



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

November 12, 2014

Ordinance 17928

Proposed No. 2014-0438.1

Sponsors McDermott

1 AN ORDINANCE relating to fiscal note procedure;
2 amending Ordinance 12076, Section 4, as amended, and
3 K.C.C. 4.04.075, adding a new chapter to K.C.C. Title 4A
4 and recodifying K.C.C. 4.04.075.

5 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

6 SECTION 1. There is hereby established a new chapter in K.C.C. Title 4A. The
7 new chapter shall contain K.C.C. 4.04.075, as recodified by this ordinance.

8 SECTION 2. K.C.C. 4.04.075, as amended by this ordinance, is hereby
9 recodified as a new section in the new chapter established in section 1 of this ordinance.

10 SECTION 3. Ordinance 12076, Section 4, as amended and K.C.C. 4.04.075 are
11 hereby amended to read as follows:

12 A. The director of the office of performance, strategy and budget, or its
13 successor, shall ((establish, and submit to the council for approval by motion, a process,
14 including form, content and timing, for the preparation of fiscal notes on the expected
15 impact of proposed legislation that will increase or decrease county revenues or
16 expenditures)) maintain a fiscal note process and shall update formats for fiscal notes as
17 needed to provide for the requirements of this section, adopted comprehensive financial
18 management policies and any other information required by the council. ((The fiscal
19 notes shall document the impact of proposed legislation for the current fiscal year and for

20 ~~each of the succeeding three fiscal years. If proposed legislation authorizes the execution~~
21 ~~of a contract or interlocal agreement that extends beyond three years, the fiscal note shall~~
22 ~~document the impact through the end of the term of the proposed contract or interlocal~~
23 ~~agreement. The director shall coordinate the development of fiscal notes with all affected~~
24 ~~agencies. Fiscal notes shall accompany all legislation transmitted by the executive, but a~~
25 ~~fiscal note may be omitted when the executive certifies in writing that the subject~~
26 ~~legislation has no significant fiscal impact on either the operating budget or the capital~~
27 ~~budget, or both.))~~

28 B. A fiscal note shall identify the incremental fiscal impact of a motion or
29 ordinance that would directly or indirectly increase or decrease revenues or expenditures
30 incurred by the county. A fiscal note shall include the estimated revenue and expenditure
31 impact of any legislation for the current biennium, for the prior biennium and for the two
32 subsequent biennia.

33 C. If proposed legislation authorizes the execution of a contract or interlocal
34 agreement that extends beyond two subsequent biennia, the legislation's fiscal note shall
35 document the impact through the end of the term of the proposed contract or interlocal
36 agreement, either in fiscal terms or by using a narrative regarding the long term impacts.
37 A fiscal note shall accompany any request for expenditure authority transmitted by the
38 executive, but a fiscal note may be omitted when the executive certifies in writing with
39 his transmittal that the legislation has no significant fiscal impact on either the operating
40 budget or the capital budget, or both.

41 D. All fiscal notes ~~((at a minimum))~~ shall ~~((contain))~~ include:

42 1. A brief descriptive title of the proposed legislation;

43 2. ~~((An estimate of revenue impact of the proposed legislation. Revenue impact~~
44 ~~shall be displayed for: the current fiscal year and the three subsequent fiscal years; the~~
45 ~~current fiscal year and all subsequent years covered by a proposed contract or interlocal~~
46 ~~agreement; or the current fiscal year and all subsequent years for capital projects, in~~
47 ~~accordance with the applicable capital plan;~~

48 3. ~~An estimate of the expenditure impact of the proposed legislation on either~~
49 ~~the operating budget or capital budget, or both. Expenditure impact shall be displayed~~
50 ~~for: the current fiscal year and the three subsequent fiscal years; the current fiscal year~~
51 ~~and all subsequent years covered by a proposed contract or interlocal agreement; or the~~
52 ~~current fiscal year and all subsequent years for capital projects, in accordance with the~~
53 ~~applicable capital plan. This section of the fiscal note shall present a detailed breakdown~~
54 ~~of the anticipated expenditure by fiscal year;~~

55 4.)) An explanation of how the revenue or expenditure impacts were developed.
56 ~~((This section of the fiscal note))~~ The explanation shall include, but not be limited to~~((:)),~~
57 quantifiable data that illustrates a significant workload increase or decrease caused by
58 adoption of the proposed legislation~~((:))~~ and major assumptions made in preparing the
59 fiscal note~~((; and an indication of whether or not passage of the proposed legislation was~~
60 ~~anticipated in the current fiscal year's budget));~~

61 ~~((5-))~~ 3. For ~~((revenue-backed programs, whether revenues have actually been~~
62 ~~received. If revenues have not been received, the fiscal note shall indicate how they will~~
63 ~~be recovered. For grants, the fiscal note shall state whether or not the grant has been~~
64 ~~approved))~~ a program anticipated to be funded by any dedicated non-general fund
65 revenue source, the fiscal note shall denote anticipated collection schedules for the non-

66 general fund revenue. For a new fee((s)) or a fee change((s)), in addition to the
67 requirements of K.C.C. 2.99.030, the fiscal note shall identify the fee and include the
68 rates proposed. For a regulatory fee, the fiscal note shall include an analysis of the
69 county costs associated with performing the regulatory function;

70 ((6. For capital projects, explanation of how the proposed legislation impacts the
71 entire project;)) and

72 ((7. A copy of the most recent applicable)) 4. An updated financial plan or
73 plans shall accompany the fiscal note if the expenditure impact of the proposal results in
74 a positive or negative change of five percent or more in the fund financial plan.

75 ((D.)) E. The director of the office of performance, strategy and budget, or its
76 successor, shall ((also)) provide a fiscal note on any proposed legislation whenever a
77 fiscal note is requested by a councilmember. In addition, the director shall provide
78 additional fiscal impact information regarding the proposed legislation upon request by a
79 councilmember. The requested fiscal note or information shall be returned within ((ten))
80 five working days of the request to the requesting councilmember and shall be filed with
81 the clerk of the council's office for distribution to all councilmembers, for distribution to
82 lead staff of the budget and fiscal management committee, or its successor committee,
83 and for inclusion with the ((proposed)) legislation. ((The lack of a fiscal note or failure

84 ~~of a fiscal note to meet the requirements of this chapter shall not affect the validity of~~
85 ~~legislation adopted by the council.))~~
86

Ordinance 17928 was introduced on 10/27/2014 and passed by the Metropolitan King County Council on 11/10/2014, by the following vote:


Yes: 7 - Mr. Phillips, Mr. Gossett, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Dembowski and Mr. Upthegrove
No: 0
Excused: 2 - Mr. von Reichbauer and Mr. Dunn

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON




Larry Phillips, Chair

ATTEST:



Anne Noris, Clerk of the Council

APPROVED this 20 day of NOVEMBER, 2014.



Dow Constantine, County Executive

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CLERK
KING COUNTY COUNCIL

Attachments: None