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| 2-9-16 |  |  | **S1** |
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|  | Sponsor: | Kohl-Welles & Upthegrove | |
| REC |  |  |  |
|  | Proposed No.: | 2015-0363 | |
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**STRIKING AMENDMENT TO PROPOSED ORDINANCE 2016-0363, VERSION 1**

On page 1, beginning on line 11, strike everything through page 5, line 75, and insert:

"STATEMENT OF FACTS:

1. Historically, the department of public health has received unsolicited donations in support of specific services or programs such as the health care for the homeless respite program and the preparedness unit.

2. A program to actively solicit donations could result in an increased level of support and help address the department of public health's financial challenges. The program could include adding the department of public health to the King County employee giving program so that the department of public health could solicit and accept donations from employees during the annual giving drive.

3. Under existing King County Code provisions, the department of public health is not authorized to solicit donations. Additionally, with the exception of the emergency medical services division, donations of more than two thousand dollars must be accepted by motion of the county council.

4. The procedures that govern acceptance of donations by the emergency medical services division, which were adopted in 1986 in Motion 6605, are out of date.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

NEW SECTION. SECTION 1. There is hereby added to K.C.C. chapter 2.35A a new section to read as follows:

A. The executive, the director of the department of executive services, the director of the department of public health, councilmembers and staff who report directly to those officers or officials and who do so at those officers' or officials' direction, may solicit or accept from the general public and business communities and all other persons, gifts, bequests and donations in support of department of public health services.

B. All gifts, bequests or donations of money to the county for department of public health purposes shall be deposited and credited as follows:

1. For emergency medical services purposes, to the emergency medical services fund under K.C.C. 4A.200.268;

2. For environmental health purposes, to the environmental health fund under K.C.C. 4A.200.281;

3. For local hazardous waste management program purposes, to the local hazardous waste fund under K.C.C. 4A.200.400; and

4. For all other department of public health services, to a subfund of the public health fund under K.C.C. 4A.200.520.

C. Once the gift, bequest or donation is accepted, the director of the department of public health shall ensure that expenditures from the gift, bequest or donation are consistent with the terms, if any, requested by the grantor.

D. The acceptance and use of a gift, bequest or donation to the county for department of public health purposes shall not create an ongoing obligation on the part of the county or the department to carry out any program or service funded with the gift, bequest or donation after the gift, bequest or donation has been spent.

NEW SECTION. SECTION 2. There is hereby added to K.C.C. chapter 2.80 a new section to read as follows:

This chapter does not apply to gifts, bequests or donations, of under fifty thousand dollars, received for department of public health purposes.

NEW SECTION. SECTION 3. There is hereby added to K.C.C. chapter 3.04 a new section to read as follows:

Neither the solicitation nor the acceptance of gifts, bequests or donations permitted under K.C.C. chapter 2.35A constitutes a violation of this chapter.

SECTION 4. Ordinance 12075, Section 19, and K.C.C. 4A.200.300 are hereby amended to read as follows:

A. A financial gifts trust and contribution fund is hereby created.

B. The fund is a first tier fund. It is a special revenue fund.

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

D. All gifts, bequests and donations of financial assets to the county for purposes specified by the grantor shall be deposited and credited to the fund, except as authorized in K.C.C. 2.80.053, 2.80.055, ((~~2.80.057,~~)) 2.80.060, ((~~and~~)) 2.80.070, 2.80.080 and section 2 of this ordinance.

E. The moneys shall be used for the purposes specified in the gift, bequest or donation. Each gift, bequest or donation to the county for a specified purpose shall be accounted for individually within the fund until that gift, bequest or donation has been fully expended.

SECTION 5. Ordinance 12525, Section 7, as amended, and K.C.C. 4A.200.520 are hereby amended to read as follows:

A. There is hereby created the public health fund.

B. The fund shall be a second tier fund. It is a special revenue fund.

C. The director of the department of public health shall be the manager of the fund.

D. All receipts from federal, state and local sources, including license, ((~~and))~~ permit and other fees administered by the department of public health, shall be deposited in the fund, except that gifts, bequests or donations for department of public health purposes under section 1.B.4. of this ordinance shall be deposited in a subfund in the public health fund.

SECTION 6. The following are each hereby repealed:

1. Ordinance 17226, Section 1, and K.C.C. 2.16.081;
2. Ordinance 17226, Section 2, and K.C.C. 2.80.057; and
3. Ordinance 17226, Section 3, and K.C.C. 3.04.200."

**EFFECT:** The amendment revises K.C.C. 4A.200.300, to add gifts to Public Health to the list of exceptions to county policy directing that gifts be credited to the general county gifts trust and contribution fund, and revises the language describing the Public Health exception in K.C.C. 2.80 to align it with existing Code language around such exceptions. The amendment also clarifies that the acceptance and use of donated amounts for a program or service does not create an ongoing obligation on the part of the County or Public Health to continue to fund that program or service after the donated amounts have been spent. Finally, the amendment allows Public Health to accept donations up to $50,000 without Council approval, which is the same amount as other departments that have been provided an exemption to the County’s general rules.