

Ordinance No. 121863

Council Bill No. 115309

AN ORDINANCE relating to care and treatment for sex industry workers; making an appropriation to the Human Services Department in the 2005 Budget from a dedicated account in the Human Services Operating Fund by a three-fourths vote of the City Council.

CF No. _____

Date Introduced:	JUL 5 - 2005	
Date 1st Referred:	JUL 5 - 2005	To: (committee) Public Safety, Civil Rights & ...
Date Re - Referred:		To: (committee)
Date Re - Referred:		To: (committee)
Date of Final Passage:	7-11-05	Full Council Vote: 7-0
Date Presented to Mayor:	7-11-05	Date Approved: 7/18/05
Date Returned to City Clerk:	7/21/05	Date Published: <i>JPR</i> T.O. <input checked="" type="checkbox"/> F.T. <input type="checkbox"/>
Date Vetoed by Mayor:		Date Veto Published:
Date Passed Over Veto:		Veto Sustained:

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: *Nick Licata* LICATA
Councilmember

Committee Action:

7/18/05 Pass NL

7/11/05 Passed 7-0 (Excused: Della, Sternbroeck)

This file is complete and ready for presentation to Full Council. Committee: _____ (initial/date)

Law Department

Law Dept. Review

OMP Review

City Clerk Review

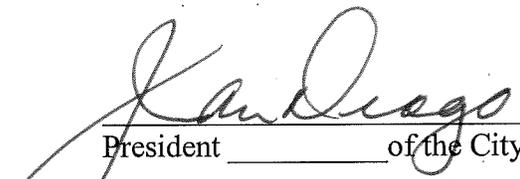
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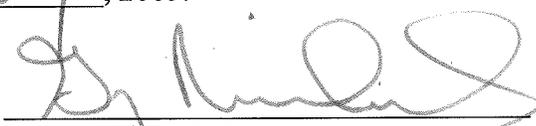
1 appropriated shall carry forward to subsequent fiscal years until they are exhausted or abandoned
2 by ordinance.

3 Section 2. This ordinance shall take effect and be in force thirty (30) days from and after
4 its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days
5 after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

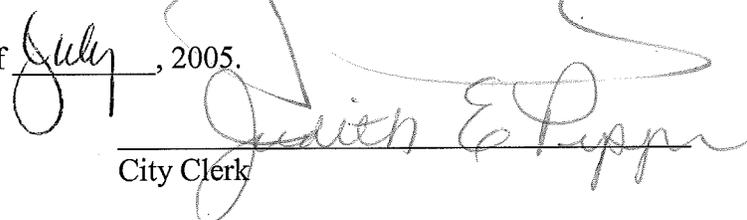
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7 Passed by a three-fourths (3/4) vote of all the members of the City Council the 11th day
8 of July, 2005, and signed by me in open session in authentication of its passage this
9 11th day of July, 2005.

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11 
President _____ of the City Council

12 Approved by me this 18th day of July, 2005.

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15 Gregory J. Nickels, Mayor

16 Filed by me this 21st day of July, 2005.

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18 
City Clerk

19 (Seal)
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FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	DOF Analyst/Phone:
City Attorney's Office	Tom Carr 4-8288	Amanda Allen 4-8686

Legislation Title: "AN ORDINANCE relating to care and treatment for sex industry workers; making an appropriation to the Human Services Department in the 2005 Budget from a dedicated account in the Human Services Operating Fund by a three-fourths vote of the City Council."

- **Summary of the Legislation:** This ordinance appropriate monies collected in the Sex Industry Victims Fund since the original ordinance was enacted in 2002.
- **Background:** Ordinance 120907, enacted in 2002, established the Care and Treatment of Sex Industry Victims Account in the Human Services Operating Fund, and designated that account to be used to pay for services designed to provide care and treatment to sex industry workers. Ordinance 120907 provided that such funds could be expended only with the approval of the City Council. The money in the Care and Treatment of Sex Industry Victims Account is derived from fees paid in connection with pretrial diversion agreements entered into by persons charged with violations of SMC 12A.10.010, 12A.10.020, 12A.10.040, or 12A.10.060 and from fines imposed on persons convicted of violating those sections of the Seattle Municipal Code. The present balance in the Care and Treatment of Sex Industry Victims Account is approximately \$60,000. This ordinance increases the 2005 Human Services Department budget by up to \$30,000 to be used to assist sex industry workers. The ordinance provides that only money actually in the account may be used and allows money not expended to be carried over until 2006.

X **This legislation has financial implications.** (Please complete all relevant sections that follow.)

Appropriations: This table should reflect appropriations that are a direct result of this legislation. In the event that the project/ programs associated with this ordinance have appropriations that were, or will be, received because of previous or future legislation or budget actions, please provide details in the Notes section below.



Fund Name and Number	Department	Budget Control Level*	2005 Appropriation	2006 Anticipated Appropriation
Human Services Operating Fund 16200	HSD	BCL H40DV	\$30,000	\$30,000
TOTAL			\$30,000	\$30,000

*See budget book to obtain the appropriate Budget Control Level for your department.

Notes:

Anticipated Revenue/Reimbursement: Resulting From This Legislation: This table should reflect revenues/reimbursements that are a direct result of this legislation. In the event that the issues/projects associated with this ordinance/resolution have revenues or reimbursements that were, or will be, received because of previous or future legislation or budget actions, please provide details in the Notes section below the table.

Fund Name and Number	Department	Revenue Source	2005 Revenue	2006 Revenue
TOTAL				

Notes: The revenue being appropriated in this ordinance results from previous ordinances, including 120907. The money in the Care and Treatment of Sex Industry Victims Account is derived from fees paid in connection with pretrial diversion agreements entered into by persons charged with violations of SMC 12A.10.010, 12A.10.020, 12A.10.040, or 12A.10.060 and from fines imposed on persons convicted of violating those sections of the Seattle Municipal Code. The present balance in the Care and Treatment of Sex Industry Victims Account is approximately \$60,000.



Total Regular Positions Created Or Abrogated Through This Legislation, Including FTE

Impact: This table should only reflect the actual number of positions created by this legislation. In the event that positions have been, or will be, created as a result of previous or future legislation or budget actions, please provide details in the Notes section below the table.

Position Title and Department*	Fund Name	Fund Number	Part-Time/ Full Time	2005 Positions	2005 FTE	2006 Positions**	2006 FTE**
TOTAL							

* List each position separately

** 2006 positions and FTE are total 2006 position changes resulting from this legislation, not incremental changes. Therefore, under 2006, please be sure to include any continuing positions from 2005

Notes:

- **Do positions sunset in the future?** (If yes, identify sunset date):

Spending/Cash Flow: This table should be completed only in those cases where part or all of the funds authorized by this legislation will be spent in a different year than when they were appropriated (e.g., as in the case of certain grants and capital projects). Details surrounding spending that will occur in future years should be provided in the Notes section below the table.

Fund Name and Number	Department	Budget Control Level*	2005 Expenditures	2006 Anticipated Expenditures
TOTAL				

* See budget book to obtain the appropriate Budget Control Level for your department.

Notes:

- **What is the financial cost of not implementing the legislation?** (Estimate the costs to the City of not implementing the legislation, including estimated costs to maintain or expand an existing facility or the cost avoidance due to replacement of an existing facility, potential conflicts with regulatory requirements, or other potential costs if the legislation is not implemented.)



There is no direct financial cost of not implementing this legislation. Indirect costs incurred are that sex industry workers continue to be victims and the cycle of that abuse will continue. As such the City will continue to incur costs to adjudicate the crimes they perpetrate.

- **What are the possible alternatives to the legislation that could achieve the same or similar objectives?** *(Include any potential alternatives to the proposed legislation, such as reducing fee-supported activities, identifying outside funding sources for fee-supported activities, etc.)*
An alternative would be to pay for these services out of the General Subfund.
- **Is the legislation subject to public hearing requirements:** *(If yes, what public hearings have been held to date, and/or what plans are in place to hold a public hearing(s) in the future.)*
N/A
- **Other Issues** *(including long-term implications of the legislation):*

Please list attachments to the fiscal note below:



Seattle City Attorney

Thomas A. Carr

June 28, 2005

Honorable Jan Drago
President, Seattle City Council
City Hall, 2nd Floor
Seattle, WA 98104

Dear Council President Drago:

I am transmitting the attached proposed legislation pertaining to the Sex Industry Victims Fund. Council Member Licata has agreed to sponsor the legislation.

This proposed legislation will appropriate funds from the Care and Treatment of Sex Industry Victims Account (referred to as the "Sex Industry Victims Fund") within the Human Services Operating Fund, to be spent on a special program for the rehabilitation of teen prostitutes. As you are likely aware, funds gathered from John stings go into the Sex Industry Victims Fund and we are trying to appropriate these monies for the use of victims of this crime. This legislation provides an opportunity for the Council to review and approve funding for these programs using the Sex Industry Victims Fund, as explained in the fiscal note.

Thank you for your consideration of this legislation. Should you have any questions, please contact Sandra Cohen or myself at 684-8200.

Very Truly Yours,

A handwritten signature in black ink that reads "Tom".

Thomas A. Carr
Seattle City Attorney

cc: Council Member Nick Licata



STATE OF WASHINGTON - KING COUNTY

--SS.

188506
CITY OF SEATTLE, CLERKS OFFICE

No.

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

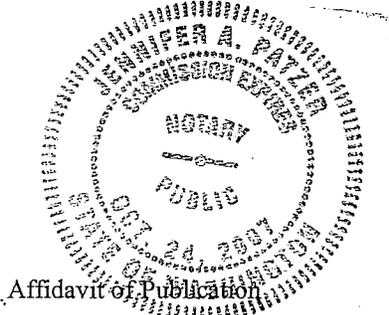
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:121858-121864

was published on

08/01/05

The amount of the fee charged for the foregoing publication is the sum of \$ 79.50, which amount has been paid in full.



MD

Subscribed and sworn to before me on

08/01/05

Jennifer Rayzer

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

TITLE-ONLY PUBLICATION

The full text of the following ordinances, passed by the City Council

on July 11, 2005, and published here by title only, will be mailed upon request, or can be accessed electronically at <http://clerk.ci.seattle.wa.us>. For further

information, contact the Seattle City Clerk at 684-8344.

ORDINANCE NO. 121858

AN ORDINANCE relating to the Neighborhood Parks, Green Spaces, Trails, and Zoo Levy; authorizing the acquisition of real property commonly

known as Junction Plaza and the Ercolini Property; authorizing

acceptance of the deeds for open space, park and recreation purposes; increasing appropriations to the Department of Parks and Recreation in the 2005 Budget; all by a three-fourths vote of the City Council.

ORDINANCE NO. 121860

AN ORDINANCE relating to security from terrorism; authorizing the City

to partner with the State of Washington and King County to receive

financial assistance from the Department of Homeland Security (DHS), Office for State and Local Government Coordination and Preparedness under the Urban Areas Security Initiative Grant for Federal Fiscal Year 2005 (UASI 05); authorizing an application for allocation of funds under that agreement; increasing appropriations to the Police Department, the Fire Department, the Department of Information Technology, and the Fleets and Facilities Department in the 2005 Budget; all by a three-fourths vote of the City Council.

ORDINANCE NO. 121863

AN ORDINANCE relating to care and treatment for sex industry workers;

making an appropriation to the Human Services Department in the 2005 Budget from a dedicated account in the Human Services Operating Fund by a three-fourths vote of the City Council.

ORDINANCE NO. 121864

AN ORDINANCE appropriating money to pay certain audited claims and

ordering the payment thereof.

Publication ordered by JUDITH PIPPIN,
City Clerk

Date of publication in the Seattle Daily
Journal of Commerce, August 1, 2005.

8/1(188608)