



**KING COUNTY**

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

**Signature Report**

**December 16, 2003**

**Motion 11847**

**Proposed No.** 2003-0483.2

**Sponsors** Pelz, Constantine, Sullivan and  
Gossett

1           A MOTION affirming King County's abhorrence of, and  
2           opposition to, global terrorism, and its commitment to  
3           protecting the civil rights and civil liberties of all King  
4           County residents.

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7           WHEREAS, King County's highly utilized waterways, large active port, major  
8           international airport, multiple bridges, access to military, dispatch and transport of  
9           hazardous waste into Hanford and proximity to the Canadian border make the region  
10          uniquely vulnerable to terrorism, and

11          WHEREAS, King County has a diverse population whose contribution to the  
12          community are vital to its economy, culture and civic character, and

13          WHEREAS, King County denounces terrorism and acknowledges that federal,  
14          state and local governments have a responsibility to protect the public from terrorist  
15          attacks and should ensure that any new security measures enhance public safety without  
16          unconstitutionally impairing civil rights or civil liberties, and

17 WHEREAS, King County is proud of its long and distinguished tradition of  
18 protecting the civil rights and civil liberties of all its residents and affirming the  
19 fundamental rights of all people, and

20 WHEREAS, Congress passed the USA PATRIOT Act (PL 107-56) on October  
21 26, 2001, following the horrific attacks on America of September 11, 2001, and

22 WHEREAS, the King County council believes that there is no inherent conflict  
23 between national security and the preservation of constitutional rights and liberties, and

24 WHEREAS, the Bill of Rights of the United States Constitution and the  
25 Declaration of Rights of the Constitution of the state of Washington guarantee freedom of  
26 speech, assembly and privacy, equality before the law and the presumption of innocence,  
27 access to counsel and due process in judicial proceedings and protection from  
28 unreasonable searches and seizures, for all people living in King County, and

29 WHEREAS, the preservation of civil rights and civil liberties is a pillar of  
30 American society and is essential to the well-being of any democracy, and

31 WHEREAS, the King County council believes that residents of this county and  
32 this nation can be both safe and free;

33 NOW, THEREFORE, BE IT MOVED by the Council of King County:

34 That we:

35 A. Affirm King County's abhorrence of and opposition to global terrorism;

36 B. Affirm King County's commitment to protecting the civil rights and civil  
37 liberties of all King County residents and oppose any measures that unconstitutionally  
38 infringe upon those civil rights and civil liberties; and

39 C. Resolve that King County calls on Congress to adopt S. 1709, the SAFE Act,  
40 which is sponsored by a bipartisan group of senators and which would amend and clarify  
41 several provisions of the USA PATRIOT Act including:

42 1. Codifying the pre-USA PATRIOT Act standards for delayed notice or "sneak  
43 and peek" warrants to allow these warrants if notice of the warrant would: endanger  
44 someone's life or physical safety; result in flight from prosecution; or result in destruction  
45 or tampering with evidence;

46 2. Requiring requests for roving wiretaps to identify either the person or place to  
47 be wiretapped and that the suspect is present at the place to be wiretapped, before  
48 collecting information;

49 3. Reinstating the pre-USA PATRIOT Act standard for seizing business and  
50 library records by requiring the Federal Bureau of Investigation to demonstrate it has  
51 reasons to believe that the person to whom the records are related is a suspected terrorist  
52 or spy. The SAFE Act also exempts libraries from the section of the USA PATRIOT Act  
53 that allows access to electronic communications on the strength of an administrative  
54 subpoena rather than a court order; and

55 4. Sunsetting the provisions allowing for: nationwide search warrants, requiring  
56 Congress to review and reauthorize it; delayed notice of "sneak and peek" warrants;

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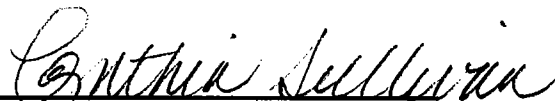
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57 application of pen registers and trap and trace devices to electronic communications; and  
58 national security letter authority.  
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Motion 11847 was introduced on 10/27/2003 and passed by the Metropolitan King County Council on 12/15/2003, by the following vote:

Yes: 13 - Ms. Sullivan, Ms. Edmonds, Mr. von Reichbauer, Ms. Lambert, Mr. Phillips, Mr. Pelz, Mr. McKenna, Mr. Hammond, Mr. Gossett, Ms. Hague, Mr. Irons, Ms. Patterson and Mr. Constantine  
No: 0  
Excused: 0

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON

  
Cynthia Sullivan, Chair

ATTEST:

  
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Anne Noris, Clerk of the Council

**Attachments**      None