



**KING COUNTY**

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

**Signature Report**

**December 14, 2004**

**Motion 12059**

**Proposed No.** 2004-0545.2

**Sponsors** Edmonds and Lambert

1                   A MOTION establishing the 2005 State Legislative Agenda  
2                   for King County.  
3  
4

5                   WHEREAS, the metropolitan King County council and the King County  
6 executive have worked through the joint King County legislative steering committee to  
7 develop a state legislative agenda and desire to bring their positions on issues facing the  
8 2005 Washington state legislature to the attention of the Washington State Legislature  
9 (Legislature),and

10                  WHEREAS, King County desires to work cooperatively with other local  
11 governments and other organizations such as the Washington State Association of  
12 Counties, the Washington Association of County Officials, the Suburban Cities  
13 Association, the Association of Washington Cities and the Washington Transit  
14 Association to achieve its 2005 legislative goals, and

15                  WHEREAS, counties have been recognized by the legislature as partners with the  
16 state in the delivery of such critical services as transportation, criminal justice, public  
17 health, community and human services, and water resources, and

**Motion 12059**

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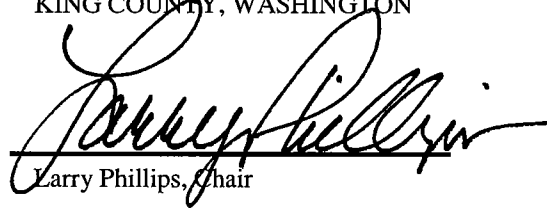
28 County" as King County's highest priorities for action in the 2005 legislative session of  
29 the Washington state legislature.

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Motion 12059 was introduced on 11/22/2004 and passed by the Metropolitan King County Council on 12/13/2004, by the following vote:

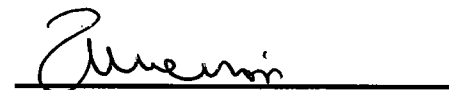
Yes: 10 - Mr. Phillips, Ms. Edmonds, Mr. von Reichbauer, Ms. Lambert, Mr. Ferguson, Mr. Hammond, Ms. Hague, Mr. Irons, Ms. Patterson and Mr. Constantine  
No: 0  
Excused: 3 - Mr. Pelz, Mr. McKenna and Mr. Gossett

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON



Larry Phillips, Chair

ATTEST:



Anne Noris, Clerk of the Council

**Attachments** A. King County 2005 State Legislative Agenda, dated December 13, 2004, B. 2005 Statement of State Policy Positions, dated December 13, 2004, B. King County 2005 Statement of State Policy Positions

18 WHEREAS, King County is dependent on a strong fiscal partnership with the  
19 State, and

20 WHEREAS, if King County is going to be able to continue delivering basic  
21 government services to our residents, it needs a preservation, if not an expansion, of state  
22 support, and

23 WHEREAS, the King County council and the King County executive will  
24 continue to review legislative developments for possible revisions of King County's 2005  
25 state legislative program;

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

27 The King County council adopts the attached "2005 Legislative Agenda for King



# King County 2005 State Legislative Agenda

12059

| Department  | Item   | Description  |
|---|--|--|
| 1<br>Executive  | Preservation of Basic County Government Services       | <p>1. King County supports legislation that provides revenue tools to local governments to allow for fiscal home rule, and mitigation of unfunded State mandates. Specifically, providing increased <b>councilmanic</b> revenue options and more flexibility in setting local fees to recover the costs of service delivery with a showing to the local legislative authority that the local increase is necessary, and/or a local option to increase state set fees up to a cap or an annual escalation, with a showing to the local legislative authority that the local increase is necessary.</p>  |
| 2<br>Executive  | Annexation Reform and Smart Growth Management          | <p>1. <b>GMA Implementation/Annexation Transition Funding</b> - King County supports the creation of GMA implementation funding for cities to address capital infrastructure improvements.</p> <p>2. <b>Surface Water and Local Parks Facilities and Properties Automatically Transferred to Cities upon Annexation</b> - King County supports amending RCW 36.89 and/or 36.94 so that surface water management facilities, properties and local parks facilities and properties owned and/or maintained by counties become the responsibility of cities upon an annexation or incorporation. RCW currently provides for county roads to become cities' responsibility at the time of annexation/incorporation – this requested action would provide the same for surface water facilities and properties and local parks facilities and properties.</p> |
| 3.<br>Department of Community and Human Services (DCHS) | Mental Health Funding, Indigent and Dependency Defense | <p>1. King County supports full state funding for non-Medicaid Mental Health Services for loss of Federal Dollars due to recent federal rule changes. King County supports a revised mental health funding formula that is based on the prevalence and severity of mental illness.</p> <p>2. King County seeks public defense funding for criminal cases within any newly created state-wide network of funding. King County supports state funding of public defense dependency actions.</p>  |



# King County 2005 State Legislative Agenda

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| <u>Department</u>                                     | <u>Item</u>  | <u>Description</u>  |
|---|--|---|
| 4<br>King County Department of Transportation (KCDOT) | Transportation Solutions                                   | <p>1. King County supports legislation that identifies additional revenues for cities and counties to meet urgent and growing needs of maintaining aging transportation infrastructure, and general transportation improvements to increase the overall carrying capacity of the transportation system while revenues are diminishing. Specifically, King County supports:</p> <ul style="list-style-type: none"> <li>• Legislation that identifies funding to replace the VLF revenues lost to King County and the cities within King County with the passage of I-776 (\$18 million per year in VLF revenues lost to local jurisdictions in King County), and that authorizes new or higher user fees at the local and regional level.</li> <li>• Additional revenue distributions to local jurisdictions from any new increases of statewide fuel tax.</li> </ul> <p>2. Reauthorize Commute Trip Reduction (CTR) and Transportation Demand Management (TDM) programs which are due to sunset in '06. This funding represents over \$900,000 in annual revenue to King County Metro in contracts with jurisdictions in King County.</p> |
| 5<br>Public Health                                    | Public Health Funding                                      | <p>1. King County supports restoration of the funding to public health lost with the repeal of the MVET.</p> <p>2. King County supports a new revenue source to fund <b>enhanced</b> public health responsibilities to protect the public's health from the consequences of new and emerging terrorism threats and communicable diseases such as SARS, TB and the West Nile Virus.</p>  |
| 6<br>Department of Natural Resources and Parks        | Owner Controlled Insurance Program (OCIP), Salmon Recovery | <p>1. King County seeks a legislative exemption to purchase an OCIP for the Brightwater Treatment Plant Project. The OCIP is a centralized insurance program purchased by the project owner which covers insurance, loss control/safety and claims management for King County and all of the contractors and subcontractors. The OCIP covers general liability and environmental liability for the project.</p> <p>2. King County supports the Salmon Recovery Funding Board (SRFB) budget request of \$3.25 million to stabilize the lead entity funding for salmon recovery and the \$30 million budget request to support adequate funds for the grant programs of SRFB.</p>   |



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# King County 2005 State Legislative Agenda

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|   | <b>Department</b>                          | <b>Item</b>         | <b>Description</b>   |
|---|--|---------------------|--|
| 7 | Department of Adult and Juvenile Detention | Day Reporting       | 1. King County supports amending RCW 9.94A.030, sections 15 & 31 to change the Day Reporting definition from a form of enhanced supervision to confinement or partial confinement, for use as a sentencing alternative available to the Court. |
| 8 | Superior Court                             | Superior Court Fees | 1. King County supports an increase in Superior Court Fees as recommended by the Board of Judicial Administration Court Funding Task Force.  |
| 9 | The Law Library                            | Law Library Funding | 1. King County supports legislation to amend RCW 27.24.070 to increase the local filing fee to fund the law library.   |



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**BUDGET AND FINANCE**

| Priority | Department  | Item  | Description   |
|----------|---|---|---|
| 1        | Executive/<br>Prosecuting<br>Attorney/<br>Sheriff               | <b>Expansion<br/>of Gambling</b>  | King County is opposed to the expansion of gambling in order to generate revenues for the state and/or local governments.   |
| 2        | Executive   | <b>Tax<br/>Increment<br/>Financing</b>                                  | King County supports Tax Increment Financing legislation, as long as the County's revenue base is protected. This legislation has the potential to help attract and retain businesses and put underutilized property that might not otherwise be developed to productive use.   |
| 3        | Executive<br>Services/<br>Finance and<br>Business<br>Operations | <b>Revisions<br/>to County<br/>Financial<br/>Approval<br/>Processes</b> | <p>King County supports amendments to various provisions of state law relating to the processing and approval of vendor payments, payroll and travel advances to clarify approval authority.</p> <p>Current state law (RCW 42.24.080 and 42.24.180) requires the County Council to approve all payments made by the County -- both payroll and all vendor payments. This particular statute makes sense in a county without an elected chief executive officer -- where the County Commission performs both the executive and legislative functions. In a charter county with an elected executive, however, the requirement makes no sense and is tantamount to the legislative body performing executive branch functions.</p> <p>Legislation would be drafted to clarify the statutes that in a county with a separately elected chief executive approval by the legislative body of <i>every</i> payroll and <i>every</i> vendor payment <i>prior</i> to payment would not be required.</p> <p>If the County had to comply with current law, it would decrease efficiency by introducing an additional unnecessary step in the County's payroll and vendor payment processes.</p> |
| 4        | Executive   | <b>Manufactur-<br/>ing Industry</b>                                     | Support greater state participation in providing matching dollars for federal manufacturing industry enhancement programs and continued support of the South Seattle Community College Puget Sound Manufacturing Excellence Center.   |



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**CRIMINAL JUSTICE/PUBLIC SAFETY/COURTS**

| Priority | Department  | Item   | Description  |
|----------|---|--|--|
| 1        | Executive/<br>Budget/<br>DCHS/<br>Criminal<br>Justice<br>Agencies                               | <b>Funding for<br/>Extraordinary<br/>Justice Costs</b>   | King County seeks reimbursement of extraordinary criminal justice costs under the Extraordinary Justice Costs Act, incurred by the County to investigate and adjudicate aggravated murder cases. King County is often faced with several extraordinary criminal cases that have a disproportionate fiscal impact on public defense, the Prosecutor's Office and other criminal justice agencies.   |
| 2        | Superior Court/<br>Juvenile<br>Services;<br>Department of<br>Community and<br>Human<br>Services | <b>Becca<br/>Funding for<br/>At-Risk<br/>Youth</b>   | King County supports the maintenance of 2003-2005 approved funding for state-mandated services for at-risk youth, child-in-need-of-services, and truancy petitions. The Becca processes allow families and the courts to work together to address the needs of children at risk.   |
| 3        | Superior Court/<br>Juvenile<br>Services   | <b>Consolidated<br/>Juvenile<br/>Services<br/>Funding</b>  | King County supports the maintenance of 2003-2005 approved funding for Consolidated Juvenile Services (CJS) contracts with local juvenile courts. CJS supports juvenile offender treatment including probation, Community Juvenile Accountability Act, Chemical Dependency Disposition Alternative, and Sex Offender Disposition Alternative services.   |
| 4        | Superior Court  | <b>Jury<br/>Districting</b>  | King County supports the geographically division of King County into two districts for the purpose of the jury summons process. Currently, Superior Court calls jurors to the King County Courthouse in downtown Seattle and to the Regional Justice Center in Kent. There is no consideration given to proximity to the jurors' residence to the Courthouse. A person living in North Seattle can be summoned to Kent, while a person living in Kent can be summoned to Seattle. RCW 2.36.055 implicitly requires that Superior Court juror source lists be compiled from the entire county so statutory authority is needed to make this change. |
| 5        | Superior Court/<br>Department of<br>Community and<br>Human<br>Services<br>(DCHS)/ PAO           | <b>Savings<br/>Reinvestment<br/>Strategy –<br/>Reinvesting<br/>in Youth<br/><i>New Item</i></b>                        | King County supports investment in research-proven prevention and early intervention programs by reimbursing local governments for a portion of the savings that accrue to the state as a result of local investments in such programs like Aggression Replacement Training Services (ART), Multi-Systemic Therapy (MST), Functional Family Therapy (FFT) and Mentoring.   |
| 6        | Sheriffs Office   | <b>Seizure,<br/>forfeiture,<br/>destruction &amp;<br/>criminalize-<br/>tion of<br/>explosives.<br/><i>New Item</i></b> | King County supports legislation that authorizes a law enforcement agency to destroy explosives, improvised devices, or components seized when the agency determines that it is impractical or unsafe to store the explosives, improvised devices, or components.<br><br>Support additional language to RCW 70.74.180 that reads: A person is guilty of a class C felony if he or she manufactures, possesses, stores, sells, purchases, transports, or uses an explosive or a component of an explosive for an unlawful purpose under circumstances not amounting to a violation of RCW 70.74.180.  |
| 7        | Superior Court  | <b>CASA<br/><i>New Item</i></b>  | King County supports the Administrator of the Courts request for a \$300,000 increase in funding for CASA programs. CASA programs provide trained citizen volunteers to represent the best interests of abused and neglected children in court.  |







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| 5        | Department of Community and Human Services (DCHS)/ DDD        | <b>School District Funding for Early Intervention Services</b> | King County supports legislation that ensures the participation of school districts in early intervention services to birth-to-three year old children with disabilities, which would increase the amount of public funds available for King County's early intervention system. |
| 6        | Department of Community and Human Services (DCHS)/ MHCADSD    | <b>Substance Abuse Residential Services Rates</b>              | King County supports increases in DASA reimbursement for residential chemical dependency treatment to more accurately reflect the cost of providing care.  |
| 7        | Department of Community and Human Services (DCHS)/ CSD - H&CD | <b>THOR/ THORA Funding</b>                                     | King County supports legislation to maintain or increase the Transitional Housing Operating and Rental Assistance Program (THOR/THORA), which provides operating and rental assistance funding for homeless families.  |
| 8        | Department of Community and Human Services (DCHS)/ CSD - H&CD | <b>Housing Trust Fund</b>                                      | King County supports legislation to maintain or increase the Housing Trust Fund (HTF).   |
| 9        | Department of Community and Human Services (DCHS)/ CSD - H&CD | <b>Insurance Equity for Affordable Housing</b>                 | King County supports legislation that would help improve the availability of affordable housing insurance in our state.  |
| 10       | Department of Community and Human Services (DCHS)/ CSD - H&CD | <b>Local Fund Source for Housing</b>                           | King County supports the preservation, without amendments except to expand, of dedicated state and local revenue for low-income housing development and operating subsidies, including document recording fees and optional authority to raise local real estate excise taxes.   |
| 11       | Department of Community and Human Services (DCHS)/ CSD - H&CD | <b>Mobile Home Parks</b>                                       | King County supports the legislation to create a fund to enforce the Mobile Home Park Landlord-Tenant Act by paying for mediation and arbitration between park owners and tenants.   |



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| 12       | Department of Community and Human Services (DCHS)/MHCADSD, Juvenile Court | <b>Children's Mental Health System of Care Services Funding</b>                         | King County requests funding to continue multi-system coordination efforts of the King County System of Care initiative (Children and Families In Common).            |
| 13       | Council, Department of Community and Human Services (DCHS)/CSD            | <b>Subsidized Child Care</b>  | King County supports increases to or at least maintenance of existing funding for subsidized child care through the State's "Working Connections Child Care" program. |
| 14       | Department of Community and Human Services (DCHS)/CSD                     | <b>Community Mobilization for Drug Abuse and Violence Protection</b><br><i>New Item</i> | King County supports maintaining the Violence Reduction Drug Education Account (VRDE) funds to support community mobilization for drug abuse and violence protection. |



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# King County 2005 STATEMENT OF STATE POLICY POSITIONS 12059

## LOCAL GOVERNMENT/EXECUTIVE SERVICES/GROWTH MANAGEMENT

| Priority | Department   | Item  | Description   |
|----------|--|---|---|
| 1        | Department of Development & Environmental Services (DDES)        | <b>Infra-structure Investment</b>             | <p>King County supports the objectives of the Infrastructure Coalition, which is not only trying to address the Urban Growth Area infrastructure gap, but also to better align state infrastructure priorities and funding with growth management objectives.</p> <p>Urban infrastructure needs are severe in transportation, water, sewer, storm water, and other capital areas. Infrastructure is an important investment in King County's economy, and its quality of life. King County's economic growth is threatened by the lack of sufficient infrastructure funding. Sufficient funding of infrastructure is a critical investment in King County's communities. It creates incentives for cities to accept more density and it provides the backbone for a community's quality of life, the framework for economic development, and lays the essential groundwork for accommodating urban residential, commercial, and industrial growth.</p> <p>King County particularly needs the funding to pay for transportation investments to support our 20-year countywide land use plan – as mandated by the Countywide Planning Policies.</p> |
| 2        | Executive, Department of Development & Environmental Services    | <b>Condominium Liability Reform</b>           | King County supports efforts to amend state law to resolve problems and to ensure builders ability to purchase liability insurance at a reasonable cost. King County will work with all parties to find an equitable solution.  |
| 3        | Executive/ Executive Services (DES)/ Facilities Management       | <b>County Force Labor on CIP Projects</b>     | Support inflationary raise in statutory limits in RCWs on amount of in-house County trades/crafts that can be used on Capital Improvement Program (CIP) projects.   |
| 4        | Department of Development & Environmental Services/ Fire Marshal | <b>Funding for Fire Protection Activities</b> | <p>King County supports the exploration of options to provide funding for regional fire protection services, such as arson investigations and training.</p> <p>Potential options to consider include:</p> <ul style="list-style-type: none"> <li>- Increase in existing insurance premium tax to be dedicated to fire protection activities.</li> <li>- Allow counties to assess an insurance premium tax for fire protection activities</li> <li>- Allow counties to enter into interlocal agreements with fire districts and municipal fire departments to provide for different types of governance structures for regional fire protection</li> </ul> <p>Fire protection services, such as fire investigation and training for fire district personnel, is provided through the County fire marshal and is funded by the County's general fund, which is under extreme pressure. Additional sources of revenue and governance structures need to be evaluated to determine how best to provide these services.</p>  |
| 5        | Department of Development &                                      | <b>Permit</b>                                 | King County supports an amendment to RCW 19.28 to allow counties to conduct electrical inspections in the same manner as cities and towns   |



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| Priority | Department   | Item  | Description  |
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|          | Environmental Services/<br>BSD   | <b>Counties to Conduct Electrical Inspections</b>                                   | are allowed to conduct electrical inspections.<br><br>Allowing counties to conduct electrical inspections would enable counties to provide better service, by allowing applicants to obtain all their permits from one location.   |
| 6        | Department of Development & Environmental Services (DDES)/<br>LUSD;<br>Department of Natural Resources and Parks (DNRP)/<br>Water and Land Resources | <b>Permit Counties to Administer Hydraulic Project and Forest Practice Approval</b> | King County supports an amendment to RCW 75.20 (hydraulics) and RCW 76.09 (forest practices) to allow counties to administer those provisions in concert with local permits. State law already requires a consolidated review and issuance for permits at the local level. King County presently has the technical ability to perform such duties. State authorization for funding (permit fees) also will be necessary. |
| 7        | Department of Executive Services (DES)/<br>REALS   | <b>Recorded Documents</b>   | King County supports increasing the Document Recording Surcharge for the preservation of historical documents from \$2.00 to \$5.00.   |
| 8        | Department of Executive Services (DES)/<br>REALS   | <b>Elections</b>  | King County supports changing the prerequisites for county auditors calling special elections. This would repeal the requirement of the auditor to determine if an emergency exists.   |
| 9        | Department of Development & Environmental Services (DDES)  | <b>Funding for Habitat Acquisition</b>  | King County supports amendments to state statutes to increase the limits on Conservation Futures Fund and Conservation District Assessments. These funds can be used by the County to purchase habitat and to otherwise help ease the burden on rural property owners who will be most affected by increased restrictions on development as a result of critical areas protections.                                      |



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**NATURAL RESOURCES AND PARKS**

| Priority | Department  | Item   | Description   |
|----------|---|--|---|
| 1        | Department of Natural Resources and Parks – Wastewater Treatment Division | <b>Agricultural Waste-to-Energy Programs</b>               | King County supports the establishment of a pilot program offering low interest financing and/or grants for agricultural waste-to-energy public and or private partnerships modeled after Washington revolving loan funds or the State of Oregon Energy Loan Program. This could support renewable energy projects such as dairy biogas.  |
| 2        | Department of Natural Resources and Parks/ Solid Waste Division           | <b>Product Stewardship for Mercury Containing Products</b> | <p>King County has been actively working to prevent mercury pollution from a number of sources, such as dental amalgam wastes, fluorescent lamps, and thermometers.</p> <p>King County would benefit from the passage of an amendment to the Mercury Reduction Act of 2003 that adds product stewardship language requiring manufacturers to take responsibility for collecting their products.</p>   |
| 3        | Department of Natural Resources and Parks – Solid Waste Division          | <b>Product Stewardship for Electronic Products</b>         | <p>Many electronic products contain toxic components and cannot be disposed with municipal solid waste. Increasingly, local governments are finding these products in the waste stream and must pay to handle them as hazardous waste or recycle them. Product stewardship legislation is designed to shift some of the burden of handling electronic products at the end of their useful life from local governments to the manufacturer. It encourages the manufacturer to look at the design of the product as well as how it is disposed. The result would ultimately save local governments money because they would not have to bear the expensive recycling or disposal costs.</p> <p>King County supports product stewardship legislation that contains the following elements:</p> <ul style="list-style-type: none"> <li>- Promotes the redesign of electronic products to increase their recyclability and to contain fewer toxic components;</li> <li>- Collects a fee to handle electronic equipment at the end of its useful life;</li> <li>- Shares the responsibility for handling these products with manufacturers and relieves local governments of some of the responsibility; and</li> <li>- Saves local governments money.</li> </ul> |
| 4        | Department of Natural Resources and Parks - Water Resources               | <b>Conservation and Reclaimed Water</b>                    | King County supports comprehensive revisions to RCW 90.46 (reclaimed water act) and 90.54 (state water policy) to authorize local governments to develop expanded conservation/reclaimed water programs, to require state rules requiring evaluation and use of reclaimed water in lieu of potable water, and making other changes to state law to encourage conservation/reclaimed water use.  |
| 5        | Department of Natural Resources and Parks - Water Resources               | <b>Tribal Water Rights</b>                                 | King County supports legislation to require engagement by the State with tribes on water resource issues. This would include recognition of tribal rights as a fundamental of state water law (RCW 90.54), and include a schedule/approach for the Governor to engage tribes. It could include specifics regarding watershed planning with tribes, or other engagement mechanisms (e.g., compact), and provisions regarding both instream flows and economic development.   |



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# King County 2005 STATEMENT OF STATE POLICY POSITIONS 12059

| Priority | Department  | Item  | Description  |
|----------|---|---|--|
| 6        | Department of Natural Resources and Parks - Water Resources | <b>Regional Water Bank for Instream Flow and Out of Stream Uses</b> | King County supports legislation which would authorize creation of a regional water bank wherein to "park" water rights for future determination as to best use [either for instream flow uses or to meet Growth Management Act (GMA) needs]; would be managed by local governments to support needs identified in salmon recovery plans, GMA plans, or other local/regional plans; would provide a mechanism to bank/use mitigation (e.g., Brightwater) or manage water rights acquired in exchange for provision of reclaimed water.   |
| 7        | Department of Natural Resources and Parks - Water Resources | <b>Drought Surcharge for Water Utilities</b>                        | King County supports legislation which would authorize public water systems to impose up to a 25% drought surcharge on their rates in the event of Governor-declared drought, or regional/local conditions that meet certain criteria regarding rainfall/flows. This would authorize the use of the revenues for increased conservation, revenue makeup, use of alternative supplies, or other drought-related uses; surcharge would end at the end of the drought.  |
| 8        | Department of Natural Resources and Parks - Water Resources | <b>Regional Water Supply Planning under Coordination Act</b>        | King County supports modifications to existing provisions of the Public Water Supply Coordination Act (RCW 70.116) to (1) allow it to be used as a vehicle for countywide water supply planning in conjunction with other interested parties, (2) link it to environmental/salmon recovery planning, (3) implement watershed plans, (4) match up water supply planning with GMA, CWA, (5) address small/failing water systems, and (6) otherwise address regional water resource issues. King County would support the provision of funding by the state to pay a portion of the costs of such planning.   |
| 9        | Department of Natural Resources and Parks - Water Resources | <b>State Water Resources Strategy</b>                               | King County should participate in new water resources legislative efforts in 2005 in order to advocate for our policy positions (e.g., comprehensive; engagement of elected officials and tribes; address GMA and EPA), and support the following specific outcomes:<br><ul style="list-style-type: none"> <li>- Use of best science in developing flow objectives (e.g, Normative Flows) and adaptive management</li> <li>- Incorporate collaborative management and decision-making processes that preferably include tribes</li> <li>- Respect, and not undermine, local government authorities and plans (e.g., Groundwater Management Areas and Plans, GMA/land use)</li> <li>- Use funding (e.g., state \$\$ for water rights purchase) consistent with local priorities and plans, and in order to achieve multiple benefits</li> <li>- Require state agencies to use existing authorities (e.g., enforcement action against illegal water use; requiring metering as state statute and rule mandate, or disincentives for not metering)</li> <li>- Expand use of trust water program and water banking for fish and instream flow purposes, and not to evade "use it or lose it" provisions of state law.</li> </ul> |
| 10       | Department of Natural Resources and Parks/ Water Resources  | <b>Exempt and Replacement Wells</b>                                 | King County supports wells legislation that: (1) preserves its existing authority under GMA, land use, Public Health regarding determinations of appropriate use of exempt wells; (2) links exempt wells into ESA/salmon recovery planning (e.g., exercise control where there are identified or potential impacts); and (3) ensures that existing planning under GWMA plans, and King County efforts w/in Groundwater Protection Program are supported.   |



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**2005 STATEMENT OF STATE POLICY**  
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| Priority | Department   | Item   | Description  |
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| 11       | Department of Natural Resources and Parks/ Water Resources                   | <b>Rainwater Harvesting</b>  | King County supports legislation to directly authorize in statute or by state rule the use of minimal amounts of rainwater (e.g., under 25,000 gallons) without the necessity of a state water right or water storage permit. This could include provisions linking to stormwater requirements, watershed planning, and instream flow needs.   |
| 12       | Department of Natural Resources and Parks – Water Resources                  | <b>Stormwater Phase1 and 2 Permits</b>   | King County supports legislation that clarifies requirements for Phase 1 permittees, and makes Phase 2 permits consistent with Phase 1.  |
| 13       | Department of Natural Resources/ Water and Land Resources Division           | <b>Reinstate the Full \$10 million in Funding under the Flood Control Account Assistance Program (FCAAP)</b> | This is a biennial grant program available to cities and counties through the Department of Ecology (DOE) for river facility repair and flood hazard reduction. King County has regularly pursued FCAAP funding for its river facility repair and flood hazard reduction projects available (such as floodplain mapping) through the Department of Ecology. In the past, this program provided \$10 million biennially to cities and counties. It was greatly reduced 5 years ago, to approximately \$2.8 million and was reduced to approximately \$1 million in the current biennium. More recently, the President's 2003 budget includes \$200 million for initiating FEMA's new Flood Hazard Map Modernization Program (FHMMP). FEMA is expected to partner with the state DOE and may use the FCAAP program to distribute these funds to qualified counties and cities for updating Flood Insurance Rate Maps (FIRMs) in the 2003-2004 biennium. Federal funds for the FHMMP are expected over the next three biennia. King County and other cities and counties in western Washington have experienced seven federally declared flood disasters since 1990. State funding, other than the State's disaster match requirement, is limited to the FCAAP program. |
| 14       | Department of Natural Resources and Parks/ Water and Land Resources Division | <b>Watershed Planning and Tribes</b>   | King County supports an amendment of RCW 90.82 to permit agreements between jurisdictions and tribes regarding conditions for participating in 2514 planning.  |





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| Priority | Department  | Item  | Description  |
|----------|---|---|--|
| 15       | Department of Natural Resources – Water and Land Resources Division | <b>Washington Wildlife and Recreation Program</b>                     | King County supports the Washington Wildlife and Recreation Program (WWRP), which provides an important source of grant funding for acquisitions of wildlife habitat. Approximately 50% of the total funding in this program is allocated to habitat conservation. Reducing the total amount of funding available would impact an important tool for local governments to preserve the region's critical wildlife habitat  |
| 16       | Department of Natural Resources – Water and Land Resources Division | <b>Performance Standards for Municipal Stormwater Permits</b>         | The Clean Water Act mandates that NPDES municipal stormwater permits require the control of pollutants <i>to the maximum extent practicable</i> . This standard is a reasonable and achievable one, translating into the use of cost-effective BMPs (control facilities, source controls, education programs, and the like). However, the CWA allows states to impose more stringent controls on NPDES permits and Ecology is arguing that state law requires all waste discharge permits under RCW 90.48 to require control of pollutants so as to not cause or contribute to a violation of water quality standards. For municipal stormwater, this is an extremely more stringent standard that is at present unachievable. To avoid throwing scarce resources into lawsuits and establish a rule of reasonableness to state water quality law, the legislature should amend 90.48 to clarify that the <i>maximum extent practicable</i> standard of the CWA is also the applicable state standard for municipal stormwater discharges. |
| 17       | Department of Natural Resources – Wastewater Division               | <b>Wastewater Sewer Capacity Charge Collection</b><br><i>New Item</i> | Support legislation that would allow for up front collection of Wastewater Sewer Capacity Charges. The King County Council adopted this direction in a 2004 ordinance.   |
| 18       | Department of Natural Resources – Water and Land Resources Division | <b>Watershed Health Board/WRIA Funding</b><br><i>New Item</i>         | Support creation of the Watershed Health Board to streamline state and federal funding for salmon recover projects and local option funding for WRIA recovery plans.   |
| 19       | Department of Natural Resources – Solid Waste Division              | <b>Mercury</b><br><i>New Item</i>                                     | Support legislation to remove mercury-added components from automobile parts.  |



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| Priority | Department  | Item  | Description   |
|----------|---|---|---|
| 20       | Department of Natural Resources – Water and Land Resources Division | <b>Conservation District Assessments</b><br><i>New Item</i> | Support amending RCW 89.80.400 to increase the maximum annual per parcel rate for conservation district assessments from the current \$5.00.  |
| 21       | Department of Natural Resources – Wastewater Division               | <b>Sewer System Outfalls</b><br><i>New Item</i>             | Support amending 79.70 RCW to clarify that sewer system outfalls are a water dependent use.   |
| 22       | Department of Natural Resources – Solid Waste Division              | <b>Solid Waste Disposal Sites</b><br><i>New Item</i>        | Support amending RCW 4.22.070(3)(a) so publicly owned solid waste disposal sites are not subject to joint and several liability.  |
| 23       | Department of Natural Resources – Solid Waste Division              | <b>Solid Waste Disposal Districts</b><br><i>New Item</i>    | Support amending 36.58.100 RCW to allow King County to establish solid waste disposal districts for the purpose of providing and funding solid waste disposal services.                                   |
| 24       | Department of Natural Resources – Solid Waste Division              | <b>Solid Waste Disposal Collection</b><br><i>New Item</i>   | Support amending 36.58.040 RCW to clarify intent - this section has unintended consequences for solid waste collection.   |
| 25       | Department of Natural Resources – Water and Land Resources Division | <b>Public Benefit Rating System</b><br><i>New Item</i>      | King County supports streamlining the application process of the public benefit rating system and enhancing the benefits available through the public benefit rating system as outlined in RCW 83.34.055. |



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**PUBLIC HEALTH**

| Priority | Department                             | Item   | Description   |
|----------|--|--|---|
| 1        | Executive,<br>Budget, Public<br>Health | <b>Public Health<br/>Funding</b>   | <p>The health needs of King County's population must be addressed by strong and sustained financial support for a continuum of activities that includes disease prevention and health promotion; ensuring a safe and effective food and water supply; and health care services for vulnerable and medically underserved populations. This cannot happen without adequate funding; local public health needs a dedicated, long-term revenue stream.</p> <p>New and emerging public health and safety issues have continued to put a strain on the fragile public health infrastructure. The terrorist attacks of September 11, the subsequent anthrax attacks, the arrival of West Nile Virus in Washington State and the outbreak of Tuberculosis amongst the homeless population in King County have made the public acutely aware of the role of public health in protecting them from the consequences of terrorism and communicable disease. These events have also dramatically demonstrated the extent to which the nation's public health infrastructure has been allowed to deteriorate. While government agencies at the local, state and federal levels have a leading role in preparing for and responding to these and other challenges, all aspects of our health and public health system are critical to the success of this effort.</p> |
| 2        | Public Health                          | <b>Ban on<br/>Indoor<br/>Smoking in<br/>Public Places</b>                                      | <p>King County supports a ban on indoor smoking in public places and/or a revision to the Washington State Clean Indoor Air Act to allow local jurisdictions to develop and pass regulations.</p> <p>There is overwhelming scientific research about the health hazards associated with exposure to second-hand smoke.</p>  |
| 3        | Public Health                          | <b>Tobacco<br/>Settlement<br/>Dollars-<br/>Tobacco<br/>Prevention/<br/>Control<br/>Program</b> | <p>King County supports the maintenance of current funding levels for the Comprehensive Tobacco Prevention/Control Program.</p> <p>King County also opposes any further securitization of tobacco settlement funds to fill budget gaps.</p>   |



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| Priority | Department    | Item  | Description   |
|----------|---------------|---|---|
| 5        | Public Health | <b>Medically Accurate Sexuality Education</b> | King County supports legislation to assure that sexuality education is age appropriate and medically accurate.  |
| 6        | Public Health | <b>AIDS Omnibus Act</b>                       | King County supports continued funding for the activities associated with the AIDS Omnibus Act of 1989.   |
| 7        | Public Health | <b>HIV/AIDS Early Intervention Program</b>    | King County supports continued funding for the HIV/AIDS Early Intervention Program (EIP). The EIP disburses payments for prescription medications, HIV medical care and other services to improve the health and independence of persons with HIV infection. Federal and state funds ensure clients have uninterrupted access to lifesaving treatments and other services to protect public health.   |
| 8        | Public Health | <b>Adult Hepatitis Control</b>                | King County supports funding to provide resources to better implement adult hepatitis control, including needed staff, vaccine supplies, other resources, and surveillance that includes lab reporting for HCV.   |
| 9        | Public Health | <b>Women's Health<br/><i>New Item</i></b>     | King County supports increased funding for the Washington Breast and Cervical Health Program. State funding has remained at the same level since 1999 – the purchasing power has deteriorated significantly (approximately 35%) due to increased costs in medical services. Consequently, fewer women can be screened each year, while demand for services increases.   |
| 10       | Public Health | <b>Youth Access to Tobacco</b>                | <p>King County supports Youth Access to Tobacco legislation, including:</p> <ul style="list-style-type: none"> <li>• Revise current cigarette licensing law.</li> <li>• Ban the sale of herbal only cigarettes to minors under age 18.</li> <li>• Ban tobacco sampling statewide.</li> <li>• Restrict the locations single cigarettes can be sold and require that all tobacco be sold from over the counter locations.</li> </ul> <p>Currently, only a cigarette license is required of vendors that sell other tobacco products, but not cigarettes. This loophole also affects enforcement of sales laws. If a licensee is caught selling any tobacco product to a minor three times in a two year period, they get their cigarette license suspended, but can still sell other tobacco products during that suspension.</p> <p>Herbal only cigarettes claim that they do not contain tobacco. Many youth are turning to these types of cigarettes because they are often flavored with sweet candy-like flavors and do not smell like regular tobacco cigarettes, therefore enabling them to fool their parents. Regardless of whether or not these forms of cigarettes contain tobacco, they are still considered a health risk due to the fact that they contain many of the same dangerous</p> |



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## TRANSPORTATION

| Priority | Department                                   | Item   | Description  |
|----------|--|--|--|
| 1        | Department of Transportation (DOT)/Roads     | <b>Transportation Improvement Board (TIB) and County Road Administration Board (CRAB) Eligibility for Rural and Urban Programs</b> | <p>King County supports legislation to make the definitions of urban and rural areas used by the CRAB and TIB consistent with those for which agencies are required to plan under in the state Growth Management Act (GMA). This would require changes to RCW 36.79.010 and RCW 36.79.040.</p> <p>This change would provide greater flexibility in how and where funding from the CRAB is used. Currently, there are rural areas as defined by the GMA growth boundary that are inside the federal Census-defined urban area. These GMA rural areas are not eligible for CRAB funding. This limits how and where the King County's Road Services Division can expend CRAB funding. An example of this conflict is that under the federal definition of urban/rural boundaries, areas such as Vashon Island and large areas of northeast and Southeast King County are defined as urban and ineligible for CRAB funding. Yet areas such as these that are eligible for TIB funding do not compete well in the TIB urban programs.</p> |
| 2        | Department of Transportation (DOT)           | <b>Right of Way Use</b>  | King County opposes legislation that shifts utility relocation costs to government in certain public rights of way.  |
| 3        | Department of Transportation (DOT)           | <b>Regional Transit Authority</b>  | King County supports the preservation of the governance and financial structure established in the statute authorizing the Regional Transit Authority (Sound Transit).   |
| 4        | Executive/Council/DOT                        | <b>RTID New Item</b>   | King County supports amending the Regional Transportation Investment District (RTID) legislation to allow for state bonding authority, additional revenue options, and flexible project selection.   |
| 5        | Department of Transportation (DOT) – Transit | <b>Smart Card New Item</b>   | King County supports a change in statute that exempts public transportation smart cards from state laws governing gift certificates and unclaimed property.  |
| 6        | Department of Transportation (DOT) – Transit | <b>Multimodal Transportation Package New Item</b>  | King County supports the language in the 2004 Supplemental Transportation Budget relative to the use of the special needs transportation grants that removed the language that stated that the grants could not be used to supplant existing program funding. The ability to use the special needs funding to offset growth in existing program cost as well as cost associated with increasing demand allows KCDOT to continue to meet the needs of this population without adversely impacting other program services (e.g. bus service, vanpool service).   |
| 7        | Department of Transportation (DOT) – Transit | <b>Expanded Funding for Vanpools New Item</b>  | King County supports the language in the 2004 Supplemental Transportation Budget that broadened the use of state funding for vanpools to include capital and system development costs including ridership outreach, capital cost for vanpool smart card implementation and required coordination on vanpool fare simplification for both employers and riders.   |
| 8        | Department of Transportation (DOT)           | <b>Odometer Taxation New Item</b>  | King County supports appointing a legislative task force to consider the long-term viability of gas tax to fund transportation projects. - the odometer tax would keep pace with the growth in vehicle miles traveled (VMT).   |
| 9        | Council                                      | <b>Regional Transportation Funding New Item</b>  | King County supports sustaining the ability of the region to raise revenue to fund highway and transit projects within the Puget Sound region.   |