



# KING COUNTY

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

## Signature Report

March 8, 2016

Ordinance 18254

Proposed No. 2015-0363.3

Sponsors von Reichbauer

1 AN ORDINANCE relating to soliciting and accepting gifts,  
2 bequests and donations for department of public health  
3 purposes; amending Ordinance 620, Section 4 (part), as  
4 amended, and K.C.C. 4A.100.100, Ordinance 12075,  
5 Section 19, and K.C.C. 4A.200.300 and Ordinance 12525,  
6 Section 7, as amended, and K.C.C. 4A.200.520, adding a  
7 new section to K.C.C. chapter 2.35A, adding a new section  
8 to K.C.C. chapter 2.80, adding a new section to K.C.C.  
9 chapter 3.04 and repealing Ordinance 17226, Section 1, and  
10 K.C.C. 2.16.081, Ordinance 17226, Section 2, and K.C.C.  
11 2.80.057 and Ordinance 17226, Section 3, and K.C.C.  
12 3.04.200.

### 13 STATEMENT OF FACTS:

- 14 1. Historically, the department of public health has received unsolicited  
15 donations in support of specific services or programs such as the health  
16 care for the homeless respite program and the preparedness unit.
- 17 2. A program to actively solicit donations could result in an increased  
18 level of support and help address the department of public health's  
19 financial challenges. The program could include adding the department of

20 public health to the King County employee giving program so that the  
21 department of public health could solicit and accept donations from  
22 employees during the annual giving drive.

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

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30 are out of date.

31 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

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

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

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

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

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

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

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

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

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

56           E. The executive shall transmit as part of each quarterly financial report as  
57 required by K.C.C. 4A.100.100 a list of all new donations to the department of public  
58 health of two thousand dollars or more, including the name of the person making the  
59 donation, the amount of the donation, and the public health purpose for which it is  
60 intended to be expended. In any case where the donation originates from social media  
61 activity such as crowdsourcing, the list shall include the name of the person sponsoring  
62 this activity.

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

65 This chapter does not apply to gifts, bequests or donations, totaling under fifty  
66 thousand dollars from any person in a one-year period, received for department of public  
67 health purposes.

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

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

72 SECTION 4. Ordinance 620, Section 4 (part), as amended, and K.C.C.  
73 4A.100.100 are hereby amended to read as follows:

74 The following reports shall be prepared:

75 A. A comprehensive annual financial report. The ((~~county~~)) executive shall  
76 ((~~periodically~~)) annually prepare and publish a comprehensive financial report covering  
77 all funds and financial transactions of the county during the preceding fiscal period;

78 B. Internal county audit reports. The county auditor shall periodically prepare  
79 and publish the results of examinations performed by the county auditor's office of the  
80 effectiveness and efficiency of the operation of county agencies. The examination report  
81 and any departmental response to the audit shall be made available by the county auditor,  
82 either electronically or in print formats, and by posting on the Internet;

83 C. State audit report. The examination report of the county's financial affairs and  
84 transactions issued annually by the Office of the State Auditor and the county response to  
85 the audit shall be made available they the State Auditor annually, either electronically or  
86 in print formats, and by posting on the Internet((~~-~~)); and

87 D. Quarterly budget management reports.

- 88           1. The executive shall submit to the council a report detailing the results of  
89 actual revenue collections and expenditures for each fund. The report shall:
- 90           a. present significant executive revisions to the current fiscal period financial  
91 plans by providing updated operating and capital fund financial plans for each revision,  
92 including actual expenditures and revenues from the prior fiscal period;
- 93           b. identify significant variances in revenue estimates;
- 94           c. list any transfer of emergent need contingency expenditure authority that  
95 would increase the total budget of a capital project by less than fifteen percent;
- 96           d. report scope, schedule and budget status for capital projects that has a  
97 baseline with total estimated cost greater than one million dollars;
- 98           e. summarize the risks included in the risk assessment register for mandatory  
99 phased appropriation projects in the construction phase, summarize change orders,  
100 explain change orders that have the cumulative potential to carry the project over project  
101 baseline and summarize the results of the latest earned value analysis; ~~((and))~~
- 102           f. list significant planned changes in the use of reserves when, in accordance  
103 with K.C.C. 4A.100.070, an appropriation requires the use of reserves that exceeds five  
104 percent of the total appropriation to avoid making expenditure reduction; and
- 105           g. list all new donations to the department of public health of two thousand  
106 dollars or more, as described in section 1 of this ordinance, including the name of the  
107 person making the donation, the amount of the donation, and the public health purpose  
108 for which it is intended to be expended. In any case where the donation originates from  
109 social media activity such as crowdsourcing, the list shall include the name of the person  
110 sponsoring this activity.

111           2. The report shall be delivered to the clerk of the council in the form of a paper  
112 original and an electronic copy for distribution to all councilmembers and to the chair and lead  
113 staff of the budget and fiscal management committee, or its successor, no later than May 15 for  
114 the first quarterly report, August 15 for the second quarterly report, November 15 for the third  
115 quarterly report and February 15 for the fourth quarterly report. The director of performance,  
116 strategy and budget shall also be responsible for posting the report on the Internet.

117           SECTION 5. Ordinance 12075, Section 19, and K.C.C. 4A.200.300 are hereby  
118 amended to read as follows:

119           A. A financial gifts trust and contribution fund is hereby created.  
120           B. The fund is a first tier fund. It is a special revenue fund.  
121           C. The director of the department of executive services shall be the manager of  
122 the fund.

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

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

131           SECTION 6. Ordinance 12525, Section 7, as amended, and K.C.C. 4A.200.520  
132 are hereby amended to read as follows:

133           A. There is hereby created the public health fund.

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

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

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

142 SECTION 7. The following are each hereby repealed:

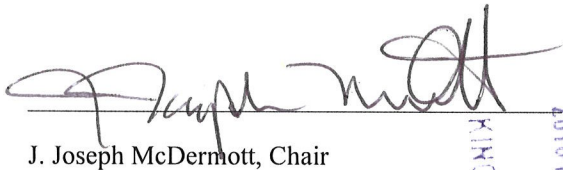
143 A. Ordinance 17226, Section 1, and K.C.C. 2.16.081;

- 144 B. Ordinance 17226, Section 2, and K.C.C. 2.80.057; and
- 145 C. Ordinance 17226, Section 3, and K.C.C. 3.04.200.
- 146

Ordinance 18254 was introduced on 9/8/2015 and passed as amended by the Metropolitan King County Council on 3/7/2016, by the following vote:

Yes: 9 - Mr. von Reichbauer, Mr. Gossett, Ms. Lambert, Mr. Dunn,  
Mr. McDermott, Mr. Dembowski, Mr. Upthegrove, Ms. Kohl-Welles  
and Ms. Balducci  
No: 0  
Excused: 0

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON



J. Joseph McDermott, Chair

ATTEST:



Anne Noris, Clerk of the Council

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CLERK  
KING COUNTY COUNCIL

APPROVED this 17<sup>th</sup> day of March, 2016.



Dow Constantine, County Executive

Attachments: None