



King County

KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

November 19, 2007

Ordinance 15971

Proposed No. 2007-0608.2

Sponsors Lambert, Ferguson, Constantine,
Hague, Dunn, von Reichbauer,
Patterson and Phillips

1 AN ORDINANCE relating to the organization of records,
2 elections and licensing services delivery within the
3 executive branch; and amending Ordinance 11348, Section
4 4, as amended, and K.C.C. 1.05.040, Ordinance 13932,
5 Section 3, and K.C.C. 1.05.105, Ordinance 11348, Section
6 6, as amended, and K.C.C. 1.05.115, Ordinance 8627,
7 Section 3, and K.C.C. 1.06.030, Ordinance 8627, Section 4,
8 and K.C.C. 1.06.040, Ordinance 9391, Section 1, as
9 amended, and K.C.C. 1.08.020, Ordinance 8113, Sections 2
10 through 3, as amended, and K.C.C. 1.10.020, Ordinance
11 8113, Section 4, and K.C.C. 1.10.030, Ordinance 8113,
12 Section 7, and K.C.C. 1.10.060, Ordinance 8113, Section 8,
13 as amended, and K.C.C. 1.10.070, Ordinance 884, Section
14 1, as amended, and K.C.C. 1.12.010, Ordinance 1053,
15 Sections 1 and 2, as amended, and K.C.C. 1.12.020,
16 Ordinance 1346, Section 1, and K.C.C. 1.14.010,
17 Ordinance 1346, Section 2, and K.C.C. 1.14.020,

18 Ordinance 1346, Section 3, and K.C.C. 1.14.030,
19 Ordinance 1346, Section 4, and K.C.C. 1.14.040,
20 Ordinance 1346, Section 5, and K.C.C. 1.14.050,
21 Ordinance 159, Section 4, as amended, and K.C.C.
22 1.16.040, Ordinance 159, Section 5, as amended, and
23 K.C.C. 1.16.050, Ordinance 159, Section 6, as amended,
24 and K.C.C. 1.16.060, Ordinance 834, Section 1, as
25 amended, and K.C.C. 1.16.100, Ordinance 8024, Section 2,
26 and K.C.C. 1.18.020, Ordinance 8024, Section 5, and
27 K.C.C. 1.18.050, Ordinance 8024, Section 6, and K.C.C.
28 1.18.060, Ordinance 8024, Section 7, and K.C.C. 1.18.070,
29 Ordinance 8024, Section 8, and K.C.C. 1.18.080,
30 Ordinance 695, Section 2, as amended, and K.C.C.
31 2.12.020, Ordinance 10698, Section 2, and K.C.C.
32 2.12.035, Ordinance 5962, Section 2, as amended, and
33 K.C.C. 2.12.080, Ordinance 1660, Sections 1 through 2, as
34 amended, and K.C.C. 2.12.120, Ordinance 12075, Section
35 1, and K.C.C. 2.12.160, Ordinance 9168, Section 2, and
36 K.C.C. 2.12.170, Ordinance 12550, Section 2, as amended,
37 and K.C.C. 2.14.020, Ordinance 14199, Section 11, as
38 amended, and K.C.C. 2.16.035, Ordinance 11955, Section
39 12, as amended, and K.C.C. 2.16.100, Ordinance 394,
40 Section 5, as amended, and K.C.C. 2.20.050, Ordinance

41 12075, Section 8, and K.C.C. 2.36.030, Ordinance 14482,
42 Section 7, and K.C.C. 2.49.060, Ordinance 15453, Section
43 4, and K.C.C. 2.53.031, Ordinance 15453, Section 6, and
44 K.C.C. 2.53.051, Ordinance 1308, Section 6, as amended,
45 and K.C.C. 3.04.050, Ordinance 543, Section 4, as
46 amended, and K.C.C. 3.08.040, Ordinance 543, Section 6,
47 as amended, and K.C.C. 3.08.060, Ordinance 12014,
48 Section 4, and K.C.C. 3.08.070, Ordinance 12026, Section
49 9, and K.C.C. 4.18.080, Ordinance 1888, Article I Section
50 2, as amended, and K.C.C. 6.01.010, Resolution 6574
51 (part), as amended, and K.C.C. 6.08.030, Ordinance 10498,
52 Sections 47 through 60, as amended, and K.C.C. 6.64.660,
53 Ordinance 5220, Section 2, as amended, and K.C.C.
54 6.80.020, Ordinance 11177, Section 5, as amended, and
55 K.C.C. 6.84.030, Ordinance 11177, Section 7, as amended,
56 and K.C.C. 6.84.050, Ordinance 11177, Section 9, as
57 amended, and K.C.C. 6.84.070, Ordinance 11177, Section
58 10, as amended, and K.C.C. 6.84.080, Ordinance 12551,
59 Section 5, and K.C.C. 6.84.095, Ordinance 1490, Section 3,
60 as amended, and K.C.C. 8.60.030, Ordinance 4938, Section
61 10, as amended, and K.C.C. 9.04.120, Ordinance 1269,
62 Section 1, as amended, and K.C.C. 11.02.010, Ordinance
63 1396, Article 1 Section 3, as amended, and K.C.C.

64 11.04.020, Ordinance 10423, Section 10, as amended, and
65 K.C.C. 11.04.590, Ordinance 9464, Section 6, as amended,
66 and K.C.C. 11.06.060, Ordinance 3732, Section 1, as
67 amended, and K.C.C. 11.08.040, Resolution 27312, Section
68 1, as amended, and K.C.C. 11.12.010, Ordinance 2473,
69 Section 2, as amended, and K.C.C. 11.28.020, Ordinance
70 3232, Section 2, as amended, and K.C.C. 11.32.020,
71 Ordinance 11992, Section 13, and K.C.C. 12.16.115,
72 Ordinance 13981, Section 6, as amended, and K.C.C.
73 12.17.050, Ordinance 4257, Section 17, as amended, and
74 K.C.C. 12.46.170, Ordinance 1454, Sections 1 through 3,
75 and K.C.C. 12.68.010, Ordinance 10154, Section 4, as
76 amended, and K.C.C. 12.82.040, Ordinance 10393, Section
77 1, as amended, and K.C.C. 12.82.070, Ordinance 10508,
78 Section 1, as amended, and K.C.C. 12.82.080, Ordinance
79 10509, Section 1, as amended, and K.C.C. 12.82.090,
80 Ordinance 10689, Section 1, as amended, and K.C.C.
81 12.82.100, Ordinance 10690, Section 1, as amended, and
82 K.C.C. 12.82.110, Ordinance 10723, Section 1, as
83 amended, and K.C.C. 12.82.120, Ordinance 10724, Section
84 1, as amended, and K.C.C. 12.82.130, Ordinance 10793,
85 Section 1, as amended, and K.C.C. 12.82.140, Ordinance
86 11006, Section 1, as amended, and K.C.C. 12.82.150,

87 Ordinance 11040, Section 1, as amended, and K.C.C.
88 12.82.160, Ordinance 11080, Section 1, as amended, and
89 K.C.C. 12.82.180, Ordinance 11979, Section 1, as
90 amended, and K.C.C. 12.82.190, Ordinance 11991, Section
91 1, as amended, and K.C.C. 12.82.200, Ordinance 11071,
92 Section 1, as amended, and K.C.C. 12.82.400, Ordinance
93 7444, Section 5, as amended, and K.C.C. 15.90.050,
94 Ordinance 13694, Section 40, and K.C.C. 19A.08.050,
95 Ordinance 13694, Section 47, as amended, and K.C.C.
96 19A.08.120, Ordinance 13694, Section 63, and K.C.C.
97 19A.16.030, Ordinance 13694, Section 65, and K.C.C.
98 19A.16.050, Ordinance 13694, Section 75, and K.C.C.
99 19A.20.060, Ordinance 15137, Section 1, and K.C.C.
100 20.36.015, Ordinance 10511, Section 7, as amended, and
101 K.C.C. 20.36.100, Ordinance 4828, Section 7, as amended,
102 and K.C.C. 20.62.070, Ordinance 10870, Section 330, as
103 amended, and K.C.C. 21A.08.030, Ordinance 10870,
104 Section 354, as amended, and K.C.C. 21A.12.170,
105 Ordinance 10870, Section 364, as amended, and K.C.C.
106 21A.14.040, Ordinance 10870, Section 406, as amended,
107 and K.C.C. 21A.18.020, Ordinance 10870, Section 408, as
108 amended, and K.C.C. 21A.18.040, Ordinance 10870,
109 Section 464, as amended, and K.C.C. 21A.24.170,

110 Ordinance 12823, Section 16, as amended, and K.C.C.
111 21A.38.210, Ordinance 13263, Section 10, as amended,
112 and K.C.C. 23.02.090, Ordinance 13263, Section 22, as
113 amended, and K.C.C. 23.24.030, Ordinance 13263, Section
114 23, as amended, and K.C.C. 23.24.040, Ordinance 13263,
115 Section 24, as amended, and K.C.C. 23.24.050, Ordinance
116 13263, Section 48, as amended, and K.C.C. 23.40.010.
117 Ordinance 13263, Section 49, as amended, and K.C.C.
118 23.40.020, Ordinance 13263, Section 51, as amended, and
119 K.C.C. 23.40.040 and Ordinance 3688, Section 409(4), as
120 amended, and K.C.C. 25.16.120.

121

122 STATEMENT OF FACTS:

- 123 1. One of the most important responsibilities entrusted to King County is
124 the conduct of elections.
- 125 2. The King County citizens' elections oversight committee has
126 recommended that elections be a "stand alone" operation.
- 127 3 The Elections Center in their audit of King County elections
128 recommended that elections be a separate division.
- 129 4. The Municipal League has recommended that elections be a separate
130 department.
- 131 5. The director of an elections division will be better able to concentrate
132 on the critical function of conducting, fair and accurate elections.

133 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

134 SECTION 1. Ordinance 11348, Section 4, as amended, and K.C.C. 1.05.040 are
135 each hereby amended to read as follows:

136 A. No person other than a political committee shall make contributions during the
137 election cycle totaling more than one thousand two hundred dollars in the aggregate to
138 any candidate for executive, county council, sheriff, or assessor, nor shall any political
139 committee make contributions during the election cycle totaling more than one thousand
140 two hundred dollars in the aggregate to any candidate for executive, county council,
141 sheriff, or assessor.

142 B. No candidate for executive, county council, sheriff, or assessor shall accept or
143 receive during the election cycle campaign contributions totaling more than one thousand
144 two hundred dollars in the aggregate from any person other than a political committee,
145 nor shall any such candidate accept or receive during the election cycle campaign
146 contributions totaling more than one thousand two hundred dollars in the aggregate from
147 any political committee.

148 C. The limitations in this section shall not apply to:

149 1. A candidate's contributions of his((~~t~~)) or her own resources to his((~~t~~)) or her
150 own campaign; the limitations imposed by this section shall apply to the contributions of
151 all others; and

152 2. Independent expenditures as defined by this chapter; and

153 3. The value of in-kind labor; and

154 4. Contributions to or expenditures from public office funds made consistent
155 with the provisions of RCW 42.17.243.

156 D. Surplus campaign funds, as defined in RCW 42.17.030, from a candidate's
157 prior campaign and contributions received by a candidate in connection with a campaign
158 for another office may be used by that candidate for the candidate's current campaign
159 only to the extent that such funds are derived from contributions that were within the
160 dollar limitations imposed by this chapter. If such funds are from a campaign not
161 governed by this chapter, a candidate may use only so much of each contribution
162 previously received as would have been allowable as a contribution under this chapter if
163 it had applied to that campaign. The source of a candidate's surplus campaign funds shall
164 be determined to be derived from the most recent contributions received by such
165 candidate or that candidate's political committee which in total equal the amount of the
166 surplus campaign funds. A candidate must file a statement with the ~~((records and))~~
167 elections division and the Public Disclosure Commission which identifies any funds used
168 pursuant to this section. The statement shall include the following information for each
169 amount transferred: The original contributor, original date of contribution, amount
170 originally contributed, and the portion of each contribution transferred to the current
171 campaign.

172 SECTION 2. Ordinance 13932, Section 3, and K.C.C. 1.05.105 are each hereby
173 amended to read as follows:

174 At the beginning of each even-numbered calendar year, the ~~((records and))~~
175 elections division shall increase or decrease all dollar amounts in this chapter based on
176 changes in economic conditions as reflected in the inflationary index used by the
177 Washington state Public Disclosure Commission under RCW 42.17.370. The new dollar
178 amounts established by the ~~((records and))~~ elections division under this section shall be

179 rounded off by the division to amounts as judged most convenient for public
180 understanding and so as to be within ten percent of the target amount equal to the base
181 amount provided in this chapter multiplied by the increase in the inflationary index since
182 the effective date of this ordinance.

183 SECTION 3. Ordinance 11348, Section 6, as amended, and K.C.C. 1.05.115 are
184 each hereby amended to read as follows:

185 The ~~((records and))~~ elections division shall adopt rules consistent with this
186 chapter. Until new rules are adopted, the rules adopted by Ordinance 10742, as amended
187 by Ordinance 11348, remain in effect.

188 SECTION 4. Ordinance 8627, Section 3, and K.C.C. 1.06.030 are each hereby
189 amended to read as follows:

190 Before any charitable organization may make a contribution or spend money
191 collected by the organization for political purposes for the elected offices covered in
192 ~~((Section))~~ K.C.C. 1.06.020, it shall file with the manager of the ~~((King County division
193 of records and))~~ elections division an affidavit signed under oath by an authorized official
194 of the entity containing or establishing the following:

195 A. All contributions from the general public to be used for part or all of the
196 campaign contribution were authorized by the donors to be used for campaign
197 contributions for King County elected offices.

198 B. A written authorization that the money may be used for campaign
199 contributions by each donor is on file at the charitable organization's primary office.

200 C. The contributions are kept in a separate segregated political fund.

201 D. A list of the names and addresses of all donors and the amounts donated.

202 SECTION 5. Ordinance 8627, Section 4, and K.C.C. 1.06.040 are each hereby
203 amended to read as follows:

204 Within five business days of making any contribution covered in ~~((Section))~~
205 K.C.C. 1.06.020, the organization shall file with the manager of the ~~((King County~~
206 ~~division of records and))~~ elections division an affidavit under oath stating the amount of
207 the contributions given and the recipients.

208 SECTION 6. Ordinance 9391, Section 1, as amended, and K.C.C. 1.08.020 are
209 each hereby amended to read as follows:

210 A. The manager ~~((, records and))~~ of the elections division ~~((,))~~ is authorized and
211 directed to compensate election inspectors and judges either the state or federal minimum
212 hourly wage, whichever is greater.

213 B. Precinct election officials shall be credited with no more than the following
214 hours for the services provided:

Activity	Hours
Service at a polling place on election day	15.5
Transporting election supplies to and from the ballot collection depot	5
Judge accompanying an Inspector for the delivery of ballots to the collection depot	1
Attendance at training classes	3

215 SECTION 7. Ordinance 8113, Sections 2 through 3, as amended, and K.C.C.
216 1.10.020 are each hereby amended to read as follows:

217 Prior to any primary, general, or special election for which a voters' pamphlet is
218 being prepared, the ~~((King County records and))~~ elections division shall notify each city,
219 town, and special taxing district located wholly within King County that a local voters'
220 pamphlet will be published and distributed; except, in the event the pamphlet is
221 authorized specifically because the election is by mail ballot, notice should be sent to
222 those cities and special taxing districts affected by the proposed annexation and
223 incorporation.

224 SECTION 8. Ordinance 8113, Section 4, and K.C.C. 1.10.030 are each hereby
225 amended to read as follows:

226 Following the effective date of this chapter, the elections division ~~((of records and
227 elections))~~, after consultation with participating jurisdictions, shall adopt and publish
228 administrative rules necessary to facilitate the provisions of this chapter and chapter
229 ~~((29.81A))~~ 29A.32 RCW authorizing the publication and distribution of a local ~~((voter's))~~
230 voters' pamphlet.

231 SECTION 9. Ordinance 8113, Section 7, and K.C.C. 1.10.060 are each hereby
232 amended to read as follows:

233 Any challenge to an explanatory statement prepared or reviewed and approved
234 pursuant to RCW ~~((29.81A.040(3)))~~ 29A.32.240(3) shall be brought within five days
235 from the filing of such explanatory statement with the elections division ~~((of records and
236 elections))~~. Any such challenge shall be brought by way of petition in the ~~((S))~~superior
237 ~~((C))~~court for King County. The petition shall set forth the text of the explanatory
238 statement, the objections thereto, and shall request the amendment of the text of the
239 explanatory statement. The decision of the ~~((S))~~superior ~~((C))~~court shall be final.

240 SECTION 10. Ordinance 8113, Section 8, as amended, and K.C.C. 1.10.070 are
241 each hereby amended to read as follows:

242 Each January following a year in which a voters' pamphlet is produced, the
243 executive shall submit a report to the council evaluating the experience of the elections
244 division (~~((of records and elections experience))~~) in producing the ~~((voter's))~~ voters'
245 pamphlet. The report shall include a statement of overall costs and costs to participating
246 jurisdictions, level of local participation, impacts on election turnout, reception of the
247 pamphlet by voters and participants and any other information necessary to an analysis of
248 the program by the council.

249 SECTION 11. Ordinance 884, Section 1, as amended, and K.C.C. 1.12.010 are
250 each hereby amended to read as follows:

251 A. Precinct Establishment. The voting precincts of King County are hereby
252 established pursuant to state law and shall be as described in the attachments to this
253 section which are hereby adopted, and which shall be retained officially on file in the
254 elections division (~~((of records and elections))~~).

255 B. Precincts Identified. An alpha-numeric system of identifying voting precincts
256 using a combination of letters and numbers shall be established throughout King County.
257 Those precincts located in unincorporated areas of the county which presently have
258 names shall retain them for public purposes in addition to the alpha-numeric designation.
259 Names shall be given only to those new precincts in unincorporated areas of the county
260 which are created from portions of existing named precincts.

261 C. Precinct Revisions. Precincts shall be divided, new precincts created(~~((;))~~) and
262 boundaries of existing precincts altered, as necessary, to implement precinct

263 balancing((;)) and to accommodate the incorporation and annexations of unincorporated
264 county areas into incorporated cities and for the convenience of voters.

265 D. Precinct Balancing. In balancing precincts, voting precincts shall be
266 constructed so as to consist of between two hundred and four hundred registered voters
267 per individual precinct. Where necessary to construct a precinct with less than two
268 hundred representation, it shall be noted on the revision proposal and a full explanation of
269 this deviation provided.

270 E. Revision Approval. Proposed revisions to voting precincts, as provided for in
271 this section, shall be submitted to the council for approval by ordinance no later than May
272 1((st)) of the applicable year. The proposal shall include a replacement for the
273 attachments to this section.

274 F. King County District Court Electoral District Boundaries. The ~~((records and))~~
275 elections division shall submit to the council concurrently with any proposed revisions to
276 voting precincts, proposed revisions to the King County district court electoral district
277 boundaries which result from the proposed voting precinct revisions, as described in
278 K.C.C. chapter 2.68.

279 SECTION 12. Ordinance 1053, Sections 1 and 2, as amended, and K.C.C.
280 1.12.020 are each hereby amended to read as follows:

281 Voting devices and vote tally systems ~~((as defined in RCW 29.01.200))~~ may be
282 used in all primaries and elections, general or special, in all precincts within King County.

283 The manager~~((, records and))~~ of the elections division~~((;))~~ is authorized
284 discretionary use of these voting devices in any type of election and any combination of
285 precincts as provided by law.

286 SECTION 13. Ordinance 1346, Section 1, and K.C.C. 1.14.010 are each hereby
287 amended to read as follows:

288 The elections division (~~((of records and elections))~~) shall file with the clerk of the
289 county council sample forms of the computer printouts which shall indicate the type of
290 information which will be contained on the copies of the computer printouts of the current
291 precinct lists of registered voters available for purchase or inspection. The elections
292 division (~~((of records and elections))~~) may amend the forms to include additional information
293 or to delete information by filing additional or supplemental samples with the clerk of the
294 county council; provided, however, that additional or supplemental filings shall not be
295 made during the period of time commencing ninety days prior to an election and
296 terminating on the date of the election.

297 SECTION 14. Ordinance 1346, Section 2, and K.C.C. 1.14.020 are each hereby
298 amended to read as follows:

299 Copies of computer printouts in the form of samples filed with the clerk of the
300 county council may be inspected by any member of the public at the office of (~~((records~~
301 ~~and))~~) the elections division under such reasonable rules and regulations as the division (~~((of~~
302 ~~records and elections))~~) may prescribe.

303 SECTION 15. Ordinance 1346, Section 3, and K.C.C. 1.14.030 are each hereby
304 amended to read as follows:

305 Copies of the computer printouts in the form of the samples filed with the clerk of
306 the county council may be purchased by any registered voter of the state within ten days
307 after a written request is filed with the elections division (~~((of records and elections))~~).

308 Either paper copies prepared on the copying machines being currently used by the county
309 or microfilm copies may be purchased.

310 SECTION 16. Ordinance 1346, Section 4, and K.C.C. 1.14.040 are each hereby
311 amended to read as follows:

312 Any registered voter of the state within ten days after a written request is filed with
313 the elections division (~~(of records and elections)~~) may purchase the use of copies of the
314 computer magnetic tapes and format being currently used by the division (~~(of records and~~
315 ~~elections)~~), which contain the information from which the lists of current registered voters
316 are compiled, for use in specific elections under the following rules and regulations:

317 A. Copies of the tapes may not be obtained until one hundred ninety days prior to
318 the specific election for which its use is desired.

319 B. All copies obtained shall be returned within ten days after the election.

320 C. The person obtaining copies of the tapes shall sign an affidavit stating the name
321 and address of each person who will have possession of the tapes and the name and address
322 of each person who will operate the computers on which the tapes will be used.

323 D. It is unlawful for anyone to permit a duplicate copy to be made of all or any part
324 of any computer magnetic tape obtained pursuant to this chapter or to permit the use of the
325 computer magnetic tapes to improve, amend, supplement or update the information
326 contained on any other computer magnetic tape.

327 E. When the computer magnetic tapes obtained pursuant to this chapter are
328 returned, the person who obtained them shall sign and deliver to the elections division (~~(of~~
329 ~~records and elections)~~) an affidavit stating: The name and address of each person who had
330 possession of the computer magnetic tapes, the name and address of each person who

331 operated the computers on which the computer magnetic tapes were used; a summary of
332 the information and material which was obtained by using the tapes such as mailing labels
333 or alphabetical or geographical lists; that duplicate copies of all or any portion of the tapes
334 were not made; that the tapes were not used to improve, supplement, amend or update other
335 computer magnetic tapes; and that all computer print-outs and copies with the exception of
336 mailing labels were stamped with the statement contained in ((Section)) K.C.C. 1.14.060.P

337 F. The person who obtained the tapes shall also obtain and deliver to the elections
338 division ((of records and elections)) affidavits from each person who had possession of the
339 tapes or who operated computers on which the tapes were used containing the information
340 required in subsection E. of this section.

341 SECTION 17. Ordinance 1346, Section 5, and K.C.C. 1.14.050 are each hereby
342 amended to read as follows:

343 The purchase price of the copies of the computer tapes and paper and microfilm
344 copies of the computer print-outs shall be established by the elections division ((of records
345 and elections)) by filing with the clerk of the county council prior to each fiscal year a list
346 of the charges which will be made for furnishing copies of the tapes or the computer
347 print-outs during the next fiscal year. The charges shall be determined on the basis of the
348 amount necessary to reimburse the county its actual costs for furnishing copies of the
349 requested tapes and computer print-outs.

350 SECTION 18. Ordinance 159, Section 4, as amended, and K.C.C. 1.16.040 are
351 each hereby amended to read as follows:

352 The clerk of the council shall assign a serial number to each initiative measure or
353 referendum petition, using a separate series for each, and forthwith transmit one copy of the

354 measure proposed, bearing its serial number, to the elections ~~((D))~~division ~~((of Records and~~
355 ~~Elections))~~ and the office of the prosecuting attorney. Thereafter a measure shall be known
356 and designated on all petitions, ballots and proceedings as "Initiative Measure No. . . ." or
357 "Referendum Measure No."

358 SECTION 19. Ordinance 159, Section 5, as amended, and K.C.C. 1.16.050 are
359 each hereby amended to read as follows:

360 Within five days after the filing of an initiative measure or referendum petition with
361 the clerk of the council, the prosecuting attorney shall prepare a ballot title and transmit it
362 to the clerk of the council and the ~~((Records and))~~ ~~((E))~~elections ~~((D))~~division bearing the
363 serial number of the measure. The ballot title shall be a concise statement in the form of a
364 question containing the essential features of the measure and not exceeding twenty words
365 and may be drafted in common language for greater clarity. The ballot title shall be
366 phrased in language so that a yes vote will clearly be a vote in favor of the action or
367 condition that would result from the approval of the measure, and a no vote will clearly be
368 a vote in opposition to such action or condition. In the case of a referendum to ratify or
369 revoke some prior action, the ballot title may refer directly to the prior action rather than to
370 the ratification or revocation of said action. The ballot title prepared by the prosecuting
371 attorney shall be included in the referendum or initiative petition as provided for in
372 ~~((Sections))~~ K.C.C. 1.16.070 and 1.16.080.

373 SECTION 20. Ordinance 159, Section 6, as amended, and K.C.C. 1.16.060 are
374 each hereby amended to read as follows:

375 Upon the filing by the prosecuting attorney of the ballot title for an initiative or
376 referendum measure in that office, the ~~((Records and))~~ ~~((E))~~elections ~~((D))~~division shall

377 forthwith notify the persons proposing the measure, by mail, of the exact language thereof.
378 Thereafter, such ballot title shall be the title of the measure in all proceedings in relation
379 thereto.

380 SECTION 21. Ordinance 834, Section 1, as amended, and K.C.C. 1.16.100 are
381 each hereby amended as follows:

382 A. When petitions for initiative or referendum action are filed with the county
383 council, the ~~((records,)) elections ((and licensing services))~~ division shall proceed to
384 canvass and count the names of the legal voters on the initiative or referendum. The
385 ~~((records, elections and licensing services))~~ division may use any statistical sampling
386 techniques for this canvass that have been approved by the county council. However, no
387 petition shall be rejected on the basis of any statistical method employed and no petition
388 shall be accepted on the basis of any statistical method employed if that method indicates
389 that the petition contains fewer than the requisite number of signatures of legal voters. If
390 the ~~((records, elections and licensing services))~~ division finds the same name signed to
391 more than one petition, it shall count only the first valid signature and shall reject all
392 subsequent instances of the signature of the same person on the petition. After the petitions
393 are processed, the ~~((records, and licensing services))~~ division shall transmit a certified copy
394 of the facts relating to the filing of the petition and the canvass to the county council.

395 B. In the verification of signatures on initiative and referendum petitions, the
396 ~~((records,)) elections ((and licensing services))~~ division shall use the random sampling
397 statistical procedure as authorized by WAC 434-379-010.

398 SECTION 22. Ordinance 8024, Section 2, and K.C.C. 1.18.020 are each hereby
399 amended to read as follows:

400 For the purpose of this chapter the following definitions are adopted:

401 A. ~~((ALTER/ALTERATION-))~~ 1. To "alter" means to cause alteration.

402 "Alteration" is any change to a referendum or initiative petition which occurs between the
403 time the form and language of the petition are approved by the clerk of the council and the
404 time when signed petitions are returned to the clerk, with the exception of:

405 a. The signatures and other information required of the petition signers;

406 b. Normal wear and tear, so long as such wear and tear does not prevent one
407 from reading all of the approved language on the petition.

408 2. The following are representative examples of alteration:

409 a. The addition of any unapproved language, either printed or handwritten;

410 b. The crossing-out, covering or obscuring of approved language;

411 c. The underlining or highlighting of any words or part of the petition;

412 d. The physical attachment to the petition by any means - for example, by
413 stapling, taping, gluing, or clipping - of any unapproved document.

414 3. Alteration is either permanent, that is, observable at the time the signed
415 petitions are returned to the clerk of the council; or temporary, that is, occurring at any time
416 during the solicitation of signatures for the petition but not longer observable when the
417 signed petitions are returned to the clerk of the council.

418 B. ~~((CANVASSING BOARD-))~~ The "canvassing board" shall consist of the
419 ~~((county))~~ executive, the manager of the ~~((records and))~~ elections division~~((,))~~ and the
420 ~~((county prosecutor))~~ prosecuting attorney, or their respective designees. The powers and
421 duties of the canvassing board as set forth in this chapter are independent of any powers
422 and duties created by Title 29A RCW or any other state statute.

423 SECTION 23. Ordinance 8024, Section 5, and K.C.C. 1.18.050 are each hereby
424 amended to read as follows:

425 When signed petitions are filed with the council pursuant to K.C.C. 1.16.100, the
426 clerk of the council shall examine the petitions to determine whether they have been
427 permanently altered. Any altered petitions shall be retained by the clerk and not
428 transmitted to the ~~((records and))~~ elections division for canvassing and counting. The clerk
429 shall notify the petition sponsor~~((s))~~ or sponsors of this action and shall make the altered
430 petitions available for inspection. The ~~((records and))~~ elections division shall incorporate
431 the fact that altered petitions were not counted in its certified copy of the facts filed
432 pursuant to K.C.C. 1.16.100.

433 SECTION 24. Ordinance 8024, Section 6, and K.C.C. 1.18.060 are each hereby
434 amended to read as follows:

435 Before the ~~((records and))~~ elections division certifies the facts relating to the filing
436 and canvass of an initiative petition pursuant to K.C.C. 1.16.100, or before the expiration of
437 forty-five days after enactment of the ordinance which is the subject of a referendum
438 petition, a registered voter may allege that petitions have been temporarily altered. This
439 allegation shall be made by filing with the clerk of the council an affidavit which states the
440 factual basis for the allegation. The clerk of the council shall transmit a copy of the
441 affidavit to the ~~((records and))~~ elections division, which shall proceed to count and canvass
442 the names of the legal voters on the petitions transmitted to it by the clerk of the council. If
443 the number of signatures which would be valid if obtained on unaltered petitions is
444 insufficient to satisfy the requirements of ~~((Charter))~~ Section 230.40 or 230.50 of the King
445 County Charter, then the ~~((records and))~~ elections division shall certify the facts relating to

446 the filing and canvass of the petition pursuant to K.C.C. 1.16.100. If the number of
447 signatures which would be valid if obtained on unaltered petitions satisfies the
448 requirements of ~~((Charter))~~ Section 230.40 or 230.50 of the King County Charter, then the
449 ~~((records and))~~ elections division shall transmit to the members of the canvassing board
450 both its count of the signatures and a copy of the affidavit alleging alteration.

451 SECTION 25. Ordinance 8024, Section 7, and K.C.C. 1.18.070 are each hereby
452 amended to read as follows:

453 The members of the canvassing board, upon receipt from the ~~((records and))~~
454 elections division of an affidavit alleging temporary alteration and a count of the signatures
455 which would be valid if obtained on unaltered petitions, shall convene a fact-finding
456 hearing as follows:

457 A. The canvassing board shall determine whether temporary alteration took place
458 as alleged, and, if so, shall determine whether the number of signatures invalidated by
459 alteration reduces the number of signatures that can be counted below the requirements of
460 ~~((Charter))~~ Section 230.40 or 230.50 of the King County Charter.

461 B. The members of the canvassing board must agree unanimously in order to
462 invalidate signatures pursuant to K.C.C. 1.18.040 ~~((of this chapter))~~.

463 C. The parties to the hearing shall be the petition challenger~~((s))~~ or challengers
464 and the petition sponsor~~((s))~~ or sponsors. The petition challenger~~((s))~~ or challengers
465 shall have the burden of proving the fact, nature~~((s))~~ and extent of the alteration by a
466 preponderance of the evidence.

467 D. The hearing shall be electronically recorded.

468 E. The hearing shall commence no later than three days after the affidavit which
469 alleges alteration and the count of signatures is transmitted to the members of the
470 canvassing board, unless both the petition challenger(~~((s))~~) or challengers and the petition
471 sponsor(~~((s))~~) or sponsors agree upon a later date.

472 F. The (~~(prosecutor)~~) prosecuting attorney or (~~(his)~~) the prosecuting attorney's
473 designee shall be responsible for scheduling the hearing, for giving timely notice of its date
474 to the petition challenger(~~((s))~~) or challengers and petition sponsor(~~((s))~~) or sponsors, and
475 for making procedural rulings during the hearing. These procedural decisions of the
476 (~~(prosecutor)~~) prosecuting attorney or (~~(his)~~) the prosecuting attorney's designee shall be
477 subject to modification by majority vote of the canvassing board.

478 G. The canvassing board shall transmit its findings to the (~~(records and)~~) elections
479 division, which shall incorporate the findings into the certified copy of the facts filed
480 pursuant to K.C.C. 1.16.100.

481 SECTION 26. Ordinance 8024, Section 8, and K.C.C. 1.18.080 are each hereby
482 amended to read as follows:

483 The decision of the clerk of the council regarding permanent alteration and the
484 decision of the canvassing board regarding temporary alteration shall be final unless an
485 aggrieved petition challenger or sponsor both applies for a writ of certiorari with the (~~(King~~
486 ~~County S))superior ((C))court and serves a copy of the writ application on the clerk of the
487 council within ten (~~((10))~~) calendar days of the date the (~~(records and)~~) elections division
488 files a certified copy of the facts pursuant to K.C.C. 1.16.100.~~

489 SECTION 27. Ordinance 695, Section 2, as amended, and K.C.C. 2.12.020 are
490 each hereby amended to read as follows:

491 All records of the King County council and records of the King County
492 commissioners, prior to the establishment of the Home Rule Charter, other than office files
493 and memoranda shall be either photographed, microphotographed, photostated or
494 reproduced on film by the records and ~~((elections))~~ licensing services division.

495 SECTION 28. Ordinance 10698, Section 2, and K.C.C. 2.12.035 are each hereby
496 amended to read as follows:

497 An archives and records management program is hereby established in the records
498 and ~~((elections)))~~ licensing services division. The archives and records management
499 program shall be responsible for:

500 A. Maintaining a facility for storage of inactive and archival records.

501 B. Establishing standards for records storage media to ensure continued public
502 access to public records during their legal retention period and for preservation of
503 archival information.

504 C. Maintaining a directory to current records of county agencies, which shall
505 serve as a public disclosure index as set forth in ~~((RCW))~~ chapter 42.17 RCW. A
506 directory of historical, noncurrent or obsolete records designated archival shall serve as
507 an index to King County administrative history, as provided by ~~((RCW))~~ chapter 40.14
508 RCW.

509 D. Preserving and providing public access to the archival records of King
510 County.

511 SECTION 29. Ordinance 5962, Section 2, as amended, and K.C.C. 2.12.080 are
512 each hereby amended to read as follows:

513 The records, ((elections)) and licensing services division may sell copies of the
514 King County ((e))Code to subscribers other than county agencies or departments for a fee
515 of three hundred dollars plus an additional charge of fifteen cents per page for quarterly
516 supplements.

517 SECTION 30. Ordinance 1660, Sections 1 through 2, as amended, and K.C.C.
518 2.12.120 are each hereby amended to read as follows:

519 The manager of the records ((elections)) and licensing services division shall
520 charge such fees for the provision of recording services as are provided for county auditors
521 in chapters 36.18 and 36.22 RCW and RCW 64.34.202. In addition, the following specific
522 fees apply:

523 A. Record of survey. For land surveys, which shall be eighteen by twenty-four
524 inches or less in size, the fee schedule is:

- | | | |
|-----|---|---------|
| 525 | 1. Basic fee for first page | \$25.00 |
| 526 | 2. Department of natural resources fees | \$26.00 |
| 527 | 3. Centennial preservation fee | \$2.00 |
| 528 | 4. State archives fee | \$1.00 |
| 529 | 5. Each additional page | \$5.00 |

530 B. Short plats and boundary line adjustments. For short plats and boundary line
531 adjustments, legal size or smaller, the manager of the records ((elections)) and licensing
532 services division shall charge such fees as are provided for county auditors in chapter 36.18
533 RCW. For short plats and boundary line adjustments, eighteen by twenty-four inches or
534 less in size, the fee schedule shall be the same as record of survey under K.C.C. 2.12.120A.

