for
1478 residents, and realization of multiple growth management goals. Extension of credit
1479 enhancements to housing developers to secure favorable financing terms for housing
1480 projects should result in tangible benefits to the direct beneficiaries, who are poor and
1481 infirm residents of the proposed housing, and other public benefits, as appropriate.

1482 Project-based credit enhancements may be utilized for one or more of the following:

1483 1. Enabling the development of needed housing that would not otherwise have
1484 been built were the project-based credit enhancement unavailable;

1485 2. Increasing the affordability of individual units that are targeted for lower
1486 income households within workforce housing projects; and

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1487 3. Providing a payment to King County in lieu of additional project affordability
1488 for the purpose of developing affordable housing at another location.

1489 B. Eligible applicants may include public housing authorities, nonprofit
1490 organizations, for-profit organizations, local governments, public agencies, and public
1491 development authorities.

1492 C. Eligible beneficiaries must be the poor and infirm of King County. These
1493 persons are commonly recognized as households earning eighty percent or less of the
1494 county median income and persons or households with special needs.

1495 D. Project-based credit enhancements are to be used to assist the development of
1496 mixed-income projects that add to the stock of workforce housing units in King County,
1497 including homeownership opportunities for eligible beneficiaries. Owned housing must
1498 remain affordable for subsequent buyers who are eligible beneficiaries or upon resale to
1499 an ineligible buyer the county shall recapture the subsidy provided by the credit
1500 enhancement. Rental projects must guarantee long term affordability to eligible
1501 beneficiaries. Eligible activities shall include ~~((new construction and))~~ acquisition
1502 ~~((and/or))~~, which may include rehabilitation of existing housing when the final product
1503 will yield additional workforce housing units, and new construction.

1504 E. Projects assisted through the project-based credit enhancement program must
1505 be located in urban centers or within close proximity to transit hubs or corridors. Projects
1506 proposed to be sited elsewhere may be considered when there are unique opportunities to
1507 aid eligible beneficiaries. These projects shall nevertheless demonstrate access to
1508 employment, transportation, and ~~((;))~~ human services ~~((;))~~ and adequate infrastructure to
1509 support housing development.

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1510 F. Applications for project-based credit enhancements should be accepted year-
1511 round to accommodate timely approval of final financial arrangements for projects.
1512 Proposed projects must detail the financial benefit of the project-based credit
1513 enhancement over the life of the project and how that benefit will be realized by eligible
1514 beneficiaries residing in the project.

1515 G. All projects shall undergo rigorous review for financial, legal, and policy
1516 compliance by staff from appropriate county agencies, including the housing(~~(~~
1517 ~~homelessness~~)) and community development division, the finance and business operations
1518 division, and the office of the prosecuting attorney. When determined necessary by staff,
1519 review by the county's economic development consultant and bond counsel, as well as
1520 opinions from a bond rating service, shall be required. Project-based credit enhancements
1521 shall be used to improve the credit worthiness of the housing developer, but shall never be
1522 used as a sole source of credit worthiness of an applicant. Developers and developer teams
1523 shall be competent, experienced, and financially stable. Minimum standards for developers
1524 and projects shall be established by the executive.

1525 H. Projects shall conform with applicable county requirements for contracting
1526 services.

1527 I. All contingent loan agreements resulting in a project-based credit enhancement
1528 for a project shall be structured to minimize the county's financial risk and shall ensure the
1529 county's right to review all project records and direct corrective measures deemed
1530 necessary to prevent financial instability, material, or technical default. All agreements
1531 shall be reviewed and approved by appropriate county agencies, including the housing(~~(~~
1532 ~~homelessness~~)) and community development division, the finance and business operations

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1533 division, the office of the prosecuting attorney, and the office of risk management services,
1534 and shall be reviewed by the county's economic development consultant and bond counsel,
1535 as appropriate.

1536 SECTION 39. Ordinance 18591, Section 6, as amended, and K.C.C. 24.28.050
1537 are hereby amended as follows:

1538 A. The King County Housing Authority credit enhancement program is hereby
1539 created.

1540 B. The King County Housing Authority shall be the only eligible user of the
1541 program.

1542 C. All projects financed under the program shall satisfy the requirements of state
1543 housing authority law, chapter 35.82 RCW, which requires a minimum of fifty percent of
1544 the units in a project be made available to and affordable to eligible beneficiaries, which
1545 are households with income at or below eighty percent of the area median income.

1546 D. Credit enhancement under the program will be utilized by the King County
1547 Housing Authority to assist in the acquisition, new construction, or rehabilitation, or any
1548 combination of acquisition, new construction, and rehabilitation, of housing that adds to
1549 the stock of workforce housing units in King County. The purpose of the King County
1550 Housing Authority credit enhancement program is to provide long term affordability to
1551 eligible beneficiaries consistent with the requirements of state housing authority law.

1552 E. All properties developed or acquired under the program must be located in
1553 areas with access to high-capacity transit, schools, jobs, or other social amenities that
1554 support upward economic mobility.

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1555 F. The King County Housing Authority may submit requests to commit credit
1556 enhancement under the program on a rolling basis until December 31, 2022, at which
1557 time no new credit enhancement commitments shall be made.

1558 G. Credit enhancements under the program shall be provided and underwritten to
1559 the financial strength, legal, and policy compliance of the King County Housing
1560 Authority and not based on an individual project viability review. Credit enhancements
1561 shall be used to provide the King County Housing Authority with ready access to
1562 municipal credit markets at the lowest available interest rates.

1563 H. All financial instruments utilized by the King County Housing Authority with
1564 credit enhancements under the program shall comply with all state and federal law.

1565 I. All contingent loan agreements resulting in credit enhancement under the
1566 program shall be structured to minimize the county's financial risk, and the county shall
1567 have recourse to the King County Housing Authority's general revenues as security for its
1568 contingent loan agreements.

1569 J. The King County Housing Authority shall provide to the housing((;
1570 homelessness)) and community development division its annual audited financial
1571 statements within ten days of receipt and participate in an annual credit review by the
1572 appropriate county agencies, including the housing((, homelessness)) and community
1573 development division, the finance and business operations division, and the office of the
1574 prosecuting attorney, with review by the county's economic development consultant and
1575 bond counsel, as appropriate.

1576 K. The executive is authorized to collect an application fee up to 0.3 percent of the
1577 amount of credit enhancement committed under the program. The application fee shall be

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1578 payable on the effective date of each commitment of county credit enhancement under the
1579 program. The proceeds of the application fee shall be deposited in the housing and
1580 community development fund and used for program administrative costs.

1581 L. The executive is authorized to impose an annual monitoring fee of up to
1582 0.1 percent of the amount committed under the program's credit enhancement. The

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- 1583 proceeds of the monitoring fee shall be deposited in the housing and community
- 1584 development fund and used for program administrative costs.

Ordinance 19741 was introduced on 8/15/2023 and passed by the Metropolitan King County Council on 2/27/2024, by the following vote:

Yes: 9 - Balducci, Barón, Dembowski, Dunn, Mosqueda, Perry, Upthegrove, von Reichbauer and Zahiray

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

DocuSigned by:

 E76CE01F07B14EF...
 Dave Upthegrove, Chair

ATTEST:

DocuSigned by:

 8DE1BB375AD3422...
 Melani Hay, Clerk of the Council

APPROVED this _____ day of 3/5/2024, _____.

DocuSigned by:

 4FBCAB8196AE4C6...
 Dow Constantine, County Executive

Attachments: None

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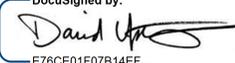
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dave.upthegrove@kingcounty.gov
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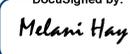
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You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

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