

FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	CBO Analyst/Phone:
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Legislation Title:

AN ORDINANCE relating to Hearing Examiner filing fees, amending Section 3.02.125 to add exceptions for cases brought to enforce Chapter 14.17 (Use of Criminal History in Employment Decisions) and Subchapter III of Chapter 4.20 (Whistleblower Protection Code).

Summary of the Legislation:

The legislation would amend Section 3.02.125 to add exemptions from Hearing Examiner filing fees for complaints filed to enforce Chapter 14.17, concerning the use of criminal history in employment decisions, and Subchapter III of Chapter 4.20, concerning whistleblower protection.

Background:

Subsection 3.02.125.A sets Hearing Examiner filing fees at \$85.00 and lists the exceptions to that fee. The exceptions include actions filed by the City to enforce certain Code requirements, such as those that address fair contracting practices (Chapter 14.10) and fair employment practices (Chapter 14.04).

Ordinance 124201, adopted in 2013, places restrictions on the use of criminal history in employment decisions and requires that when a complaint is brought by the City Attorney to enforce those restrictions, it must be filed with the Hearing Examiner. Ordinance 124362, also adopted in 2013, allows the Executive Director of the Ethics and Elections Commission to enforce certain portions of the Whistleblower Protection Code by filing a complaint with the Hearing Examiner. The legislation would amend Subsection 3.02.125 to provide an exception from the standard Hearing Examiner filing fee for each of these new case types.

Please check one of the following:

This legislation does not have any financial implications.

This legislation has financial implications.

Appropriations: Not applicable

Appropriations Notes: Not applicable

Anticipated Revenue/Reimbursement Resulting from this Legislation: Not applicable

Revenue/Reimbursement Notes: Not applicable

Total Regular Positions Created, Modified, or Abrogated through this Legislation, Including FTE Impact: Not applicable

Spending/Cash Flow: Not applicable

Other Implications:

- a) **Does the legislation have indirect financial implications, or long-term implications?**
No
- b) **What is the financial cost of not implementing the legislation?**
None
- c) **Does this legislation affect any departments besides the originating department?**
No
- d) **What are the possible alternatives to the legislation that could achieve the same or similar objectives?** Not applicable
- e) **Is a public hearing required for this legislation?**
No
- f) **Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**
No
- g) **Does this legislation affect a piece of property?**
No
- h) **Other Issues:**
Not applicable

List attachments to the fiscal note below:

None